



**Regular Meeting of the Community Advisory Committee (CAC)
of Valley Clean Energy Alliance
Thursday, November 21, 2024 at 5:00 p.m.
City of Woodland Council Chambers
300 First Street, Davis, California 95695**

CAC Members will be attending in-person and public participation will be in-person or available via Zoom Webinar (video/teleconference). Valley Clean Energy (VCE) will, to the best of its ability, provide hybrid and remote options for VCE meeting participants and to the public; however, VCE cannot guarantee these options will be available due to technical limitations outside of our control. For assurance of public comment, VCE encourages in-person and written public comments to be submitted as described below when possible. VCE, to the best of its abilities, will provide participation via the Zoom platform.

Meetings are accessible to people with disabilities. Individuals who need special assistance or a disability-related modification or accommodation to participate in this meeting, or who have a disability and wish to request an alternative format for the meeting materials, should contact Alisa Lembke, VCE Board Clerk/Administrative Analyst, at least two (2) working days before the meeting at (530) 446-2754 or Alisa.Lembke@valleycleanenergy.org.

If you have anything that you wish to be distributed to the CAC and included in the official record, please hand it to a member of VCE staff who will distribute the information to the CAC members and other staff.

Please note that the numerical order of items is for convenience of reference. Items may be taken out of order on the request of any CAC member with the concurrence of the CAC. Staff recommendations are advisory to the CAC. The CAC may take any action it deems appropriate on any item on the agenda even if it varies from the staff recommendation.

Members of the public who wish to participate remotely in the CAC's meeting may do so with video/teleconferencing call-in number and meeting ID code. To join remotely, please see the Zoom Webinar (video/teleconference) information below:

From a PC, Mac, iPad, iPhone, or Android device with high-speed internet:

(If your device does not have audio, please also join by phone.)

<https://us02web.zoom.us/j/81871830653>

Meeting ID: 818 7183 0653

By phone:

One tap mobile:

+1-669-900-9128,, 81871830653# US

+1-669-444-9171,, 81871830653# US



Dial:

+1-669-900-9128 US

+1-669-444-9171 US

Meeting ID: 818 7183 0653

Public comments may be submitted electronically or verbally during the meeting. Instructions on how to submit your public comments can be found in the **PUBLIC PARTICIPATION** note at the end of this agenda.

Committee Members: Rahul Athalye (Chair), Keith Taylor (Vice Chair), Mark Aulman, David Springer, Lorenzo Kristov, Cynthia Rodriguez, Jennifer Rindahl, Diccon Westworth, Danielle Ballard, Ari Halberstadt

5:00 P.M. CALL TO ORDER

- 1. Welcome**
- 2. Public Comment:** This item is reserved for persons wishing to address the CAC on any VCE-related matters that are not otherwise on this meeting agenda or are listed on the Consent portion of the agenda. Public comments on matters listed on the Regular agenda shall be heard at the time the matter is called. As with all public comment, members of the public who wish to address the CAC are customarily limited to two minutes per speaker, electronically submitted comments should be limited to approximately 300 words. Comments that are longer than 300 words will only be read for two minutes. All electronically submitted comments, whether read in their entirety or not, will be posted to the VCE website within 24 hours of the conclusion of the meeting. See the information below under **PUBLIC PARTICIPATION** at the conclusion of this agenda about how to provide your public comment.
- 3. Brief VCEA Staff and Advisory Task Group Reports (~ 15 minutes)** - Representatives of VCE staff and active Task Groups will provide verbal updates on on-going Staff and Task Group work. Task Group recommendations requiring Committee attention require a regular agenda item. Summaries of written reports received by the Committee in advance of the meeting will receive a time allocation of up to ten minutes. Otherwise, the time allocation will be five minutes, including questions and answers. The Committee may decide to allocate additional time at the end of the regular agenda.
 - a. Task Group Reports.**
 - b. Staff Report**

CONSENT AGENDA (~ 5 minutes)

