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Commission Minutes

To: NCPA Commission
From: Carrie A. Pollo, Assistant Secretary to the Commission
Subject: NCPA Commission Meeting – December 5, 2024

1. *Call Meeting to Order and Introductions*

Chair Jenelle Osborne called the meeting to order at 9:55 am at 651 Commerce Drive, Roseville, CA. Introductions were made and roll call was taken. Those in attendance are shown on the attached attendance list.

2. *Approve Minutes of the October 24, 2024 Commission Meeting*

MOTION: A motion was made by Sudhanshu Jain, and seconded by Pauline Rocucci to approve the minutes of the October 24, 2024 Commission meeting. The motion carried by a majority on a roll call vote of those Members present as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART	Y		
Biggs	Y		
Gridley	Y		
Healdsburg			X
Lodi	Y		
Lompoc	Y		
Palo Alto	Y		
Port of Oakland			X
Redding	Y		
Roseville	Y		
Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner	Y		
Ukiah	Y		
Plumas-Sierra	Y		

PUBLIC FORUM

Chair Osborne asked if any members of the public were present who would like to address the Commission on the agenda items. No members of the public were present.

OPEN SESSION

REPORTS AND COMMITTEE UPDATES

3. *General Manager's Business Progress Report and Update*

General Manager Randy Howard reported:

- Expressed to the Commission all the good information in the monthly BPR that's posted to the website each month along with the monthly Commission packet. Lots of effort goes into this report each month.
- Market conditions are currently good and remaining stable.
- UAMPS has reached out to NCPA to discuss CAISO Scheduling Coordinator procedures and possible SCID services with NCPA. UAMPS is a utility very similar to NCPA.
- There are questions regarding what will happen with the new administration and the LEC Hydrogen project. Staff is currently working with DOA and ARCHES regarding 45v.
- Final recommendations will be coming out from Pathways soon.

4. *Executive Committee*

Committee Chair Jenelle Osborne reported the Executive Committee met this morning. A quorum of the Committee was established. During the meeting the Committee discussed today's Commission meeting Items 31-32, and 36-39 under Discussion/Action. The Committee recommends Commission approval of the above-mentioned items. Closed Session items were also discussed during the meeting. The next regular Executive Committee meeting is scheduled for January 23, 2025.

5. *Facilities Committee*

Power Management Assistant General Manager, Tony Zimmer, reported that the Facilities Committee met on November 6, 2024. A quorum of the Committee was established. At that meeting the Committee discussed today's Commission meeting Items 13, 15-17, 22 and 24 on the Consent Calendar, and Items 26 and 28, under Discussion/Action. The Committee also met on December 4, 2024. A quorum of the Committee was established. At that meeting the Committee discussed today's Commission meeting Items 14, 18 and 21 on the Consent Calendar, and Item 27, under Discussion/Action. The Committee recommended Commission approval of the above-mentioned items. The next Facilities Committee meeting is scheduled for January 8, 2025.

6. *Finance Committee*

Committee Chair Catalina Sanchez reported that the Finance Committee met on November 12, 2024 and discussed items 23 and 25 on the Consent Calendar. Both were recommended for acceptance and approval. In addition, PFM provided an update on the status of the financial markets noting the recent movement in interest rates stemming from economic reports and actions from the Feds cutting rates. Following the US election, rates surged in anticipation of shifts in fiscal policy however, market analysts continue to anticipate more rate cuts in 2025.

Lastly, NCPA shared the funding status of the Agency's PERS pension plan and Other Post-Employment Benefits (OPEB) plan. The PERS pension plan's funding level percentage remained relatively flat to the prior year at 67%. By a majority vote, the Committee confirmed to stay on the 15-year funding plan for the Unfunded Accrued Liability. The OPEB plan reflected a funding status of 99%, however plan assets have increased significantly since the reporting date positioning fund values above the total liability. The Committee confirmed funding the Normal Cost of this plan. The next Finance Committee meeting is scheduled for February 11, 2025.

7. Legal Committee

General Counsel Jane Luckhardt reported the Legal Committee met on November 7, 2024. The Committee discussed an update regarding the TO-20 rate reduction and the TO-18 and TO-19 refund process. The Committee reviewed a draft Second Phase Agreement for Repower of the CT2 Project. Closed Session items were also discussed during the meeting.

8. Legislative & Regulatory Affairs Committee

Committee Vice Chair Sudhanshu Jain reported the L&R Committee met yesterday to review and finalize its 2025 strategic plan. This year’s plan includes playing a key role in the state’s effort to address electricity affordability issues, securing funding and providing policy support for hydrogen development at the LEC, and preserving public power’s allowance allocations under the cap-and-trade program as it moves through the legislature this year.

The next meeting of the L&R Committee will be held on February 19, 2025 in Roseville. During this meeting, NCPA will be conducting the annual budget workshop and will work to ensure our budget proposal aligns closely with our strategic plan that was approved yesterday.

The 2025 NCPA Strategic Issues Conference which will be held January 21-23, 2025, at the Kimpton Sawyer Hotel in Sacramento. As a reminder, NCPA covers the travel related expenses for two representatives from each NCPA member system to participate in this conference. Please note that the NCPA room block for this event expires December 23, 2024.

9. Members’ Announcements & Meeting Reporting

Chair Jenelle Osborne, City of Lompoc, shared that she did not get re-elected as Mayor for the City of Lompoc, so will be stepping down from the Commission. She thanked everyone for all their efforts and that she had learned so much while serving on the NCPA Commission.

