



651 Commerce Drive,
Roseville, CA 95678

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

Commission Agenda

Date: October 28, 2021

Subject: NCPA Commission Meeting

Location: Redding Electric, 3611 Avtech Parkway, Redding, California 96002

Time: 9:30 am

*** In compliance with the Brown Act, you may participate via teleconference 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. ***

REDDING ELECTRIC
3611 Avtech Parkway
Redding, CA

LODI ELECTRIC
1331 South Ham Lane
Lodi, CA

LARRY PRICE
971 Chandler Road
Quincy, CA

PORT OF OAKLAND
530 Water Street, #240
Oakland, CA

GREG SCHARFF
445 Seale Ave
Palo Alto, CA

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 – 9:40 am)*
2. *Approve Minutes of the October 1, 2021, Regular Commission Meeting (9:40 am – 9:45 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 (9:45 am – 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 am – 10:25 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 September 30, 2021*** – approval by all members.
11. ***Treasurer's Report for the Month Ended September 30, 2021*** – accept by all members.

- 12. Disposal of Northern California Power Agency Surplus Property** – note and file the report by all members for the disposal of a 2002 Ford pick-up truck from the Hydroelectric Facility.
Fiscal Impact: This report has no direct fiscal impact to the Agency.
- 13. 2022 NCPA Committee Meeting Calendar** – approval by all members.
Fiscal Impact: This item has no direct fiscal impact to the Agency.
- 14. Acceptance of the Annual Financial Statement and Associated Audit Report and Letters for Years Ended June 30, 2021 and 2020** – accept and file by all members the Annual Financial Statements and Associated Audit Report and Letters for the years ended June 30, 2021 and 2020.
Fiscal Impact: This financial report for the years ended June 30, 2021 and 2020 has no direct budget impact to NCPA; it reports on the fiscal impacts for the last fiscal year.
- 15. Resolution 21-96, Black & Veatch Corporation - Second Amendment to Five Year Multi-Task Professional Services Agreement for Consulting Services Related to Project Support and Plant Operations; Applicable to the following: All Northern California Power Agency (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 Second Amendment to the Multi-Task Professional Services Agreement with Black & Veatch Corporation for consulting services related to project support and plant operations, with any non-substantial changes recommended and approved by the NCPA General Counsel or her designee, extending the agreement expiration date from November 26, 2021 to January 31, 2022, 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 cost of the agreement will remain unchanged at not to exceed \$1,500,000 over the remainder of the contract term.
- 16. Resolution 21-97, ACCO Engineered Systems, Inc. – First Amendment to Five Year Multi-Task General Services Agreement for HVAC Maintenance Services; Applicable to the following: All Northern California Power Agency (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 General Services Agreement with ACCO Engineered Systems, Inc. for HVAC maintenance services, with any non-substantial changes recommended and approved by the NCPA General Counsel, extending the agreement expiration from November 17, 2021 to January 31, 2022, 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 cost of the agreement will remain unchanged at not to exceed \$750,000 over the remainder of the contract term.
- 17. Resolution 21-98, CH2M Hill Engineers, Inc. – First Amendment to Five Year Multi-Task Professional Services Agreement for Compliance Support Services Including Biological Monitoring and General Compliance Support; Applicable to the following: All Northern California Power Agency (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 Professional Services Agreement with CH2M Hill Engineers, Inc. for compliance support services, including biological monitoring and general compliance support, with any non-substantial changes recommended and approved by the NCPA General Counsel, increasing the not to exceed amount from \$200,000 to \$500,000, 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 increase from \$200,000 to \$500,000 over the remainder of the contract term.

- 18. Resolution 21-99, Evoqua Water Technologies, LLC - First Amendment to Five Year Multi-Task General Services Agreement for Water Treatment Related Services; Applicable to the following: All Northern California Power Agency (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 General Services Agreement with Evoqua Water Technologies, LLC for condensate polisher resin regeneration, DI mixed bed vessel rental and regeneration, RO & UF membrane cleaning and other water treatment support services, with any non-substantial changes recommended and approved by the NCPA General Counsel or her designee, modifying the warranty language in Sections 12.1 and 12.2 and adding emergency delivery pricing in Exhibit B, 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 cost of the agreement will remain unchanged at not to exceed \$1,000,000 over the remainder of the contract term.

- 19. Resolution 21-104, Hometown Connections, Inc. – First Amendment to Five Year Multi-Task Consulting Services Agreement Applicable to Northern California Power Agency (NCPA), 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 Hometown Connections, Inc., for various consulting related tasks including but not limited to organization assessments, strategic planning, market research, and training, with any non-substantial changes recommended and approved by the NCPA General Counsel, increasing the not to exceed to \$1,000,000, for continued use at all facilities owned and/or operated by NCPA, NCPA Members, the Southern California Public Power Authority (SCPPA), or SCPPA Members.