- 4. Approval of October 24, 2024 Meeting Minutes.**
- 5. Recommend to the Board to adopt the 2025 Legislative and Regulatory Platform. (Action)**



REGULAR AGENDA

6. Discuss and seek recommendation to the Board on GHG-Free allocations from large hydro and nuclear resources. (Discussion/Action) (≈ 20 minutes)
7. Receive preliminary 2025 Operating Budget update and customer rates. (Information) (≈ 20 minutes)
8. Receive 2024 Long Range Calendar. (Information) (≈ 5 minutes)
9. Advisory Committee Member and Announcements. (≈ 5 minutes) Action items and reports from members of the Advisory Committee, including announcements, reports on meetings, and information which would be of interest to the Committee or the public.
10. **Announcement and Adjournment.** Due to the Christmas holiday, the CAC has scheduled a meeting for the 3rd Thursday, on December 19, 2024 at the City of Davis Conference Room (inside Community Chambers building, located at 23 Russell Boulevard, Davis, California 95616.

PUBLIC PARTICIPATION: Public Comments: Public participation for this meeting will be done electronically via e-mail and during the meeting as described below.

Public participation via e-mail: If you have anything that you wish to be distributed to the CAC and included in the official record, please e-mail it to VCE staff at Meetings@ValleyCleanEnergy.org . If information is received by 3:00 p.m. on the day of the CAC meeting it will be e-mailed to the CAC members and other staff prior to the meeting. If it is received after 3:00 p.m. the information will be distributed after the meeting, but within 24 hours of the conclusion of the meeting. Written public comments that do not exceed 300 words will be read by the VCE Board Clerk, or other assigned VCE staff, to the CAC and the public during the meeting subject to the usual time limit for public comments [two (2) minutes]. General written public comments will be read during Item 2, Public Comment. Written public comment on individual agenda items should include the item number in the “Subject” line for the e-mail and the Clerk will read the comment during the item. Items read cannot exceed 300 words or approximately two (2) minutes in length. All written comments received will be posted to the VCE website.

Verbal public participation during the meeting:

- 1) **If attending in person**, please complete a **Comment Card** and return it to the Board Clerk.
- 2) **If attending remotely via Zoom**, there are two (2) ways for the public to provide verbal comments:
 - A. If you are attending by computer, activate the “participants” icon at the bottom of your screen, then raise your hand (hand clap icon) under “reactions”. When called upon, you will be “unmuted” to allow to speak.
 - B. If you are attending by phone only, you will need to press *9 to raise your hand. When called upon, press *6 to unmute your microphone.

VCE staff will acknowledge that you have a public comment to make during the item and will call upon you to make your verbal comment.



Public records that relate to any item on the agenda for a regular or special CAC meeting are available for public review on the VCE website. Records that are distributed to the CAC by VCE staff less than 72 hours prior to the meeting will be posted to the VCE website at the same time they are distributed to all members, or a majority of the members of the CAC. Questions regarding VCE public records related to the meeting should be directed to Board Clerk Alisa Lembke at (530) 446-2750 or Alisa.Lembke@ValleyCleanEnergy.org. The Valley Clean Energy website is located at: <https://valleycleanenergy.org/cac-meetings/>.

Accommodations for Persons with disabilities. Individuals who need special assistance or a disability-related modification or accommodation to participate in this meeting, or who have a disability and wish to request an alternative format for the meeting materials, should contact Alisa Lembke, VCE Board Clerk/Administrative Analyst, as soon as possible and preferably at least two (2) working days before the meeting at (530) 446-2754 or Alisa.Lembke@ValleyCleanEnergy.org

**VALLEY CLEAN ENERGY ALLIANCE
COMMUNITY ADVISORY COMMITTEE**

Staff Report - Item 4

TO: Community Advisory Committee

FROM: Alisa Lembke, Board Clerk/Administrative Analyst

SUBJECT: CAC October 24, 2024 Meeting Minutes

DATE: November 21, 2024

Recommendation

Receive, review and approve the attached October 24, 2024 meeting Minutes.