CONSENT CALENDAR

Prior to the roll call vote to approve the Consent Calendar, the Commissioners were polled to determine if any Member wished to pull an item or abstain from one or more items on the Consent Calendar. No items were requested to be pulled from the Consent Calendar. Redding abstained from 24.

MOTION: A motion was made by Sudhanshu Jain and seconded by James Takehara to approve the Consent Calendar consisting of Agenda Items 10 through 25. The motion carried by a majority of those Members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y	_____	_____
San Francisco BART	Y	_____	_____
Biggs	Y	_____	_____
Gridley	Y	_____	_____
Healdsburg	_____	_____	X
Lodi	Y	_____	_____
Lompoc	Y	_____	_____
Palo Alto	Y	_____	_____
Port of Oakland	_____	_____	X
Redding	Y	24	_____
Roseville	Y	_____	_____

Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner	Y		
Ukiah	Y		
Plumas-Sierra	Y		

10. ***NCPA’s Financials for the Month Ended October 31, 2024*** – approval by all Members.

11. ***Treasurer’s Report for the Month Ended October 31, 2024*** – accept by all Members.

12. ***2025 NCPA Amended Committee Meeting Calendar*** – approval by all members.
Fiscal Impact: This item has not direct fiscal impact to the Agency.

13. ***Resolution 24-120, Kinectrics AES, Inc. – First Amendment to Five-Year Multi-Task Professional Services Agreement; 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 Kinectrics AES, Inc. for generator testing and assessment services and transmission and distribution field inspection, testing, and training services, with any non-substantial changes recommended and approved by the NCPA General Counsel, amending the Scope of Work and Exhibit B – Compensation Schedule and Hourly Fees and increasing the not to exceed amount from \$1,000,000 to \$2,000,000, with no change to the contract term, 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 \$1,000,000 to \$2,000,000 over the remainder of the contract term.

14. ***Resolution 24-121, SEL Engineering Services, Inc. – First Amendment to Five-Year Multi-Task Professional Services; Applicable to the following: All NCPA Facilities, 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 Professional Services Agreement with SEL Engineering Services, Inc. for protective relay and automation design, testing and commissioning services, with any non-substantial changes recommended and approved by the NCPA General Counsel, increasing the not to exceed amount from \$1,000,000 to \$1,500,000, with no change to the contract term, 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 be not to exceed \$1,500,000 over the remainder of the contract term.

15. ***Resolution 24-122, Atlas Copco Compressors, LLC – Five-Year Multi-Task General Services Agreement; Applicable to the following: All NCPA Facilities, NCPA 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 Atlas Copco Compressors LLC for air compressor and motor maintenance related services, with any non-substantial changes recommended and approved by the NCPA General Counsel, which shall not exceed \$2,000,000 over five years, for 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 is not to exceed \$2,000,000 over five years.

16. Resolution 24-123, RAM Mechanical, Inc. – Five-Year Multi-Task General Services Agreement; Applicable to the following: All NCPA Facilities, NCPA 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 RAM Mechanical, Inc. for general T&M maintenance related services, with any non-substantial changes recommended and approved by the NCPA General Counsel, which shall not exceed \$2,000,000 over five years, for 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 is not to exceed \$2,000,000 over five years.

17. Resolution 24-124, RTS Reliability Testing Services, Inc. – Five-Year Multi-Task Consulting Services Agreement; Applicable to the following: All NCPA Facilities, NCPA Members, SCPPA, and SCPPA Members adopt resolution by all members authorizing the General Manager or his designee to enter into a Multi-Task Consulting Services Agreement with RTS Reliability Testing Services, Inc. for predictive maintenance related services, with any non-substantial changes recommended and approved by the NCPA General Counsel, which shall not exceed \$2,000,000 over five years, for 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 is not to exceed \$2,000,000 over five years.

18. Resolution 24-140, Kobelco Compressors America, Inc. – First Amendment to Five-Year Multi-Task General Services Agreement: All NCPA Facilities, 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 with Kobelco Compressors America, Inc. for off-site fuel gas compressor overhaul related services, with any non-substantial changes recommended and approved by the NCPA General Counsel, increasing the not to exceed amount from \$200,000 to \$1,000,000 and amending Section 11 – Warranty to add clarifying language regarding equipment warranty as requested by the vendor, with no change to the contract term, for continued use by 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 be not to exceed \$1,000,000 over the remainder of the contract term.

19. Resolution 24-135, Association Management Solutions, LLC – First Amendment to Three Year Multi-Task Consulting Services Agreement; Applicable to the following: All NCPA Facilities, 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 Consulting Services Agreement (MTCSA) with Association Management Services, LLC (AMS) for Conference and Event Planning Services, with any non-substantial changes recommended and approved by the NCPA General Counsel, to extend the term of the Agreement for an additional two year period and to update the Compensation Schedule, for continued use by NCPA, NCPA Members, by SCPPA, and SCPPA Members.

Fiscal Impact: The total not to exceed amount of the agreement will increase from \$450,000 to \$620,000 to ensure sufficient funding for the amended contract term.

