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Commission Agenda

Date: March 23, 2023

Subject: NCPA Commission Meeting

Location: NCPA, 651 Commerce Drive, Roseville, CA 95678

Time: 9:30 am

* In compliance with the Brown Act, you may participate at one of the meeting locations listed below. In either case, please: 1) post this Agenda at a publicly accessible location at the participation location no later than 72-hours before the meeting begins, and 2) have a speaker phone available for any member of the public who may wish to attend at your location. *

<p>SAN FRANCISCO BAY AREA RAPID TRANSIT 300 Lakeside Drive Oakland, CA</p>	<p>CITY OF HEALDSBURG CITY HALL 401 Grove Street Healdsburg, CA</p>	<p>PALO ALTO CITY HALL Ground Level 250 Hamilton Ave. Palo Alto, CA</p>
<p>LARRY PRICE Plumas-Sierra 971 Chandler Road Quincy, CA</p>	<p>THE PORT OF OAKLAND 530 Water Street Oakland, CA</p>	<p>JULIE WINTER REDDING 213 Shadowrun Court Redding, CA</p>
<p>REDDING ELECTRIC 3611 Avtech Parkway Redding, CA</p>	<p>SILICON VALLEY POWER 881 Martin Ave. Santa Clara, CA</p>	<p>CITY OF SHASTA LAKE 4332 Vallecito Street Shasta Lake, CA</p>
<p>TRUCKEE DONNER PUD 11570 Donner Pass Road Truckee, CA</p>	<p>CITY OF UKIAH City Hall Annex 411 W. Clay Street Ukiah, CA</p>	

The Commission may take action on any of the items listed on this Agenda regardless of whether the matter appears on the Consent Calendar or is described as an Action Item, a Report or an Informational Item. This agenda is supplemented by Staff Reports which are available to the public upon request. Pursuant to California Government Code Section 54957.5, the following is the location at which the public can view Agendas and other public writings: NCPA Offices, 651 Commerce Drive, Roseville, California, or www.ncpa.com.

Time estimates are provided as part of the Commission's effort to manage its time at Commission meetings. Listed times are estimated only and are subject to change at any time, including while the meeting is in progress. The Commission reserves the right to use more or less time on any item, to change the order of items, and/or to continue items to another meeting.

Particular items may be heard before or after the time estimated on the agenda. This may occur in order to best manage the time at a meeting or to adapt to the participation of the public. To ensure participation in a particular item, we suggest arriving at the beginning of the meeting and remaining until the item is called.

Persons requiring accommodations in accordance with the Americans with Disabilities Act in order to attend or participate in this meeting are requested to contact the NCPA Secretary at 916 781-3636 in advance of the meeting to arrange for such accommodations.

REVIEW SAFETY PROCEDURES

1. *Call Meeting to Order, Introductions and Roll Call (9:30 am – 9:35 am)*
2. *Approve Minutes of the February 23, 2023, Regular Commission Meeting (9:35 am – 9:40 am)*

PUBLIC FORUM

Any member of the public who desires to address the Commission on any item considered by the Commission at this meeting before or during the Commission's consideration of that item shall so advise the Chair and shall thereupon be given an opportunity to do so. Any member of the public who desires to address the Commission on any item within the jurisdiction of the Commission and not listed on the Agenda may do so at this time.

OPEN SESSION

REPORTS AND COMMITTEE UPDATES (9:40 am – 10:00 am)

3. General Manager's Business Progress Report and Update
4. Executive Committee
5. Facilities Committee
6. Finance Committee
7. Legal Committee
8. Legislative & Regulatory Affairs Committee
9. Members' Announcements & Meeting Reporting

CONSENT CALENDAR (10:00 am – 10:10 am)

All items on the Consent Calendar are considered routine and will be approved without discussion by a single roll call vote. Any Commissioner or member of the public may remove any item from the Consent Calendar. If an item is removed, it will be discussed separately following approval of the remainder of the Consent Calendar. Prior to the roll call vote to approve the Consent Calendar, the Commissioners will be polled to determine if any Member wishes to abstain from one or more items on the Consent Calendar.

