



651 Commerce Drive,
Roseville, CA 95678

phone (916) 781-3636
fax (916) 783-7693
web www.ncpa.com

Agenda

Date: April 25, 2019

Subject: NCPA Commission Meeting

Location: NCPA's Office, 651 Commerce Drive, Roseville, California

Time: 9:30 am

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 and Introductions (9:30 – 9:35 am)*
2. *Approve minutes of the March 28, 2019, Regular Commission Meeting (9:35 – 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 – 10:15 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 (10:15 – 10:20 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 March 31, 2019*** – approval by all members.
11. ***Treasurer's Report for the Month Ended March 31, 2019*** – accept by all members.
12. ***Sale or Disposal of Surplus Property*** – note and file report by all members for the disposal of scrap metal and e-waste that was disposed of via recycling establishments.
Fiscal Impact: This report has no direct fiscal impact to the Agency.
13. ***Proposed Amendment to the 2019 Committee Meeting Calendar*** – consideration by all members to approve the proposed Amended 2019 Committee Meeting Calendar. The only proposed amendment moves the regular scheduled July 25 Executive Committee and Commission meetings to July 26, due to an external location conflict at Murphys.
Fiscal Impact: This report has no direct fiscal impact on the Agency.
14. ***Resolution 19-30, Trimark Associates, Inc. – Five Year Multi-Task General Services Agreement for revenue meter related (installation, maintenance, data acquisition, telemetry, etc.) services. Applicable to the following projects: All NCPA Facility Locations, Members, 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 Trimark Associates, Inc., for revenue meter related services, including any non-substantial changes recommended and approved by the NCPA General Counsel.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$2,000,000.00 to be used out of the NCPA approved budget. Purchase orders referencing the terms and conditions of the Agreement will be issued in accordance with NCPA's procurement policies and procedures.

- 15. Resolution 19-31, Pacific Power Engineers, Inc. – Five Year Multi-Task General Services Agreement for revenue meter related (installation, maintenance, data acquisition, telemetry, etc.) services. Applicable to the following projects: All NCPA Facility Locations, Members, 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 Pacific Power Engineers, Inc., for revenue meter related services, including any non-substantial changes recommended and approved by the NCPA General Counsel.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$2,000,000.00 to be used out of the NCPA approved budget. Purchase orders referencing the terms and conditions of the Agreement will be issued in accordance with NCPA's procurement policies and procedures.

- 16. Resolution 19-32, Approval of Letter of Agreement 19-SNR-02239** – adopt resolution by all members approving the Western Area Power Administration Letter of Agreement 19-SNR-02239, and authorize the General Manager of NCPA to execute Letter of Agreement 19-SNR-02239, on behalf of NCPA, including any non-substantive modifications to Letter of Agreement 19-SNR-02239 approved by NCPA's General Counsel.

Fiscal Impact: Costs associated with entering into Letter of Agreement 19-SNR-02239 are estimated to be less than \$10,000 for the term of the agreement, and will be allocated according to Base Resource percentages of the represented members. NCPA's administrative costs for development and administration of the agreement will be allocated to members in accordance with approved cost allocation methodologies as described the NCPA annual budget.

- 17. Resolution 19-35, GEI Consultants, Inc. – Five Year Multi-Task Professional Services Agreement for engineering services; Applicable to the following projects: All NCPA Facility Locations, 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 GEI Consultants, Inc., for engineering services, with any non-substantial changes recommended and approved by the NCPA General Counsel.

Fiscal Impact: Upon execution, the total cost of the agreement is not-to-exceed \$1,000,000 over five years to be used out of NCPA approved budgets as services are rendered. Purchase orders referencing the terms and conditions of the Agreement will be issued following NCPA procurement policies and procedures.

- 18. Resolution 19-36, Johnson Controls, Inc. – Five Year Multi-Task General Services Agreement for HVAC and chiller maintenance related services; Applicable to the following projects: All NCPA Facility Locations, Members, 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 Johnson Controls, Inc., for HVAC and chiller maintenance related services, with any non-substantial changes recommended and approved by the NCPA General Counsel.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$500,000.00 over five years, to be used out of the NCPA approved budget. Purchase orders referencing the terms and conditions of the Agreement will be issued following NCPA procurement policies and procedures.