20. Resolution 24-136, LaVigne Strategies, LLC – Three-Year Multi-Task Consulting Services Agreement; Applicable to the following: All NCPA Facilities – adopt resolution

by all members authorizing the General Manager or his designee to enter into a Multi-Task Consulting Services Agreement with LaVigne Strategies, LLC for state legislative consulting services, with any non-substantial changes recommended and approved by NCPA General Counsel, with a not-to-exceed amount of \$180,000 per year and a not-to-exceed amount of \$540,000 over the three-year term, for use by NCPA. The agreement includes the possibility for amendment to extend the term for an additional two years for a maximum contract term of five years and, in that event, a total not-to-exceed amount of \$900,000.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$540,000. over three years. The fee for these state legislative services will be paid as a \$15,000 monthly retainer including all expenses. This fee will not change over the three-year term of the contract. The agreement includes an option to extend the contract for an additional two years for a maximum contract term of five years and, in that event, a total not-to-exceed amount of \$900,000.

21. Resolution 24-131, Approval of Meter Data Management Agent Services Agreement between the Northern California Power Agency and Trimark Associates, Inc.; This Agreement is for use at BART Facilities Only – adopt resolution by all members approving the Meter Data Management Agent Services Agreement between NCPA and Trimark Associates, Inc., and authorize the General Manager or his designee to enter into a Meter Data Management Agent Services Agreement between NCPA and Trimark, on behalf of NCPA, to supply Meter Data Management Agent (MDMA) services to the San Francisco Bay Area Rapid Transit District (BART), including any non-substantial modifications to the Meter Data Management Agent Services Agreement recommended and approved NCPA’s General Counsel.

Fiscal Impact: The MDMA Agreement includes a not to exceed amount of \$300,000 for a term of two (2) years. Pursuant to the BART SMSA, all charges and costs for MDMA Services supplied to NCPA on behalf of BART, will be passed through to BART by including such charges and costs in BART's All Resources Bill.

22. Resolution 24-132, Approval of the FY 2023-2024 Annual Billing Settlements – adopt resolution by all members and the attachments thereto regarding the FY 2023-2024 Annual Billing Settlements.

Fiscal Impact: Upon approval by the Commission, the amount of \$5,029,666 will be distributed to members and participants. NCPA Member refund amounts will be deposited into their respective General Operating Reserve accounts. Non-members will receive miscellaneous billings in early December for amounts due to NCPA or payments for refunds in late December.

23. Resolution 24-133, Delegate Investment Duties to the Treasurer-Controller for Calendar Year 2025 – adopt resolution by all members delegating to the Treasurer-Controller the authority to establish proper safeguards, controls, and procedures to maintain NCPA funds in a lawful, rational, and prudent manner including the investment of such funds consistent with NCPA’s Investment Policy and respective bond indentures. In addition, the Treasurer-Controller shall make a report each month of those transactions to the Commission.

Fiscal Impact: There is no direct dollar impact to this proposed policy. The resolution delegates authority to the Treasurer-Controller for the investment activities of the Agency.

24. Amended Resolution 23-13, Approval of Revised Deposit Calculation for Schedule Coordination Program Agreement, Third Phase Agreements, Market Purchase Program, Gas Purchase Program, NCPA Green Power Program, and Single Member Services Agreements – adopt resolution by all members extending the temporary implementation timeframe to allow staff to continue working with the Members to obtain their governing bodies’ approval of the updated program agreement terms, to be completed as soon as administratively possible. The temporary Schedule Coordination Program

Agreements deposit calculation is based on the highest two months of estimated CAISO costs, and the temporary deposit calculation for the other Programs is based on the highest single-month contract cost(s) plus the two highest months of Mark-to-Market.

Fiscal Impact: Approval of the Second Amendment to Resolution 23-13 will not have a fiscal impact.

25. Resolution 24-134, Approval of Decommissioning Reserves Policy 200-104 – adopt resolution by all members approving the new Decommissioning Reserves Policy 200-104.

Fiscal Impact: Approval of the policy will not have any financial impact.

DISCUSSION/ACTION ITEMS

26. Resolution 24-125, McKay’s Point Diversion Dam 17kV Distribution Fire Hardening Project; Applicable to the following: The NCPA Hydroelectric Facility – adopt resolution by

all members authorizing the McKay’s Point Diversion Dam 17kV Distribution Fire Hardening Project and delegating authority to the General Manager or his designee to award bids, execute agreements, and to issue purchase orders for the project in accordance with NCPA purchasing policies and procedures, without further approval by the Commission, for a total not to exceed amount of \$730,000, and authorizing \$730,000 from the approved FY25 Hydroelectric Budget to fund the project. A DOE 247 Award No. 3088-1586 grant funding award has been issued and if any collections are received, funds will be refunded during the final settlements for the fiscal year they were received.

Fiscal Impact: The total cost for engineering, design, maintenance services and permits for the project is anticipated not to exceed \$730,000. Funds for the project were included in the approved FY25 Hydroelectric budget.

Assistant General Manager, Michael DeBortoli, presented background information regarding the McKay’s Point Diversion Dam 17kv Distribution Fire Hardening Project. The current facilities are 30+ years old and not fire hardened. The NCPA Wildfire Mitigation Project identified the 17kV overhead section as vulnerable to wildfire risk. The new poles will be made of steel with covered conductors. Mike reviewed the project schedule and estimated costs. There was no further discussion.