Fiscal Impact: Upon execution, the total not-to-exceed amount of the agreement will increase from \$250,000 to \$1,000,000 with no other changes to the terms and conditions.

- 20. Resolution 21-105, Approval of the Third Amendment to the Lease Agreement with Consolidated Communications for the Disaster Recovery Center Facility** – adopt resolution by all members authorizing the General Manager or his designee to execute the Third Amendment to the Lease Agreement extending the period for up to two years or April 30, 2024, with any non-substantial changes recommended and approved by the General Counsel.

Fiscal Impact: Approval of the third amendment will cost \$130,608 through April 2024. The lease is included in the current fiscal year budget with funds available in the General Services budget.

Consent Items pulled for discussion: _____

CLOSED SESSION ITEMS (10:25 am – 11:10 am)

- 21. CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to Government Code Section 54956.9(d)(1): Name of case: *In Re PG&E Corporation and Pacific Gas and Electric Company, Debtors; United States Bankruptcy Court, Northern District of California, Case Nos. 19-30088 (Lead Case) and 19-30089 DM.*

- 22. CONFERENCE WITH LEGAL COUNSEL** – Anticipated Litigation pursuant to Government Code Section 54956.9(d)(2) – two (2) cases.
- 23. 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.
- 24. CONFERENCE WITH LABOR NEGOTIATORS** – pursuant to Government Code Section 54957.6: Agency representatives: General Manager Randy S. Howard, Assistant General Manager Monty Hanks, and Human Resources Manager Elizabeth Gonzalez. Employee organization: IBEW Local 1245 (Geothermal and Combustion Turbines).
- 25. CONFERENCE WITH LABOR NEGOTIATORS** – pursuant to Government Code Section 54957.6: Agency representatives: General Manager Randy S. Howard, Assistant General Manager Monty Hanks, and Human Resources Manager Elizabeth Gonzalez. Employee organization: Hydroelectric Employees Association (Hydroelectric Facility).

OPEN SESSION

REPORT FROM CLOSED SESSION

DISCUSSION / ACTION ITEMS (11:10 am – 12:00 pm)

- 26. *Resolution 21-94, IBEW Local 1245 Memorandum of Understanding*** – adopt resolution by all members approving the Memorandum of Understanding (MOU) between NCPA and the IBEW Local 1245 for the period of December 19, 2021, through December 28, 2024. The MOU was bargained in good faith based on the direction provided by the Executive Committee to management’s negotiations representatives. In addition, management requests authorization for the General Manager to make the required modifications in the MOU to implement the economic and non-economic agreed upon terms and conditions.
Fiscal Impact: There are sufficient funds within the FY2022 budget to cover the general wage increases. No additional budget change or modification is required.
- 27. *Resolution 21-95, Hydroelectric Employee Association Memorandum of Understanding*** – adopt resolution by all members approving the Memorandum of Understanding (MOU) between NCPA and the Hydroelectric Employee Association (HEA) for the period of December 19, 2021, through December 28, 2024. The MOU was bargained in good faith based on the direction provided by the Executive Committee to management’s negotiations representatives. In addition, management requests authorization for the General Manager to make the required modifications in the MOU to implement the economic and non-economic agreed upon terms and conditions.
Fiscal Impact: There are sufficient funds within the FY2022 budget to cover the general wage increases. No additional budget change or modification is required.
- 28. *Resolution 21-106, Approval of Major insurance Renewals for Policy Year 2022*** – adopt resolution by all members authorizing the General Manager to negotiate and bind policy year 2022 property and liability coverages at a not-to-exceed amount of \$5,700,000. This authority includes a not-to-exceed of \$3,700,000 for property insurance and \$2,000,000 for casualty insurance.

Fiscal Impact: The total cost of the policy year 2022 insurance programs is an estimated, not-to-exceed of \$5,700,000. The Agency is estimated to save at least \$2 million in property premiums over the expiring coverages in 2022 and over \$4 million during the term. The Casualty program is expected to increase approximately 15%. Staff will return in January with a final report of coverages and premiums.

29. *Overview of the FY2023 Budget Process and Approach* – Commission provide guidance and direct staff to prepare for the FY2023 NCPA Operating Budget in accordance with the accepted directions.

Fiscal Impact: Direction provided in this presentation will provide budget guidance for FY2023. Specific fiscal impact is not known at this time. Actual fiscal impact will be presented at the time of final approval of the budget, currently scheduled for April 2022.

30. *NCPA's Emergency Declaration Discussion* – staff to provide an update and discussion on NCPA's Existing Emergency Declaration regarding COVID-19.

INFORMATIONAL ITEMS (12:00 pm – 12:15 pm)

31. *Overview of FY 2021 Annual Billing Settlements Review Process* – update and staff presentation.

NEW BUSINESS

ADJOURNMENT