



(916) 781-3636 www.ncpa.com

## Notice - Call of Special Legal Committee Meeting

**Notice Date:** 

November 14, 2019

To:

NCPA Legal Committee

From:

Barry DeWalt, Chair

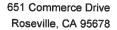
Meeting Date:

November 21, 2019 NCPA Special Legal Committee Meeting

PLEASE TAKE NOTICE that pursuant to Government Code section 54956, a special meeting of the Northern California Power Agency Legal Committee is hereby called for Thursday, November 21, 2019, at 8:30 a.m. Pacific Standard Time to discuss those matters listed in the attached Agenda. The meeting will be held at the Northern California Power Agency headquarters, 651 Commerce Drive, Roseville, California 95678.

If you are unable to attend the meeting in person at the Roseville location and wish to attend via teleconference, in accordance with the Brown Act, you must attend at one of the locations listed on the Agenda and post the Agenda at that location no later than 24-hours prior to the meeting commencement date and time, in a location that is accessible to the public until the completion of the meeting.

Barry DeWalt, Legal Committee Chair





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

## Agenda – Special Legal Committee Meeting

Notice Date: November 15, 2019

Meeting Date: November 21, 2019 Special Legal Committee Meeting

Location: 651 Commerce Drive, Roseville, CA, and via Posted Teleconference Locations

Time: 8:30 a.m. PST

In compliance with the Brown Act, you may participate in person at the meeting location or via teleconference at one of the locations listed below. <u>In either case</u>, please (1) post the Agenda at a publically accessible location at the <u>participation</u> location at least 24-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.

Northern California Power	City of Alameda	Bay Area Rapid Transit
Agency	Alameda City Attorney's Office	300 Lakeside Drive, 23rd Floor
651 Commerce Drive	2263 Santa Clara Avenue,	Oakland, CA 94612
Roseville, CA 95678	No. 280	·
	Alameda, CA 94501	
City of Biggs	City of Gridley	City of Healdsburg
Law Offices of Gregory P. Einhorn	Rich, Fuidge, Bordsen & Galyean	Burke Williams
854 Manzanita Court, Suite 110	1129 D Street	101 Howard Street, Suite 400
Chico, CA 95926	Marysville, CA 95901	San Francisco, CA 94105
City of Lodi	City of Lompoc	Plumas-Sierra Rural Electric Coop
221 West Pine Street	Aleshire & Wynder, LLP	Somach, Simmons & Dunn
Lodi, CA 95242	6001 Boeing Place	500 Capitol Mall, Suite 1000
	Los Angeles, CA 90045	Sacramento, CA 95814
City of Palo Alto	City of Palo Alto	Port of Oakland
Palo Alto City Attorney's Office	Assistant City Attorney Office	Office of General Counsel
250 Hamilton Avenue	54 Bosworth Field	530 Water Street
Palo Alto, CA 94301	Mendon, NY 14506	Oakland, CA 94607
City of Redding	City of Roseville	City of Santa Clara
777 Cypress Avenue	Civic Center-City Attorney's Office	Santa Clara City Attorney's Office
Redding, CA 96001	311 Vernon Street	1500 Warburton Ave.
	Roseville, CA 95678	Santa Clara, CA 95050
City of Shasta Lake	City of Ukiah	
2701 Park Marina Drive	Rapport and Marston	
Redding, CA 96001	405 West Perkins Street	
	Ukiah, CA 95482	

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.

Time estimates are provided as part of the Legal Committee effort to manage its time at the meetings. Listed times are estimated only and are subject to change at any time, including while the meeting is in progress. The Legal Committee 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.

- Review Safety Procedures NCPA Headquarters Facility
- 1. CALL MEETING TO ORDER AND ROLL CALL (8:30-8:35 a.m.)
- 2. PUBLIC COMMENT (8:35-8:40 a.m.)

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

## **CLOSED SESSION**

3. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (8:40 – 9:00 a.m.)

Pursuant to Government Code Section 54956.9(d)(1) - Existing Litigation, one (1) case:

Case Name: Northern California Power Agency, City of Redding, City of Roseville, and City of Santa Clara v. the United States, United States Court of Appeals for the Federal Circuit - Appeal from the United States Court of Claims No. 14-817-TCW.

- 4. REPORT FROM CLOSED SESSION (9:00 a.m.)
- 5. STATUS UPDATE REGARDING DEVELOPMENT OF THIRD PHASE AGREEMENT FOR NCPA SOLAR PROJECT 1 NCPA General Counsel will provide update about revisions to convert the Third Phase Agreement for the solar project into a program agreement to allow for Members to join at different times (9:05-9:15 a.m.)
- **6. GENERAL COUNSEL UPDATES** (9:15-9:30 a.m.)

  NCPA General Counsel will update the Committee on miscellaneous business matters of interest.
- 7. ADJOURNMENT