19. Resolution 19-37, WorleyParsons Group, Inc. – Five Year Multi-Task Professional Services Agreement for project support services; Applicable to the following projects: All NCPA Facility Locations, Members, SCLPA, and SCLPA Members – adopt resolution by all members authorizing the General Manager or his designee to enter into a Multi-Task Professional Services Agreement with WorleyParsons Group, Inc., for project support services related to plant operations, with any non-substantial changes recommended and approved by the NCPA General Counsel.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$1,500,000.00 over five years, to be used out of the NCPA approved budget. Purchase orders referencing the terms and conditions of the Agreement will be issued following NCPA procurement policies and procedures.

20. Resolution 19-38, American Power Systems, LLC – Five Year Multi-Task General Services Agreement for battery related services; Applicable to the following projects: All NCPA Facility Locations, Members, SCLPA, and SCLPA Members – adopt resolution by all members authorizing the General Manager or his designee to enter into a Multi-Task General Services Agreement with American Power Systems, LLC for battery related services, with any non-substantial changes recommended and approved by the NCPA General Counsel.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$500,000.00 over five years, to be used out of the NCPA approved budget. Purchase orders referencing the terms and conditions of the Agreement will be issued following NCPA procurement policies and procedures.

Consent Items pulled for discussion: _____

DISCUSSION / ACTION ITEMS (10:20 – 10:40 am)

21. Resolution 19-33, Approval of Exhibit C, Revision 23 to Western Area Power Administration (WAPA) Contract 96-SNR-00110 – adopt resolution by all members approving Exhibit C, Revision 23 to Contract 96-SNR-00110, and authorize the General Manager of NCPA to execute Exhibit C, Revision 23 to Contract 96-SNR-00110, on behalf of NCPA, including any non-substantive modifications to Exhibit C, Revision 23 to Contract 96-SNR-00110 approved by NCPA's General Counsel.

Fiscal Impact: Execution of Exhibit C, Revision 23 to Contract 96-SNR-00110 would establish a commitment by NCPA, specifically the Assigning Members, to provide funds associated with federal Fiscal Year 2023 in the amount of \$10,931,542.95. The obligation to provide funds survives termination of the O&M Agreement, but any and all future obligations would be absolved coincident with the termination of the Base Resource contract.

WAPA will invoice and collect funds according to a monthly schedule. Approximately one (1) month following payment, WAPA will return funds to NCPA through a bill credit on the monthly WAPA power bill. Therefore, the net fiscal impact is approximately zero dollars (\$0.00). Costs associated with this commitment will be allocated to the Assigning Members based on Western Allocation percentages.

- 22. Resolution 19-34, Approve the Termination of the 2008 Series B Hydroelectric Interest Rate Swap** – adopt resolution by all members authorizing and approving the termination of an interest rate swap agreement relating to Hydroelectric Project Number One Revenue Bonds (2008 Series B bonds); and authorizing certain other related matters. **Fiscal Impact:** As of March 31, 2019, the MTM of the 2008 B swap was positive by approximately \$155,000, but this amount will fluctuate as interest rates move up or down. With this action, the Hydro project participants should receive a payment from the swap counterparty (approx. \$165k) less any related expenses from legal and/or the Agency's financial and swap advisors. No additional funds or budget augmentation is necessary.

INFORMATION ITEMS (10:40 – 10:50 am)

- 23. Proposed Annual Budget Review for Fiscal Year 2020** – status report, budget preview and presentation for this year's preparation.

CLOSED SESSION (10:50 – 11:15 am)

- 24. Conference with Legal Counsel** – Existing litigation pursuant to Government Code Section 54956.9(d)(1): Name of case: *Northern California Power Agency, City of Redding, City of Roseville, and City of Santa Clara v. the United States*, Court of Federal Claims No. 14-817C.

- 25. Conference with Legal Counsel** – Initiation of litigation pursuant to Government Code Section 54956.9 paragraph (4) of subdivision (d): one potential case.

- 26. Conference with Legal Counsel** – Initiation of litigation pursuant to Government Code Section 54956.9 paragraph (2) of subdivision (d): one potential case.

NEW BUSINESS

ADJOURNMENT