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Agenda – Legal Committee Regular Meeting

Notice Date: August 28, 2020
Meeting Date: September 3, 2020 Legal Committee Regular Meeting
Meeting Time: 8:30 a.m. PT
Location: Teleconference Meeting

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 Legal Committee Members, staff, and the public to participant and conduct the meeting by teleconference.

Dial: 1-669-900-6833
Meeting ID: 919 8203 1585

Persons requiring accommodations in accordance with the Americans with Disabilities Act in order to 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 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. APPROVAL OF MEETING MINUTES** - Seeking approval of June 4, 2020 Special Meeting minutes, the July 6, 2020 Regular Meeting minutes, and the August 19, 2020 Special Meeting minutes.

CLOSED SESSION

4. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** – Discussion pursuant to Government Code Section 54956.9(d)(1) – two (2) cases.
 - a. 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.*
 - b. Case Name: *Voluntary Petitions for Filing of Chapter 11 Bankruptcy, PG&E Corporation, Debtor, and Pacific Gas and Electric Company, Debtor, United States Bankruptcy Court, Northern District of California, San Francisco Division, jointly administered under No. 19-30088*

OPEN SESSION

5. REPORT FROM CLOSED SESSION

6. NCPA Strategic Plan – Discussion of Strategy and Goal: Protect; prepare, utilize and build on the strengths and unique aspects and aggregation of JPA structure to benefit NCPA's members
 - a. Discuss organizational structure options (JPA, Corp, etc.) for acquisition, ownership or construction of generation and transmission assets. What are the options and what are the benefits of the options?
 - b. Discuss NCPA's authorized activities. What additional services can NCPA perform?
 - c. Discuss associate membership in NCPA. What are the rights and responsibilities of associate members?

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

8. ADJOURNMENT

Note - The Committee may take action 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 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.