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Agenda – Legal Committee Meeting

Meeting Date: August 4, 2022 Legal Committee Meeting
Location: Meeting held at NCPA Headquarters and via Teleconference Posted Locations
Time: 8:30 a.m. PT

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. In either case, please (1) post the Agenda at a publicly accessible location at the participation location at least 72-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 Agency 651 Commerce Drive Roseville, CA 95678	City of Alameda Alameda City Attorney's Office 2263 Santa Clara Avenue, No. 280 Alameda, CA 94501	San Francisco Bay Area Rapid Transit District Office of the General Counsel 2150 Webster Street, 10 th Floor, Room 1009 Oakland, CA 94612
City of Biggs Law Office of Gregory P. Einhorn 854 Manzanita Court, No. 110 Chico, CA 95926	City of Alameda 18217 Carmel Drive Castro Valley, CA 94546	City of Healdsburg Burke Williams & Sorenson 688 Roble Avenue Menlo Park, CA 94025
City of Lodi 221 West Pine Street Lodi, CA 95240	City of Gridley Rich, Fuidge, Bordsen & Galyean 1129 D Street Marysville, CA 95901	Plumas-Sierra Rural Electric Coop Somach, Simmons & Dunn 500 Capitol Mall, Suite 1000 Sacramento, CA 95814
City of Palo Alto Palo Alto City Attorney's Office 250 Hamilton Avenue Palo Alto, CA 94301	City of Lompoc Aleshire & Wynder, LLP 6001 Boeing Place Los Angeles, CA 90045	Port of Oakland Office of General Counsel 530 Water Street Oakland, CA 94607
City of Redding Office of the City Attorney 777 Cypress Avenue Redding, CA 96001	City of Roseville Civic Center-City Attorney's Office 311 Vernon Street Roseville, CA 95678	City of Santa Clara Silicon Valley Power 881 Martin Avenue Santa Clara, CA 95050
Truckee Donner PUD [No teleconference location]	City of Ukiah Rapport and Marston 405 West Perkins Street Ukiah, CA 95482	City of Shasta Lake [No teleconference location]

To participate by phone from posted meeting location: Dial: 1-669-900-6833
 Meeting ID: 869 5483 4196

To participate via Zoom from posted location: <https://us06web.zoom.us/j/86954834196>

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.

The Committee may act on any of the items listed on this Agenda regardless of whether an item is described as an Action item, a Report, or an Informational or Discussion item. This Agenda may be supplemented by Staff Reports which 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, or www.ncpa.com.

- **Review Safety Procedures – NCPA Headquarters Facility**

- 1. CALL MEETING TO ORDER AND ROLL CALL**

- 2. PUBLIC COMMENT**

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.

- 3. MEETING MINUTES – Seeking approval of the minutes of the Legal Committee held on July 7, 2022. (Action Item)**

CLOSED SESSION

- 4. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

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

Case Name: *City of Santa Clara dba Silicon Valley Power and Northern California Power Agency, Petitioners, v. California Department of Water Resources, Respondent*, Sacramento County Superior Court, Case No. 34-2022-00323425.

OPEN SESSION

- 5. REPORT FROM CLOSED SESSION**

- 6. SPECIAL CONDITIONS AGREEMENT FOR GRANT ADMINISTRATION BY AND BETWEEN THE PLUMAS SIERRA RURAL ELECTRIC COOPERATIVE AND NCPA – Staff will discuss the Defense Community Infrastructure Pilot Program Grant process and NCPA's proposed role in supporting Plumas Sierra's Fort Sage Project. (Discussion Item)**

- 7. DEVELOPMENT OF THIRD PHASE AGREEMENT AND POWER PURCHASE AGREEMENT - Staff will discuss long term renewable portfolio standard (RPS) energy, resource adequacy, and RPS attributes transaction for geothermal resources with Calpine. Staff will review the WSPP contract structure including termination and credit provisions. (Discussion Item)**

8. GENERAL COUNSEL UPDATES - NCPA's General Counsel will update the Committee on miscellaneous business matters of interest.

9. ADJOURNMENT