MOTION: A motion was made by Sudhanshu Jain and seconded by Pauline Roccucci recommending the Commission adopt Resolution 24-125 authorizing the McKay’s Point Diversion Dam 17kV Distribution Fire Hardening Project and delegating authority to the General Manager or his designee to award bids, execute agreements, and to issue purchase orders for the project in accordance with NCPA purchasing policies and procedures, without further approval by the Commission, for a total not to exceed amount of \$730,000, and authorizing \$730,000 from the approved FY25 Hydroelectric Budget to fund the project. A DOE 247 Award No. 3088-1586 grant funding award has been issued and if any collections are received, funds will be refunded during the final settlements for the fiscal year they were received. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y	_____	_____
San Francisco BART	Y	_____	_____
Biggs	Y	_____	_____
Gridley	Y	_____	_____
Healdsburg	_____	_____	X
Lodi	Y	_____	_____
Lompoc	Y	_____	_____
Palo Alto	Y	_____	_____

Port of Oakland			X
Redding	Y		
Roseville	Y		
Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner		X	
Ukiah	Y		
Plumas-Sierra	Y		

27. Resolution 24-127, 2025 Geothermal Plant #2 Diesel Tank Project; Applicable to the following: The NCPA Geothermal Facility – adopt resolution by all members authorizing the 2025 Geothermal Plant #2 Diesel Tank Project and delegating authority to the General Manager or his designee to award bids, execute agreements, and to issue purchase orders for the project in accordance with NCPA purchasing policies and procedures, without further approval by the Commission, for a total not exceed amount of \$1,036,836.

Fiscal Impact: The total cost of this project is estimated not to exceed \$1,036,836. Estimated project costs may require further adjustment based on the bids received. Any requests for additional funds will be brought back to the Commission at that time.

Assistant General Manager, Michael DeBortoli, presented background information regarding the purpose of this project. NCPA’s Geothermal Plant 2 has an underground single walled diesel storage tank (UST) that supplies fuel for a back-up auxiliary generator and the Plant 2 Fire Pump System. Senate Bill 445 requires that all single walled UST’s containing hazardous substances such as diesel be removed from service by December 31, 2025. The fiscal impact of the project was also discussed. There was no further discussion.

MOTION: A motion was made by Sudhanshu Jain and seconded by Cindy Sauers recommending the Commission adopt Resolution 24-127 authorizing the 2025 Geothermal Plant #2 Diesel Tank Project and delegating authority to the General Manager or his designee to award bids, execute agreements, and to issue purchase orders for the project in accordance with NCPA purchasing policies and procedures, without further approval by the Commission, for a total not exceed amount of \$1,036,836. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART	Y		
Biggs	Y		
Gridley	Y		
Healdsburg			X
Lodi	Y		
Lompoc	Y		
Palo Alto		X	
Port of Oakland			X
Redding		X	
Roseville	Y		
Santa Clara	Y		
Shasta Lake		X	
Truckee Donner		X	
Ukiah	Y		
Plumas-Sierra	Y		

28. Resolution 24-128, 2025 Preliminary Studies & Investigations (PS&I) Request – NCPA Battery Energy Storage System (BESS) Sites; Applicable to the following: All NCPA Members – adopt resolution by all members for a Preliminary Studies & Investigations (PS&I) request to investigate possible sites for a future battery energy storage system (BESS) project, and authorizing the General Manager or his designee to award bids, execute agreements, and to issues purchase orders for the request in accordance with NCPA’s purchasing policies and procedures, without further approval by the Commission, for an amount not to exceed \$200,000, and authorizing the funds to come from the PS&I Budget Account.

Fiscal Impact: The total cost of the above proposed preliminary investigation is anticipated not to exceed \$200,000, to be funded from the PS&I budget account. The PS&I Procedure (GS-201) requires that NCPA seek Commission approval to utilize funds from this budget account. The PS&I fund account has a current balance of \$300,000.

Assistant General Manager, Michael DeBortoli presented background information for the BESS Preliminary Studies & Investigations request. In March of 2023 the NCPA Commission directed NCPA staff to establish a Preliminary Studies and Investigations (PS&I) budget and procedure to fund activities associated with research and evaluation of new projects that may be of interest to NCPA Members. On January 5, 2024 the Commission approved the NCPA Inter-Agency Resource Plan (IARP) to prepare, develop, and maintain a diverse generation resource portfolio in accordance with or exceeding renewable portfolio standards and capacity obligations. NCPA has identified multiple parcels favorable for Battery Energy Storage. At this stage, the evaluation is not a financial model or any other objective measure. The evaluation is purely subjective and conceptual in nature. NCPA recommends a high level (level 5) fatal flaw analysis, electrical, environmental, regulatory, and permitting review. The Commission thanked staff for their work on this and the slide presentation. There was no further discussion.

MOTION: A motion was made by Sudhanshu Jain and seconded by Christina McKenna recommending the Commission adopt Resolution 24-128 for a Preliminary Studies & Investigations (PS&I) request to investigate possible sites for a future battery energy storage system (BESS) project, and authorizing the General Manager or his designee to award bids, execute agreements, and to issues purchase orders for the request in accordance with NCPA’s purchasing policies and procedures, without further approval by the Commission, for an amount not to exceed \$200,000, and authorizing the funds to come from the PS&I Budget Account. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART	Y		
Biggs	Y		
Gridley	Y		
Healdsburg			X
Lodi	Y		
Lompoc	Y		
Palo Alto	Y		
Port of Oakland			X
Redding	Y		
Roseville	Y		
Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner	Y		
Ukiah	Y		
Plumas-Sierra	Y		

29. Resolution 24-143, Lodi Energy Center “B” Gas Compressor Overhaul Project; Applicable to the following: NCPA Lodi Energy Center – adopt resolution by all members authorizing the Lodi Energy Center “B” Gas Compressor Overhaul Project and delegating authority to the General Manager or his designee to award bids, execute agreements, and to issue purchase orders for the project in accordance with NCPA purchasing policies and procedures, without further approval by the Commission, for a total not to exceed amount of \$380,000, and authorizing the use of \$380,000 from the LEC Maintenance Reserve account to fund this work.

