

Board Energy Resources & Customer Services Committee Meeting and Special SMUD Board of Directors Meeting

Date: Wednesday, September 14, 2022

Time: Scheduled to begin at 5:30 p.m.

Location: Virtual Meeting (online)

Powering forward. Together.



AGENDA
BOARD ENERGY RESOURCES & CUSTOMER SERVICES
COMMITTEE MEETING
AND SPECIAL SMUD BOARD OF DIRECTORS MEETING

Wednesday, September 14, 2022

Scheduled to begin at 5:30 p.m.

Zoom Webinar Link: [Join Board Energy Resources & Customer Services Committee Meeting Here](#)

Webinar/Meeting ID: 160 591 3761

Passcode: 536373

Phone Dial-in Number: 1-669-254-5252 or 1-833-568-8864 (Toll Free)

Pursuant to Government Code section 54953(e) and the Emergency Board Meeting Procedures adopted by the SMUD Board of Directors, the regular Board meeting and other public meetings are currently conducted solely via virtual (online/teleconference) meeting to align with state, local, and federal guidelines for the containment of the coronavirus.

Live video streams and indexed archives of meetings are available at:

http://smud.granicus.com/ViewPublisher.php?view_id=16

Members of the public may register to provide verbal comments at an upcoming Board or Committee meeting by emailing a request to speak to PublicComment@smud.org. Please include the date of the meeting, name, and topic or agenda item the requestor wishes to speak on. The request may also be submitted while the meeting is in progress during the standard time for the agenda item or topic. **Pre-registration is strongly encouraged by no later than 3:00 p.m. on the day of the meeting.**

Members of the public may provide written public comments on a specific agenda item or on items not on the agenda (general public comment) by submitting comments via e-mail. Comments may be submitted to PublicComment@smud.org and will be placed into the record of the meeting.

Members of the public that are listening to or watching the live stream of a Committee meeting and wish to submit written comments on a specific agenda item as it is being heard may submit their comments, limited to 250 words or less, to PublicComment@smud.org, noting the agenda item number in the subject line. The Committee Chair may read comments for items on the agenda into the record, in his discretion, based upon such factors as the length of the agenda or the number of e-mail comments received. General public comment for items not on the agenda will not be read into the record but will be provided to the Board and placed into the record of the Board meeting if it is received within two hours after the meeting ends.

This Committee meeting is noticed as a joint meeting with the Board of Directors for the purpose of compliance with the Brown Act. In order to preserve the function of the Committee as advisory to the Board, members of the Board may attend and participate in the discussions, but no Board action will be taken. The Energy Resources & Customer Services Committee will review, discuss and provide the Committee's recommendation on the following:

DISCUSSION ITEMS

1. Tracy Carlson
Authorize the Chief Executive Officer and General Manager to:
 - a. Enter into (1) a contract with **Marin Clean Energy (MCE)** to provide **Community Choice Aggregation (CCA)** data management and related services, and (2) vendor contracts to facilitate the ongoing operations of **MCE** provided that no individual contract shall exceed \$1 million; and
 - b. Enter into contracts for technology platform subscription services that support all **CCAs**, the fees of which are to be approved by the Board as part of the annual budget.

Presentation: 5 minutes
Discussion: 10 minutes

INFORMATIONAL ITEM

2. Joel Ledesma
Cara Chatfield
Provide the Board an informational presentation on the 2030 Zero Carbon Plan: 2022 Mid-Year Progress Update.
Presentation: 35 minutes
Discussion: 25 minutes

DISCUSSION ITEMS (cont.)

3. Laura Lewis
Make findings pursuant to Government Code section 54953(e) to continue holding **SMUD** meetings virtually during proclaimed state of emergency (recurring item, every 30 days).
Discussion: 2 minutes
4. Laura Lewis
Make findings pursuant to Government Code section 54953(e) to continue holding **Sacramento Municipal Utility District Financing Authority (SFA)** meetings virtually during proclaimed state of emergency (recurring item, every 30 days).
Discussion: 2 minutes

INFORMATIONAL ITEMS (cont.)

