

# Approval of BAMx Agreements

Facilities Committee

May 3, 2017

## Background

- The Cities of Palo and Santa Clara (the “BAMx Participants”) have requested NCPA to enter into a Consulting Services Agreement with Flynn Resource Consultants Inc. (“Flynn RCI”) to provide certain services
- This will enable the continuation of services that have been in place for many years

## Scope of Services

- In general, the Consultant will provide services including monitoring, meeting participation, coordinating with affected or other participating parties, and, as necessary, preparing and submitting formal position submittals for the following activities:
  - Grid Planning Activities
  - CPUC and CEC Transmission Matters
  - CAISO Market Issues

## Compensation

- Charges for Services provided under the agreements consist of:
  - \$625 / month for administrative services provided by NCPA
  - Not to exceed amount for all consultant activities
    - \$1,950,000 for the Term of the Agreement
    - \$650,000 for each annual period of the Term
- All charges for Services will be charged to Palo Alto and Santa Clara based on their respective allocation percentages listed in the agreement

## Contract Structure

- Based on NCPA pro-forma Professional Services Agreement and Consulting Services Agreement
  - Professional Services Agreement between NCPA and the BAMx Participants
  - Consulting Services Agreement between NCPA and Flynn Resource Consultants Inc.
- General Terms
  - Term of Services: July 1, 2017 through June 30, 2020
  - NCPA Role
    - NCPA is solely responsible for contract development and billing
  - BAMx Participants Role
    - Responsible for managing and directing all activities of consultant

## Recommendation

- NCPA staff recommends Facilities Committee approval and recommendation for Commission approval of: (i) the Professional Services Agreement between NCPA and the BAMx Participants, and (ii) the Consulting Services Agreement between NCPA and Flynn Resource Consultants Inc., and delegation of authority to the General Manager of NCPA to enter into the agreements, on behalf of NCPA, including any non-substantive modifications to the agreements approved by NCPA's General Counsel
  - The Commission resolution will state that NCPA is not authorized to enter into the Consulting Services Agreement until all BAMx Participants have formally executed the Professional Services Agreement

# Questions / Comments