Fiscal Impact: The total cost of the LEC “B” Gas Compressor Overhaul Project is estimated not to exceed \$380,000. NCPA is seeking authorization to spend \$380,000 from the LEC Maintenance Reserve account to help fund this work.

Assistant General Manager, Michael DeBortoli, presented background information regarding the gas compressor “B” mechanical seal failure. On October 21, 2024 a new seal was installed on the drive end, tested, and back to normal operation. On November 20, 2024, “B” gas compressor mechanical seal failed during startup of the compressor. This situation was discussed with Kobelco. NCPA entered into a warranty claim for the mechanical seal failure. Kobelco then determined the “B” gas compressor needs a major overhaul. The scope of work, the fiscal impact, and the selection process was reviewed. There was no further discussion.

MOTION: A motion was made by James “Bo” Sheppard and seconded by Sudhanshu Jain recommending the Commission adopt Resolution 24-143 authorizing the Lodi Energy Center “B” Gas Compressor Overhaul Project and delegating authority to the General Manager or his designee to award bids, execute agreements, and to issue purchase orders for the project in accordance with NCPA purchasing policies and procedures, without further approval by the Commission, for a total not to exceed amount of \$380,000, and authorizing the use of \$380,000 from the LEC Maintenance Reserve account to fund this work. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART	Y		
Biggs	Y		
Gridley	Y		
Healdsburg			X
Lodi	Y		
Lompoc	Y		
Palo Alto		X	
Port of Oakland			X
Redding		X	
Roseville		X	
Santa Clara	Y		
Shasta Lake		X	
Truckee Donner		X	
Ukiah	Y		
Plumas-Sierra	Y		

30. Resolution 24-144, ARCHES H2 LLC Subrecipient Agreement No. 14; Applicable to the following: NCPA Lodi Energy Center – adopt resolution by all members authorizing execution of the ARCHES Phase 1 Subrecipient Award for \$35,000,000 with authorization to

start Phase 1 work with a planned budget amount of \$7,609,998 with further limitations that NCPA is only authorized to spend \$247,000 for limited participation in the Development and Implementation of Hydrogen Hub in California project through the Lodi Energy Center Hydrogen Project (“H2 Project”) and delegating authority to the General Manager or his designee to award bids, execute agreements including but not limited to the ARCHES H2 LLC Subrecipient Agreement No. 14 (“ARCHES Agreement”), and to issue purchase orders for the H2 Project in accordance with NCPA purchasing policies and procedures, without further approval by the Commission, for a total not to exceed amount of \$247,000, and authorizing the use of Fiscal Year 2025 encumbered funds for Lodi Energy Center (LEC) hydrogen activities to fund the H2 Project contingent upon the following two actions: 1) approval of this same action by the LEC Project Participant Committee (LEC PPC), and 2) coincidentally submitting a letter to ARCHES following the requirements of the ARCHES Agreement notifying ARCHES of NCPA’s limited authority to go forward.

Fiscal Impact: The total not to exceed amount of \$247,000 to fund initial activities related to Phase 1 of the H2 Project will come from Fiscal Year 2025 encumbered funds for LEC hydrogen activities, contingent upon approval of this same action by LEC PPC. Any additional funding will require additional approval of this Commission and the funding entities whether that is LEC PPC or a Phase 2 Agreement.

Assistant General Manager, Michael DeBortoli, reviewed background information regarding the ARCHES Phase 1 Subrecipient Award. Most importantly the grand funding obligation for the DEO has been restored to \$35,000,000. NCPA is not recommending full execution of the NCPA Phase II agreement yet. However, ARCHES Phase 1 is required to stay in ARCHES, or NCPA will get bumped out. Staff recommends execution of the ARCHES Phase 1, and to provide authorization for limited, budgeted funds of \$247,000 to cover a limited effort and provide a letter to ARCHES. The limited scope of work, important aspects of the agreement, and the selection process was reviewed. There was no further discussion.

MOTION: A motion was made by Sudhanshu Jain and seconded by Jenelle Osborne recommending the Commission adopt Resolution 24-144 authorizing execution of the ARCHES Phase 1 Subrecipient Award for \$35,000,000 with authorization to start Phase 1 work with a planned budget amount of \$7,609,998 with further limitations that NCPA is only authorized to spend \$247,000 for limited participation in the Development and Implementation of Hydrogen Hub in California project through the Lodi Energy Center Hydrogen Project (“H2 Project”) and delegating authority to the General Manager or his designee to award bids, execute agreements including but not limited to the ARCHES H2 LLC Subrecipient Agreement No. 14 (“ARCHES Agreement”), and to issue purchase orders for the H2 Project in accordance with NCPA purchasing policies and procedures, without further approval by the Commission, for a total not to exceed amount of \$247,000, and authorizing the use of Fiscal Year 2025 encumbered funds for Lodi Energy Center (LEC) hydrogen activities to fund the H2 Project contingent upon the following two actions: 1) approval of this same action by the LEC Project Participant Committee (LEC PPC), and 2) coincidentally submitting a letter to ARCHES following the requirements of the ARCHES Agreement notifying ARCHES of NCPA’s limited authority to go forward. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda		X	
San Francisco BART	Y		
Biggs	Y		
Gridley	Y		
Healdsburg			X
Lodi	Y		