5. Public Comment
6. Gregg Fishman Summary of Committee Direction.
Discussion: 1 minute

Pursuant to Resolution No. 20-06-08 adopted on June 18, 2020, Emergency Board Meeting Procedures are in effect:

Members of the public may make either a general public comment or comment on a specific agenda item by submitting comments via email. Comments may be submitted to PublicComment@smud.org. Comments will be provided to the Board and placed into the record of the Committee meeting if it is received within two hours after the meeting ends.

Members of the public that are listening or watching the live stream of a Board meeting and wish to comment on a specific agenda item as it is being heard, may submit their comments, limited to 250 words or less, to PublicComment@smud.org. The Board Committee Chair may read the comments into the record, in his discretion, based upon such factors as the length of the agenda or the number of email comments received. Comments will be provided to the Board and placed into the record of the Committee meeting if it is received within two hours after the meeting ends.

*Members of the public may register to provide verbal comments at an upcoming Board or Committee meeting by emailing a request to speak to PublicComment@smud.org. Please include the date of the meeting, name, and topic or agenda item the requestor wishes to speak on. The request may also be submitted while the meeting is in progress during the standard time for the agenda item or topic. **Pre-registration is strongly encouraged by no later than 3:00 p.m. on the day of the meeting.***

ADA Accessibility Procedures: Upon request, SMUD will generally provide appropriate aids and services leading to effective communication for qualified persons with disabilities so that they can participate equally in this virtual meeting. If you need a reasonable auxiliary aid or service for effective communication to participate, please email Toni.Stelling@smud.org, or contact by phone at (916) 732-7143, no later than 48 hours before this virtual meeting.

BOARD AGENDA ITEM

STAFFING SUMMARY SHEET



TO				TO				
1.	Tracy Carlson	6.						
2.	Brandy Bolden	7.						
3.	Jennifer Davidson	8.						
4.	Lora Anguay	9.	Legal					
5.	Suresh Kotha	10.	CEO & General Manager					
Consent Calendar		x	Yes		No <i>If no, schedule a dry run presentation.</i>			
		x	Yes		Budgeted			
		x	Yes		No <i>(If no, explain in Cost/Budgeted section.)</i>			
FROM (IPR) Ali Crawford				DEPARTMENT Community Energy Services		MAIL STOP A276	EXT. 5676	DATE SENT 08/24/22

NARRATIVE:

Requested Action: Authorize the Chief Executive Officer and General Manager, or his designee, to:

- a) Enter into (1) a contract with Marin Clean Energy (MCE) to provide Community Choice Aggregation (CCA) data management and related services, and (2) vendor contracts to facilitate the ongoing operations of MCE provided that no individual contract shall exceed \$1 million; and
- b) Enter into contracts for technology platform subscription services that support all CCAs, the fees of which are to be approved by the Board as part of the annual budget.

Summary: Community Choice Aggregation (CCA) was created in California by Assembly Bill 117 (2002), which authorized local governments to aggregate customer electric load and purchase electricity for customers in the service territories of investor-owned utilities. MCE is a CCA established in 2010 by a joint powers authority which serves approximately 588,000 residential and commercial electricity customers across a service area comprised of 37 communities in four counties: Contra Costa, Marin, Napa, and Solano.

SMUD has significant experience performing the services required by MCE making SMUD a logical provider. For more than 75 years as a community-owned electric utility, SMUD has performed many of the same services for its own service territory, and since 2018 has provided similar services to other CCAs, including Valley Clean Energy (VCE) and East Bay Community Energy (EBCE).

