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# Minutes

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**Date:** November 17, 2022  
**To:** NCPA Facilities Committee  
**From:** Carrie Pollo  
**Subject:** November 15, 2022 Joint Facilities Committee and Legal Committee Special Meeting Minutes

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- 1. Call Meeting to Order & Roll Call** – The joint meeting was called to order by the Facilities Committee Chair Jiayo Chiang (Lodi) at 1:04 pm.

**Facilities Committee.** Attending via teleconference and on-line presentation for the Facilities Committee were Alan Harbottle (Alameda), Dennis Schmidt (Biggs), Cliff Wagner (Gridley), Terry Crowley (Healdsburg), Jiayo Chiang (Lodi), Shiva Swaminathan (Palo Alto), Khaly Nguyen (Port of Oakland), Nick Rossow (Redding), Brian Schinstock (Roseville), Basil Wong, and Steve Hance (Santa Clara), Willie Manuel (TID), and Cindy Sauers (Ukiah). Committee Representatives from BART, Lompoc, Plumas-Sierra, and Shasta Lake were absent. A quorum of the Facilities Committee was established.

**Legal Committee.** Attending via teleconference and on-line presentation for the Legal committee were Yibin Shen (Alameda), Mary Wilke (BART), Anthony Galyean (Gridley), Janice Magdich (Lodi), Joseph Pannone (Lompoc), Amy Bartell (Palo Alto), Rachel Sommovilla (Port of Oakland), Legal Committee Chair Barry DeWalt (Redding), Daniel Ballin (Santa Clara), and David Rapport (Ukiah). Michael Vergara (Plumas-Sierra) joined after roll call. Committee representatives from Biggs, Healdsburg, Roseville, Shasta Lake, and Truckee Donner PUD were absent. A quorum of the Legal Committee was established.

- 2. Public Comment** – No public comment.

## **OPEN SESSION**

### **DISCUSSION / ACTION ITEMS**

- 3. Geysers Power Company, LLC Power Purchase Agreement and Third Phase Agreement** – Staff presented background information and was seeking a recommendation for Commission approval of a Power Purchase Agreement (PPA) between NCPA and Geysers Power Company, LLC, and Third Phase Agreement for the Purchase Power Agreement with Geysers Power Company, LLC.

The Calpine Geothermal Offer (Geysers Power Company, LLC PPA) is for a twelve-year term commencing on January 1, 2025. Volume of the project is 50 MW daily for the first two years, and

then 100 MW daily for an additional ten years for a total term of twelve years. Products from this project include renewable energy and resource adequacy capacity with the energy value delivered via IST. The proposed transaction structure will include two transaction confirmations for resource adequacy and renewable energy. The transactions are based on the WSPP Agreement dated August 12, 2021. The Geysers Power Company, LLC has agreed to sell to NCPA, and NCPA has agreed to purchase products produced by certain geothermal resources owned and operated by the Geysers Power Company, LLC.

To enable NCPA to enter into the PPA on behalf of the Participant/s, pursuant to the terms and conditions of the Amended and Restated Facilities Agreement, the Third Phase Agreement provides all means necessary for NCPA to fulfill obligations incurred on behalf of NCPA and the Participant/s pursuant to the PPA, and to enable and obligate the Participant/s to take delivery of and pay for such electric capacity and energy and to pay NCPA for all costs it incurs for undertaking the foregoing activities. The Third Phase Agreement specifies the rights and obligations of NCPA and the Participant/s regarding governance and administration of the PPA, and obligates each Participant to pay for its Project Participation Percentage share of all Project Costs, Administrative Services Costs, scheduling coordination costs, and all other costs related to the PPA.

Structure of the Third Phase Agreement Assignment will include a two-step process. SVP will be the initial signatory of the Third Phase Agreement, with subsequent assignment to other Participating Members. Final project participation schedule will be established after the assignments are complete.

Upon full execution of the Third Phase Agreement, NCPA will be authorized to enter into the PPA on behalf of the Participant/s, and such PPA shall be deemed a NCPA Project by the Commission pursuant to the Amended and Restated Facilities Agreement.

**Facilities Committee.** A motion was made by Shiva Swaminathan and seconded by Jiayo Chiang recommending Commission approval authorizing the General Manager of Northern California Power Agency (NCPA) to enter into (i) the Power Purchase Agreement between Geysers Power Company, LLC and Northern California Power Agency (PPA), and (ii) the Third Phase Agreement for Power Purchase Agreement with Geysers Power Company (Third Phase Agreement), including any modifications to the Third Phase Agreement and any modifications to the PPA approved by the NCPA General Counsel. A vote was taken by roll call: YES = Alameda, Biggs, Gridley, Healdsburg, Lodi, Palo Alto, Port of Oakland, Redding, Roseville, Santa Clara, and Ukiah. ABSTAIN = TID. The motion passed.