Lompoc	Y		
Palo Alto	Y		
Port of Oakland			X
Redding		X	
Roseville		X	
Santa Clara	Y		
Shasta Lake		X	
Truckee Donner		X	
Ukiah	Y		
Plumas-Sierra	Y		

31. Resolution 24-142, Nomination and Approval of the FY 2024-25 New Slate of Officers, and At-Large Executive Committee Members – adopt resolution by all members approving the election of Vice Chair James “Bo” Sheppard to serve for the remainder of the term of office of the departing Chair, the nomination of NCPA Commissioner Mikey Hothi to serve for the remainder of the term of office of the vacant seat of Vice-Chair, and the nomination of Mikey Hothi and Christina McKenna as the new at-large Executive Committee Members. **Fiscal Impact:** No monetary impact to the Agency is expected to result from this action.

Commission Chair, Jenelle Osborne, reported that the Nominating Committee reconvened to discuss the nomination of a new Chair, Vice Chair, and 1-2 new At-Large Executive Committee members due to her own departure as the Commission Chair. The Executive Committee met prior to this meeting to review and recommends these nominations for Commission approval. There was no further discussion.

MOTION: A motion was made by Sudhanshu Jain and seconded by Pauline Roccucci recommending the Commission adopt Resolution 24-142 approving the election of Vice Chair James “Bo” Sheppard to serve for the remainder of the term of office of the departing Chair, the nomination of NCPA Commissioner Mikey Hothi to serve for the remainder of the term of office of the vacant seat of Vice-Chair, and the nomination of Mikey Hothi and Christina McKenna as the new at-large Executive Committee Members. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART	Y		
Biggs	Y		
Gridley	Y		
Healdsburg			X
Lodi	Y		
Lompoc	Y		
Palo Alto	Y		
Port of Oakland			X
Redding	Y		
Roseville	Y		
Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner	Y		
Ukiah	Y		
Plumas-Sierra	Y		

32. Resolution 24-137, 2024 Salary Study and Recommendations for 2025 Salary Ranges – adopt resolution by all members which implements CPS HR Consulting’s recommendations

over two fiscal years, assigning new salary grades to select job classifications, approving the 2025 salary ranges and pay schedule, and delegating authority to the General Manager to implement the changes and make any minor adjustments as necessary.

Fiscal Impact: The annual impact of implementing CPS’s recommendations would be \$1.3 million. However, staggering the recommendations over two budgetary years reduces the yearly impact to \$660,000 and \$330,000 applied in the FT 2025 budget. Funds are available in the respective salary budgets to implement the recommendations and no budget augmentation is required.

Human Resources Manager, Brynna Bryant presented background information regarding the 2024 Salary Survey. She reviewed CPS HR Consulting’s recommendations, the assigning of new salary grades to select job classifications, discussed new salary ranges, and the pay schedule per the recommendations. The Commission discussed this information and these recommendations. Questions were asked regarding COLA amounts and the percentage for the starting point of the salaries in relation to the control point of the job classifications. No budget augmentation will be needed if the recommendations are spread over two years. The last time unrepresented staff received a salary adjustment was FY 2016 – 2017.

Sudhanshu Jain asked if this item could be deferred to next month so that SVP staff could have more time to review the information presented. He recommended the salary adjustment be retroactive. Vicki Veenker asked that Palo Alto staff also have more time to review this.

MOTION: A motion was made by Sudhanshu Jain and seconded by Vicki Veenker recommending the Commission defer this item to next month so that SVP and Palo Alto staff could have more time to review the Salary Study, and make the salary adjustment retroactive. The motion did not carry by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	N		
San Francisco BART	N		
Biggs	N		
Gridley	N		
Healdsburg			X
Lodi	N		
Lompoc	N		
Palo Alto	Y		
Port of Oakland			X
Redding	N		
Roseville	N		
Santa Clara	Y		
Shasta Lake	N		
Truckee Donner	N		
Ukiah	N		
Plumas-Sierra	N		

MOTION: A motion was made by Jeff Berkheimer and seconded by Cindy Sauers recommending the Commission adopt Resolution 24-137 which implements CPS HR Consulting’s recommendations over two fiscal years, assigning new salary grades to select job classifications, approving the 2025 salary ranges and pay schedule, and delegating authority to the General Manager to implement the changes and make any minor

adjustments as necessary. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART	Y		
Biggs	Y		
Gridley	Y		
Healdsburg			X
Lodi	Y		
Lompoc	Y		
Palo Alto		X	
Port of Oakland			X
Redding	Y		
Roseville	Y		
Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner	Y		
Ukiah	Y		
Plumas-Sierra	Y		

CLOSED SESSION ITEMS

Non-essential Members and NCPA staff left the meeting for closed session items.

Chair Osborne asked General Counsel to move the Commission into Closed Session at 12:16 pm to discuss Closed Session item 27. General Counsel Jane Luckhardt took the Commission into Closed Session.