SMUD submitted a comprehensive proposal to MCE in response to a Request for Proposals (RFP). The proposed services include data management, billing, analytics, systems assessment and other related consulting services. MCE selected SMUD as the winner on July 5, 2022, and the MCE Board’s vote to award SMUD the contract is scheduled for September 15, 2022. Staff believes providing MCE services will present both net financial benefits for SMUD, as well as foster public power and regional clean energy solutions. The proposed services will leverage the systems and services already in place for VCE and EBCE, which include technology platform subscription services which are critical to maintaining the CCA business and require contract subscriptions, which the annual fees for such contracts will be included as part of the Board’s annual budget approval. Leveraging existing systems and services contributes to increased net revenue for SMUD and economies of scale in our CCA service offerings, and transitioning at this time from separate CCA-specific delegations to a general CCA delegation for technology platform contracts is in the best interests of SMUD. SMUD will ensure that its financial viability, internal operations, and customer service portfolio are not adversely affected by providing MCE services.

Board Policy: SD-2, Competitive Rates, by providing access to a new business opportunity which will create revenue that will help keep SMUD’s rate low; SD-7, Environmental Leadership, by helping MCE decarbonize and develop clean energy solutions; SD-11, Public Power Business Model, by assisting other local government entities to provide the benefits of public power to their communities; SD-19, Diversified Business, by broadening and diversifying the products and services we offer to generate new revenues that contribute to SMUD’s long-term financial health.

Benefits: This contract expands the services that SMUD provides to CCAs to include analytics services and introduces additional potential sources of CCA revenue for SMUD.

Cost/Budgeted: Costs included in budget.

Alternatives: The alternative would be to bring the MCE contract and vendor procurements to the Board for approval, which could delay SMUD's ability to provide services in a timely manner, potentially not meeting MCE's end-of-year implementation deadline and the transition to SMUD's service beginning January 1, 2023.

Affected Parties: Community Energy Services, Information Technology, MCE, MCE customers

Coordination: Community Energy Services, Information Technology, MCE, MCE customers

Presenter: Tracy Carlson, Director, Customer Care

SUBJECT

Master Services Agreement between Marin Clean Energy and SMUD

ITEM NO. (FOR LEGAL USE ONLY)

ITEMS SUBMITTED AFTER DEADLINE WILL BE POSTPONED UNTIL NEXT MEETING.

SSS No.
CZCO 22-009

BOARD AGENDA ITEM

STAFFING SUMMARY SHEET

Committee Meeting & Date ERCS – September 14, 2022
Board Meeting Date n/a

TO	TO
1. Lora Anguay	6. Markisha Webster
2. Brandy Bolden	7. Scott Martin
3. Frankie McDermott	8.
4. Suresh Kotha	9. Legal
5. Jennifer Davidson	10. CEO & General Manager

Consent Calendar	X	Yes	No <i>(If no, schedule a dry run presentation.)</i>	Budgeted	X	Yes	No <i>(If no, explain in Cost/Budgeted section.)</i>
FROM (IPR) Joyce Hribar			DEPARTMENT Zero Carbon Energy Solutions				MAIL STOP EA405 EXT. 5055 DATE SENT 8/22/2022

NARRATIVE:

Requested Action: Provide an informational presentation on the 2030 Zero Carbon Plan: 2022 Mid-Year Progress Update.

Summary: Joel Ledesma, Director of Power Generation, and Cara Chatfield, Manager of Corporate Communications, will present the second of 2 presentations this year (March and September) on the 2030 Zero Carbon Plan Progress Update.

Topics will include the following:

- Overall Progress & Updates
 - Progress Curves
 - Natural Gas Generation Repurposing
 - Proven Clean Tech
 - New Tech & Business Models
 - Financial
 - Grants & Partnerships
 - Communications, Marketing, Outreach

Board Policy: Strategic Direction SD-9, Resource Planning; Strategic Direction SD-10, Innovation
(Number & Title)

Benefits: Discuss and receive input on the 2030 Zero Carbon Plan: 2022 Mid-Year Progress Update

Cost/Budgeted: N/A

Alternatives: N/A – informational presentation

Affected Parties: SMUD leaders, employees, and customers

Coordination: All SMUD Business areas

Presenter: Joel Ledesma, Director, Power Generation
Cara Chatfield, Manager, Corporate Communications