**Legal Committee.** A motion was made by Amy Bartell and seconded by Janice Magdich recommending Commission approval authorizing the NCPA General Manager to enter into a Power Purchase Agreement between NCPA and Geysers Power Company, LLC and a Third Phase Agreement for the Power Purchase Agreement with Geysers Power Company, LLC, including any modifications to the agreements approved by the NCPA General Counsel. A roll call vote was taken. The Legal Committee did not establish a quorum. The Legal Committee Members in attendance during the vote supported the motion.

4. **PG&E Negotiated Gas Transmission Rate Agreement – PG&E Negotiated Gas Transmission Rate Agreement Extension** – Staff is seeking a recommendation for approval authorizing the General Manager or his designee to execute an extension of the Negotiated Gas Transmission Rate Agreement executed in 2019 between NCPA and PG&E, not to exceed the proposed 2023 volumetric rate. ***\*\*This item was not presented at this meeting.\*\****

5. **Approval of Third Amendment to the Antelope Expansion 1B, LLC Power Purchase Agreement** – Staff will present and seek authority from the Commission to execute a Third Amendment to the Power Purchase Agreement between Northern California Power Agency and Antelope Expansion 1B, LLC. ***\*\*This items was not presented at this meeting.\*\****
6. **Resolution 22-121, Authorize NCPA General Manager to Execute Confirmation Number 0282 for Ascend Analytics, LLC Services to the City of Vernon and Issue Corresponding Purchase Order under the Shared Services Program Agreement** – Approval of Resolution 22-121 authorizing the NCPA General Manager or his designee to execute Confirmation Number 0282, with any non-substantive changes as approved by the NCPA General Counsel and SCPPA General Counsel, and issue a corresponding Purchase Order to Ascend Analytics, LLC for Integrated Resource Plan services.

NCPA and SCPPA executed a Shared Services Agreement effective August 1, 2015. NCPA executed an Agreement with Ascend Analytics, LLC for Integrated Resource Plan services in August 2022. SCPPA Member City of Vernon/Vernon Public Utilities (Vernon) submitted a SCPPA Member Task Request for services from Ascend Analytics in October 2022. Confirmation 0282 includes a not-to-exceed amount of \$372,735 which includes cost of services, contingency, and NCPA administrative fees. There is no guarantee that the full amount of services will be paid to Ascend Analytics, but is merely a not-to-exceed limit of potential expenditures under the Confirmation. The Confirmation exceeds the NCPA General Manager's signing authority and requires Commission approval. A draft Commission Staff Report and draft Confirmation 0282 was available for review. This item is recommended to be placed on the Commission Consent Calendar.

Motion: A motion was made by Shiva Swaminathan and seconded by Brian Schinstock recommending Commission approval authorizing the NCPA General Manager or his designee to execute Confirmation Number 0282, with any non-substantive changes as approved by the NCPA General Counsel and SCPPA General Counsel, and issue a corresponding Purchase Order to Ascend Analytics, LLC for Integrated Resource Plan services to the City of Vernon/Vernon Public Utilities. A vote was taken by roll call: YES = Alameda, Biggs, Healdsburg, Lodi, Palo Alto, Port Oakland, Redding, Roseville, Santa Clara, and Ukiah. The motion passed.

## **ADJOURNMENT**

The meeting was adjourned at 2:57 pm by the Facilities Committee Chair.

**Northern California Power Agency  
November 15, 2022 Special Facilities Committee Meeting  
Attendance List**

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

<u>MEMBER</u>	<u>NAME</u>
ALAMEDA	✓
BART	
BIGGS	✓
GRIDLEY	✓
HEALDSBURG	✓
LODI	✓
LOMPOC	
PALO ALTO	✓
PLUMAS-SIERRA REC	
PORT OF OAKLAND	✓
REDDING	✓
ROSEVILLE	✓
SANTA CLARA	✓
SHASTA LAKE	
TID	✓
UKIAH	✓

**Northern California Power Agency  
November 15, 2022 Special Facilities Committee Meeting  
Attendance List**

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

<u>NAME</u>	<u>AFFILIATION</u>
Carrie Pollo	NCPA
Tary Zimmer	"
Janae Huckhardt	"
Linda Stone	"
Monty Hankus	"
Mike DeBartoli	"
Marc Pettetier	"
Jeremy Hansen	"