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# Executive Committee Agenda

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**Date:** December 3, 2020  
**Subject:** NCPA Executive Committee Meeting  
**Location:** NCPA, 651 Commerce Drive, Roseville, California  
**Time:** 8:00 am

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**This meeting is being held in accordance with the Brown Act as currently in effect under the State Emergency Act, Governor Gavin Newsom's Emergency Declaration related to COVID-19, and Governor Newsom's Executive Order N-29-20 issued March 17, 2020 that allows attendance by NCPA Commissioners, staff and the public to participate and conduct the meeting by teleconference.**

You may participate in the meeting via teleconference by:  
Dial: 1-669-900-6833  
Meeting ID: 483 250 4597  
Zoom Meeting Link: <https://us02web.zoom.us/j/4832504597>

The Committee may take action on any of the items listed on this Agenda regardless of whether the matter appears as a Discussion/Action Item or a Report or an Information Item. When this Agenda is supplemented by Staff Reports, they 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.

Persons requiring accommodation 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*
2. *Approve minutes of the October 29, 2020, Regular Executive Committee Meeting, and the November 5, 2020, November 6, 2020, November, 9 2020, November 13, 2020, and the December 1, 2020, Special Committee Meeting's Minutes.*

## **PUBLIC FORUM**

Any member of the public who desires to address the Committee on any item considered by the Committee at this meeting before or during the Committee'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 Committee on any item within the jurisdiction of the Committee and not listed on the Agenda may do so at this time.

## **INFORMATIONAL ITEMS**

3. **General Manager Report** – update and monthly report
4. **General Counsel Report** – update and monthly report

## **CLOSED SESSION**

5. **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.
6. **CONFERENCE WITH LABOR NEGOTIATORS AND PERFORMANCE EVALUATION** – a) Labor negotiations pursuant to Government Code section 54957.6: Agency representatives: NCPA Executive Committee Members and Assistant General Manager/CFO Monty Hanks; Unrepresented Public Employee: General Manager; and b) Performance evaluation pursuant to Government Code Section 54957: Unrepresented Public Employee: One Category: General Manager.
7. **CONFERENCE WITH LABOR NEGOTIATORS AND PERFORMANCE EVALUATION** – a) Labor negotiations pursuant to Government Code section 54957.6: Agency representatives: NCPA Executive Committee Members and Assistant General Manager/CFO Monty Hanks; Unrepresented Public Employee: General Counsel; and b) Performance evaluation pursuant to Government Code Section 54957: Unrepresented Public Employee: One Category: General Counsel.

## **OPEN SESSION**

## **REPORT FROM CLOSED SESSION**

## **DISCUSSION / ACTION ITEMS**

8. **Approval of Letter Agreement to Award Additional Paid Administrative Leave for Calendar Year 20-21 to Randy S. Howard, General Manager** – approve and recommend Commission approval of the General Manager's 2021 performance goals, and approve and recommend the Commission authorize the Chair of the Commission to provide the General Manager a Letter Agreement for additional leave that may not be cashed out for use in 2021. **Fiscal Impact:** There is no fiscal impact to the Executive Services Salaries and Benefits account, and the cost associated the General Manager's compensation change is covered within the current fiscal year budget.

9. **Approval of Fourth Amendment to Employment Agreement with Jane E. Luckhardt, General Counsel** – approve and recommend Commission approval of the Fourth Amendment to the Employment Agreement between NCPA and Jane E. Luckhardt; approve and recommend the Commission authorize the Chair of Commission to execute the Fourth Amendment to Employment Agreement; approve and recommend Commission approve the Chair of the Commission to award a Letter Agreement awarding additional leave that may not be cashed out for use in 2021; and approve the General Counsel’s Performance Goals for 2021  
**Fiscal Impact:** Funds are available in the Executive Services – Legal Salaries and Benefits account; there is no material change to the current fiscal year budget.
10. **Approval of FY20-21 New Slate of Officers** – Committee approval and recommendation to the Commission of Chair and Vice Chair of the Commission.

## **NEW BUSINESS**

## **ADJOURNMENT**