Additional Links:

SUBJECT

2030 Zero Carbon Plan Progress Update

ITEM NO. (FOR LEGAL USE ONLY)

SSS No. LEG 2022-0125

BOARD AGENDA ITEM

STAFFING SUMMARY SHEET

Committee Meeting & Date ERCS – 09/14/22
Board Meeting Date September 15, 2022

TO	TO
1. Frankie McDermott	6.
2. Brandy Bolden	7.
3. Lora Anguay	8.
4. Suresh Kotha	9. Legal
5.	10. CEO & General Manager

Consent Calendar	<input checked="" type="checkbox"/>	Yes	No <i>If no, schedule a dry run presentation.</i>	Budgeted	<input checked="" type="checkbox"/>	Yes	No <i>(If no, explain in Cost/Budgeted section.)</i>
FROM (IPR) Joe Schofield	DEPARTMENT Legal Department			MAIL STOP B406	EXT. 5446	DATE SENT 09/01/22	

NARRATIVE:

Requested Action: Make findings pursuant to Government Code section 54953(e) to continue meetings via virtual (online/teleconference) meeting for the next 30 days.

Summary: Pursuant to Executive Order N-29-20 issued on March 17, 2020, and Executive Order N-35-20 issued on March 21, 2020, as well as the Emergency Board Meeting Procedures adopted by this Board via Resolution No. 20-06-08 on June 18, 2020, this Board has conducted regular Board meetings and other public meetings via remote (online/teleconference) meetings.

On September 16, 2021, Governor Newsom signed Assembly Bill 361 (AB 361), which became effective immediately upon signature, containing language that eased Brown Act requirements to allow local agencies to meet remotely. AB 361 allows meetings to continue to be conducted by teleconference, similar to the process used during the current COVID-19 pandemic, but only when there is a declared state of emergency when the local governing body makes findings that there are imminent health risks to meeting in person.

On February 25, 2022, Executive Order N-04-22 was issued leaving the California State of Emergency due to the threat of COVID-19 in effect for the foreseeable future. Though the State of Emergency remains in effect, mask mandates have been dropped locally and at the State level.

On April 21, 2022, CAL/OSHA re-adopted its workplace COVID-19 Emergency Temporary Standards (ETS), as modified, effective May 6, 2022, through December 31, 2022, including outbreak reporting; SMUD staff continue to report COVID-19 infections, though at a decreasing rate; the lack of a requirement to sign in at SMUD Board meetings with contact information could make contact tracing nearly impossible; and the most recently reported COVID-19 data published, by the Sacramento County Department of Public Health on its Epidemiology COVID-19 Dashboard, and covering the period up to August 31, 2022, indicated a local COVID-19 case rate of 16.9% and 4 deaths since the last update. Sacramento County is currently in the medium severity tier for COVID-19 with surrounding counties being in the high and medium tiers. Wastewater testing for the presence of COVID-19 in the Sacramento sewershed indicates levels that, as of late August, were slightly lower than the dominant strain at the peak of the Delta variant. Moreover, when SMUD Board and Committee meetings were held in person, they could last as long as four hours with all participants in a single room. And although we could space out participants, they would still be breathing one another's respirated air for what could be a lengthy period of time.

By Resolution 21-10-01 adopted on October 12, 2021, Resolution No. 21-10-03 adopted on October 21, 2021, Resolution No. 21-11-05 adopted on November 18, 2021, Resolution No. 21-12-04 adopted on December 9, 2021, Resolution No. 22-03-01 adopted on March 8, 2022, Resolution No. 22-03-03 adopted on March 17, 2022, Resolution No. 22-04-01 adopted on April 13, 2022, Resolution No. 22-04-03 adopted on April 21, 2022, Resolution No. 22-05-06 adopted on May 19, 2022, Resolution No. 22-06-02 adopted on June 16, 2022, Resolution No. 22-07-02 adopted on July 21, 2022, and Resolution No. 22-08-05 adopted on August 18, 2022, this Board has previously made findings to continue to hold regular Board meetings and other public meetings via solely virtual (online/teleconference) format.