10. NCPA's Financials for the Month Ended February 28, 2023 – approval by all members.

11. Treasurer's Report for the Month Ended February 28, 2023 – accept by all members.

12. Resolution 23-24, Reliability Optimization, Inc. – First Amendment to Five Year Multi-Task Consulting Services Agreement for Predictive Maintenance Testing Services; Applicable to the following: All NCPA Facilities, NCPA Members, Southern California Public Power Authority (SCPPA), and SCPPA Members– adopt resolution by all members authorizing the General Manager or his designee to enter into a First Amendment to the Multi-Task Consulting Services Agreement with Reliability Optimization, Inc. for predictive maintenance testing services, with any non-substantial changes recommended and approved by the NCPA General Counsel, accepting assignment to RTS Reliability Testing Services, LLC, for continued use at any facilities owned and/or operated by NCPA, NCPA Members, by SCPPA, and SCPPA Members. .

Fiscal Impact: Upon execution, the total not-to-exceed amount of the agreement will remain unchanged at \$2,000,000.

13. Resolution 23-25, HRST, Inc. – Five Year Multi-Task General Services Agreement for HRSG Related Inspection Services; Applicable to the following: NCPA, NCPA Members, the SCPPA, and SCPPA Members – adopt resolution by all members authorizing the General Manager or his designee to enter into a Multi-Task General Services Agreement with HRST, Inc. for HRSG related inspection services, with any non-substantial changes recommended and approved by the NCPA General Counsel, which shall not exceed \$1,000,000 over five years, for use at any facilities owned and/or operated by NCPA, NCPA Members, SCPPA, and SCPPA Members.

Fiscal Impact: Upon execution the total cost of the agreement will not to exceed \$1,000,000 over five years.

14. Resolution 23-26, Swaim Biological Incorporated – Five Year Multi-Task Professional Services Agreement for Biological Monitoring and Support Services; Applicable to the following: NCPA, NCPA Members, SCPPA, and SCPPA Members – adopt resolution by all members authorizing the General Manager or his designee to enter into a Multi-Task Professional Services Agreement with Swaim Biological Incorporated for biological monitoring and support services, with any non-substantial changes recommended and approved by the NCPA General Counsel, which shall not exceed \$500,000 over five years, for use by any facilities owned and/or operated by NCPA, NCPA Members, by SCPPA, and SCPPA Members.

Fiscal Impact: Upon execution the total not-to-exceed amount of the agreement will not exceed \$500,000 over five years.

15. Resolution 23-27, Control Components, Inc. – First Amendment to the Five Year Multi-Task General Services Agreement for Purchase of Equipment, Materials, and Supplies for Valve and Vent Maintenance Services and Parts; applicable to the following: NCPA, NCPA Members, SCPPA, and SCPPA Members – adopt resolution by all members authorizing the General Manager or his designee to enter into a First Amendment to the Multi-Task General Services Agreement and Agreement for Purchase of Equipment, Materials and Supplies with Control Components, Inc. for valve and vent maintenance services and parts, with any non-substantial changes recommended and approved by NCPA General Counsel, accepting assignment to IMI Critical Engineering LLC, for continued use at any facilities owned and/or operated by NCPA, NCPA Members, SCPPA, and SCPPA Members.

Fiscal Impact: Upon execution, the total not to exceed amount of the agreement will remain unchanged at \$1,000,000.

Consent Items pulled for discussion: _____

INFORMATIONAL ITEMS (10:10 am – 10:40 am)

16. Proposed Annual Budget Review for Fiscal Year 2024 – status report, budget preview and presentation for this year’s preparation.

CLOSED SESSION ITEMS (10:40 – 11:00)

17. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

- A. Pursuant to Government Code Section 54956.9(d)(1) – Existing Litigation, two (2) cases:
 - 1) Case Name: *Northern California Power Agency, City of Redding, City of Roseville, and City of Santa Clara v. the United States*, United States Court of Appeals for the Federal Circuit, Case No. 23-1188.
 - 2) Case Name: *In Re PG&E Corporation and Pacific Gas and Electric Company*: United States District Court, Northern District of California, Case No. 4:22-cv-02833-HSG.

18. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION

- A. Pursuant to Government Code Section 54956.9(d)(2) – Potential Litigation, two (2) cases.

OPEN SESSION

REPORT FROM CLOSED SESSION

NEW BUSINESS

ADJOURNMENT