- 33. CONFERENCE WITH LABOR NEGOTIATORS** – pursuant to Government Code Section 54957.6: Agency representatives: Assistant General Manager Monty Hanks, Assistant General Manager Michael DeBortoli, and Human Resources Manager Brynna Bryant. Employee organization: Hydroelectric Employees Association (HEA).
- 34. CONFERENCE WITH LABOR NEGOTIATORS** – pursuant to Government Code Section 54957.6: Agency representatives: Assistant General Manager Monty Hanks, Assistant General Manager Michael DeBortoli, and Human Resources Manager Brynna Bryant. Employee organization: IBEW 1245 (Geothermal and Combustion Turbines)
- 35. CONFERENCE WITH LEGAL COUNSEL** – Pursuant to Government Code Section 54956.9(d)(2) – Anticipated Litigation, three (3) cases.

OPEN SESSION

All meeting attendees rejoined the public meeting at 12:46 pm.

REPORT FROM CLOSED SESSION

Closed Session Disclosure: General Counsel Jane Luckhardt reported there was no reportable action taken in closed session.

DISCUSSION/ACTION ITEMS

36. Resolution 24-118, 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 29, 2024 through December 25, 2027. 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 FY2025 budget to cover the general wage increases. No additional budget change or modification is required.

Assistant General Manager, Michael DeBortoli gave a summary of the authorization. The not to exceed amount for the HEA MOU is \$543,000. He reviewed the terms for the agreement, including COLA, medical increases, 457 matching, PPE allowance, holiday pay, overtime 2x and relief operators’ premium pay. The fiscal impact was discussed. There are sufficient funds within the FY2025 budget to cover the general wage increases. No additional budget change or modification is required. There was no further discussion.

MOTION: A motion was made by Sudhanshu Jain and seconded by Pauline Roccucci recommending the Commission adopt Resolution 24-118 approving the Memorandum of Understanding (MOU) between NCPA and the Hydroelectric Employee Association (HEA) for the period of December 29, 2024 through December 25, 2027. 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. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART	Y		
Biggs	Y		
Gridley	Y		
Healdsburg			X
Lodi	Y		
Lompoc	Y		
Palo Alto	Y		
Port of Oakland			X
Redding		X	
Roseville	Y		
Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner	Y		
Ukiah	Y		
Plumas-Sierra	Y		

37. Resolution 24-138, 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 29, 2024 through December 25, 2027. 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 FY2025 budget to cover the general wage increases. No additional budget change or modification is required.

Assistant General Manager, Michael DeBortoli gave a summary of the authorization. The not to exceed amount for the IBEW Local 1245 MOU is \$2,190,000. He reviewed the terms for the agreement, including COLA, medical increases, 457 matching, PPE allowance, transportation increase, holiday pay, overtime 2x and relief operators' premium pay. The fiscal impact was discussed. There are sufficient funds within the FY2025 budget to cover the general wage increases. No additional budget change or modification is required. There was no further discussion.

MOTION: A motion was made by James “Bo” Sheppard and seconded by Sudhanshu Jain recommending the Commission adopt Resolution 24-138 approving the Memorandum of Understanding (MOU) between NCPA and the IBEW Local 1245 for the period of December 29, 2024 through December 25, 2027. 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. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART	Y		
Biggs	Y		
Gridley	Y		
Healdsburg			X
Lodi	Y		
Lompoc	Y		
Palo Alto	Y		
Port of Oakland			X
Redding		X	
Roseville	Y		
Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner	Y		
Ukiah	Y		
Plumas-Sierra	Y		

38. Resolution 24-130(A-I), Adoption of Amount of Employer Contribution to CalPERS Medical Plans for Calendar Year 2025 – adopt resolution by all members authorizing the General Manager or his designee to set up to 100% of Kaiser Region 1 Family Basic Rate (Party of 3) per month, plus administrative fees and Contingency Reserve Fund assessments, as the maximum Agency contribution for the CalPERS Medical Plans for employees and annuitants and their dependents effective calendar year 2025; and approve specific CalPERS resolutions for each employee and/or employee/annuitant group including resolution numbers:

- 24-130A Group 002, IBEW Local 1245
- 24-130B Group 003, Hydroelectric EE Association
- 24-130C Group 004, Unrepresented Staff
- 24-130D Group 701, NP Power Generation Employees

- 24-130E Group 702, NP Unrepresented Admin Members
- 24-130F Group 703, NP Hydroelectric EE Association
- 24-130G Group 002, IBEW Local 1245 (Vesting)
- 24-130H Group 003, Hydroelectric EE Association (Vesting)
- 24-130I Group 004, Unrepresented Staff (Vesting)

Fiscal Impact: The cost of the Agency’s contribution for the CalPERS medical plans for employees and annuitants is included in the current fiscal year approved budget.