Staff's recommendation is to continue to hold regular Board meetings and other public meetings via solely virtual (online/teleconference) meeting and continue to monitor developments related to the COVID-19 pandemic. Pursuant to Government Code section 54953(e), this Board must make findings every 30 days that conditions warrant continuing to meet virtually instead of in-person.

Board Policy: Governance Process GP-3, Board Job Description – j) Take such other actions as may be required by law.
(Number & Title)

Benefits: Making the determination to continue remote meetings will allow for efficient conduct of SMUD business.

Cost/Budgeted: Contained in Business Unit budget for internal labor.

Alternatives: Take no action and comply with all original Brown Act requirements.

Affected Parties: SMUD, Board of Directors, Public

Coordination: Executive Office, Board Office, Legal Department, Information Technology, Communications

Presenter: Laura Lewis, Chief Legal & Government Affairs Officer

Additional Links:

SUBJECT

Make Findings to Continue Online/Teleconference Meetings

ITEM NO. *(FOR LEGAL USE ONLY)*

ITEMS SUBMITTED AFTER DEADLINE WILL BE POSTPONED UNTIL NEXT MEETING.

SFA COMMISSION AGENDA ITEM

Sacramento Municipal Utility District Financing Authority STAFFING SUMMARY SHEET

Committee Meeting & Date
ERCS – 09/14/22

Commission Meeting Date
September 15, 2022

Please use a separate sheet if you have any comments.

TO					TO							
1.	Frankie McDermott				6.							
2.	Brandy Bolden				7.							
3.	Lora Anguay				8.							
4.	Suresh Kotha				9.	Legal						
5.					10.	CEO & General Manager						
Consent Calendar		<input checked="" type="checkbox"/>	Yes			Budgeted		<input checked="" type="checkbox"/>	Yes			
				No If no, schedule a dry run presentation.		No (If no, explain in Cost/Budgeted section.)						
FROM (IPR) Joe Schofield				DEPARTMENT Legal				MAIL STOP B406	EXT. 5448	DATE SENT 09/01/22		

NARRATIVE:

Requested Action: Make determination pursuant to Government Code section 54953(e) to continue meetings via virtual (online/teleconference) meeting for the next 30 days.

Summary: Pursuant to Executive Order N-29-20 issued on March 17, 2020, and Executive Order N-35-20 issued on March 21, 2020, as well as the Emergency Board Meeting Procedures adopted by this Board via Resolution No. 20-06-08 on June 18, 2020, this Board has conducted regular Board meetings and other public meetings via remote (online/teleconference) meetings.

On September 16, 2021, Governor Newsom signed Assembly Bill 361 (AB 361), which became effective immediately upon signature, containing language that eased Brown Act requirements to allow local agencies to meet remotely. AB 361 allows meetings to continue to be conducted by teleconference, similar to the process used during the current COVID-19 pandemic, but only when there is a declared state of emergency when the local governing body makes findings that there are imminent health risks to meeting in person.

On February 25, 2022, Executive Order N-04-22 was issued leaving the California State of Emergency due to the threat of COVID-19 in effect for the foreseeable future. Though the State of Emergency remains in effect, mask mandates have been dropped locally and at the State level.

On April 21, 2022, CAL/OSHA re-adopted its workplace COVID-19 Emergency Temporary Standards (ETS), as modified, effective May 6, 2022, through December 31, 2022, including outbreak reporting; SMUD staff continue to report COVID-19 infections, though at a decreasing rate; the lack of a requirement to sign in at SMUD Board meetings with contact information could make contact tracing nearly impossible; and the most recently reported COVID-19 data published, by the Sacramento County Department of Public Health on its Epidemiology COVID-19 Dashboard, and covering the period up to August 31, 2022, indicated a local COVID-19 case rate of 16.9% and 4 deaths since the last update. Sacramento County is currently in the medium severity tier for COVID-19 with surrounding counties being in the high and medium tiers. Wastewater testing for the presence of COVID-19 in the Sacramento sewershed indicates levels that, as of late August, were slightly lower than the dominant strain at the peak of the Delta variant.