MOTION: A motion was made by Pauline Roccucci and seconded by Sudhanshu Jain recommending the Commission adopt Resolution 24-130(A-I) authorizing the General Manager or his designee to set up to 100% of Kaiser Region 1 Family Basic Rate (Party of 3) per month, plus administrative fees and Contingency Reserve Fund assessments, as the maximum Agency contribution for the CalPERS Medical Plans for employees and annuitants and their dependents effective calendar year 2025; and approve specific CalPERS resolutions for each employee and/or employee/annuitant group including resolution numbers:

- 24-130A Group 002, IBEW Local 1245
- 24-130B Group 003, Hydroelectric EE Association
- 24-130C Group 004, Unrepresented Staff
- 24-130D Group 701, NP Power Generation Employees
- 24-130E Group 702, NP Unrepresented Admin Members
- 24-130F Group 703, NP Hydroelectric EE Association
- 24-130G Group 002, IBEW Local 1245 (Vesting)
- 24-130H Group 003, Hydroelectric EE Association (Vesting)
- 24-130I Group 004, Unrepresented Staff (Vesting)

The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART	Y		
Biggs	Y		
Gridley	Y		
Healdsburg			X
Lodi	Y		
Lompoc	Y		
Palo Alto	Y		
Port of Oakland			X
Redding	Y		
Roseville	Y		
Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner	Y		
Ukiah	Y		
Plumas-Sierra	Y		

39. Resolution 24-139, Approval of Modifications of the NCPA Personnel Policy and

Procedures – adopt resolution by all members authorizing the General Manager or his designee to implement revisions to NCPA’s Personnel Policies and Procedures Manual.

Fiscal Impact: Some revisions to the policy will not have a fiscal impact on the budget, while a few others will. Two items negotiated by the Unions, an increase in the Medical cap and matching

457 contributions, will have an impact on the Unrepresented and Dispatch staff. The increase in Medical affects about a third of the staff while matching 457 contributions up to 3% after 5 years of service could affect up to two-thirds of the staff. The FY 2025 impact is \$46,000 for Medical and up to \$180,000 for the matching 457 contributions, assuming 100% utilization. Funds are available in the respective salary budgets to implement the revisions and no budget augmentation is required.

Human Resources Manager, Brynna Bryant gave an overview of the updated revisions to the NCPA Personnel Policies and Procedures Manual. Language was updated to ensure compliance with applicable laws and to ensure consistency between the manual and recent MOU contract changes. Major revisions and updates include the deferred compensation plan, post-retirement health insurance, sick leave policy, pregnancy disability leave – Reasonable Accommodation, reproductive loss leave, bereavement leave, the workplace violence prevention plan policy, and the drug and alcohol-free workplace procedure. Brynna reviewed these changes with the Commission. There was no further discussion.

MOTION: A motion was made by James “Bo” Sheppard and seconded by Sudhanshu Jain recommending the Commission adopt Resolution 24-139 authorizing the General Manager or his designee to implement revisions to NCPA’s Personnel Policies and Procedures Manual. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y	_____	_____
San Francisco BART	Y	_____	_____
Biggs	Y	_____	_____
Gridley	Y	_____	_____
Healdsburg	_____	_____	X
Lodi	Y	_____	_____
Lompoc	Y	_____	_____
Palo Alto	Y	_____	_____
Port of Oakland	_____	_____	X
Redding	Y	_____	_____
Roseville	Y	_____	_____
Santa Clara	Y	_____	_____
Shasta Lake	Y	_____	_____
Truckee Donner	Y	_____	_____
Ukiah	Y	_____	_____
Plumas-Sierra	Y	_____	_____

40. Resolution 24-141, Approval of Resolution Commending Jenelle Osborne – adopt resolution by all members commending Jenelle Osborne.

Incoming Chair, James “Bo” Sheppard, read the Resolution commending Jenelle Osborne’s efforts and thanked her for her time serving on the NCPA Commission.

MOTION: A motion was made by Pauline Roccucci and seconded by Catalina Sanchez recommending the Commission adopt Resolution 24-141, commending Jenelle Osborne. The motion carried unanimously on a voice vote of those members present.


NEW BUSINESS

No new business was discussed.

ADJOURNMENT

The December 5, 2024 Commission meeting was adjourned at 1:12 pm by the Commission Chair.

Respectfully submitted,



JENELLE OSBORNE
Commission Chair

Prepared by,



CARRIE A. POLLO
Assistant Secretary to the Commission



Commission Meeting
December 5, 2024
COMMISSIONERS
Attendance List

NCPA Commissioners are requested to sign, but signature by members of the public is voluntary.

MEMBER	NAME
1 - ALAMEDA	Christina McKenna
2 - BIGGS	Bo Sheppard
3 - GRIDLEY	Catalina Sanchez
4 - HEALDSBURG	
5 - LODI	J. M. R.
6 - LOMPOC	Jemelle Osborn
7 - PALO ALTO	Vicki Veerker
8 - PLUMAS-SIERRA REC	Harry Price
9 - PORT OF OAKLAND	
10 - REDDING	Nick Zettel
11 - ROSEVILLE	Pauline Rocucci
12 - SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT	Yuliya Shmidt
13 - SANTA CLARA	Sods Jain
14 - SHASTA LAKE	Samuelson
15 - TRUCKEE DONNER	MTA
16 - UKIAH	Cindy Sauer



**Commission Meeting
December 5, 2024
Attendance List**

NCPA Commissioners, Alternates & Staff are requested to sign, but signature by members of the public is voluntary.

NAME	AFFILIATION
Carnie Pollo	NCPA
Basil Wong	SVP
STEVEN POWELL	TDPUD
James Takehara	Stasta Lake
Brynna Bryant	NCPA
Monty Hawks	NCPA
Tony Zimmer	NCPA
Jane Arrington	NCPA
Dan Beans	Roseville
Jeff Berkheimer	Lodi
Mike DeBartol.	NCPA
Randy S. Howard	NCPA
Jane Luckhardt	NCPA