Commission meetings immediately follow adjournment of SMUD Board or Committee meetings, and when SMUD Board and Committee meetings were held in person, they could last as long as four hours with all participants in a single room. And although we could space out participants, they would still be breathing one another's respirated air for what could be a lengthy period.

By Resolution 21-SFA-12-02 adopted on December 9, 2021, and Resolution No. 22-SFA-04-01 adopted on April 21, 2022, this Commission has previously made findings to continue to hold regular Commission meetings and other public meetings via solely virtual (online/teleconference) format.

Staff's recommendation is to continue to hold Commission meetings and other public meetings via solely virtual (online/teleconference) meeting and continue to monitor developments related to the COVID-19

pandemic. Pursuant to Government Code section 54953(e), this Commission must make findings every 30 days that conditions warrant continuing to meet virtually instead of in-person.

Board Policy: Governance Process GP-3, Board Job Description – j) Take such other actions as may be required by law.
(Number & Title)

Benefits: Making the determination to continue remote meetings will allow for efficient conduct of Commission business.

Cost/Budgeted: Contained in Business Unit budget for internal labor.

Alternatives: Take no action and comply with all original Brown Act requirements.

Affected Parties: SMUD, Commissioners, Public

Coordination: Executive Office, Board Office, Legal Department, Information Technology, Communications

Presenter: Laura Lewis, Chief Legal & Government Affairs Officer

Additional Links:

SUBJECT

Make Findings to Continue Online/Teleconference Meetings (SFA)

ITEM NO. (FOR LEGAL USE ONLY)

ITEMS SUBMITTED AFTER DEADLINE WILL BE POSTPONED UNTIL NEXT MEETING

SSS No.
BOD 2021-025

BOARD AGENDA ITEM

STAFFING SUMMARY SHEET

Committee Meeting & Date 2022
Board Meeting Date N/A

TO	TO
1. Frankie McDermott	6.
2. Brandy Bolden	7.
3. Lora Anguay	8.
4. Suresh Kotha	9. Legal
5.	10. CEO & General Manager

Consent Calendar		Yes	x	No <i>If no, schedule a dry run presentation.</i>	Budgeted		Yes	No <i>(If no, explain in Cost/Budgeted section.)</i>
FROM (IPR) Gregg Fishman / Donna Lofton				DEPARTMENT Board Office				MAIL STOP B307 EXT. 5079 DATE SENT 12/21/2021

NARRATIVE:

Requested Action: A summary of directives provided to staff during the committee meeting.

Summary: The Board requested an on-going opportunity to do a wrap up period at the end of each committee meeting to summarize various Board member suggestions and requests that were made at the meeting in an effort to make clear the will of the Board. The Policy Committee Chair will summarize Board member requests that come out of the committee presentations for this meeting.

Board Policy: GP-4 Agenda Planning states the Board will focus on the results the Board wants the organization to achieve.
(Number & Title)

Benefits: Having an agenda opportunity to summarize the Board's requests and suggestions that arise during the committee meeting will help clarify what the will of the Board.

Cost/Budgeted: N/A

Alternatives: Not summarize the Board's requests at this meeting.

Affected Parties: Board of Directors and Executive Staff

Coordination: Donna Lofton, Special Assistant to the Board

Presenter: Gregg Fishman, ERCS Committee Chair

Additional Links:

SUBJECT Summary Of Committee Direction	ITEM NO. <i>(FOR LEGAL USE ONLY)</i>
---	--------------------------------------

ITEMS SUBMITTED AFTER DEADLINE WILL BE POSTPONED UNTIL NEXT MEETING.