Attachment: October 24, 2024 meeting Minutes



**MINUTES OF THE VALLEY CLEAN ENERGY ALLIANCE
COMMUNITY ADVISORY COMMITTEE MEETING
Thursday, October 24, 2024 at 5:00 p.m.
City of Davis Conference Room
(inside Community Chambers building)
23 Russell Boulevard, California 95616**

Chair Athalye established that there was a quorum present and opened the Community Advisory Committee of Valley Clean Energy Alliance in a meeting on Thursday, October 24, 2024 beginning at 5:02 p.m., held at the City of Davis Conference Room located inside the Community Chambers building at 23 Russell Boulevard, California 95616.

Welcome and Roll Call

Committee Members Present: Raul Athalye (Chair), Mark Aulman, Lorenzo Kristov (departed at 6:54 pm.), David Springer, Ari Halberstadt, Jennifer Rindahl (departed at 6:50 p.m.), Cynthia Rodriguez (arrived at 5:07 p.m.)

Committee Members Absent: Keith Taylor, Diccon Westworth, Danielle Ballard

Welcome Chair Athalye welcomed everyone and reminded everyone that VCE is still seeking candidates to fill the unincorporated Yolo County CAC seat.

Public Comment / Introductions There were no verbal or written public comments on items not on the agenda and on Consent Agenda items.

Brief Task Group and VCE staff Reports **Task Group Reports:**

Legislative/Regulatory: Lorenzo Kristov informed those present that there was nothing to report since the CAC will be reviewing the draft 2025 Legislative/Regulatory Platform during the regular Agenda.

Programs & Outreach: VCE Director of Marketing and Customer Care Rebecca Kuczynski reported that the Task Group met and discussed both the Hourly Flex Pilot Programs and Electric Vehicle Rebate Program.

Bioenergy: Mark Aulman informed those present that he distributed information and documents on the research he did to the other Task Group Members with no response yet.

(Cynthia Rodriguez arrived at 5:07 p.m.)



Staff Report: VCE Chief Operating Office Gordon Samuel informed those present that at the Board's October 10, 2024 they received a Legislative End of Session update; and, an update on the 2024 Operating budget and preliminary 2025 Operating budget. Mr. Samuel invited Members to attend the Downtown Davis Treat Trail downtown Davis on Halloween and to the Salmon Festival of which VCE Staff will be present.

Consent Items

There were no written or verbal public comments as identified above.

Aulman made a motion to approve the Consent agenda item, seconded by Kristov. Motion passed with Taylor, Westworth and Ballard absent. The following items were:

4. approved August 22, 2024 Meeting Minutes; and,
5. received copy of Customer Participation update (3rd Quarter 2024).

Regular Agenda

Item 6: Receive Legislative End of Session updated from Pacific Policy Group. (Information)

Mark Fenstermaker of Pacific Policy Group provided a legislative end of session update highlighting new leadership in Assembly Utilities (U&E) and the Energy Chair; the budget deficit; and, the focus shifting from reliability to affordability. Mr. Fenstermaker provided information on the 2025-2026 Session and the "landscape" of the upcoming two (2) year period. He reviewed a few items, such as affordability, changes in representatives coming in, the regional grid, budget stability, regional grid initiative, and several other factors that may play a role in the upcoming legislative session. The CAC briefly discussed: affordability, distributed energy, local resources, and rate costs for transmission and distribution and energy. There were no written or verbal public comments.

Item 7: Review, provide feedback and make recommendation to the Board on draft 2025 Legislative and Regulatory Platform. (Discussion/Action)

VCE Legislative and Project Specialist Yvonne Hunter introduced this item and reminded the CAC that the Platform is an inward looking document to assist Staff and that it builds on the Strategic Plan goals. This Platform includes regulatory information, which was not included in the 2024 Legislative Platform. Ms. Hunter presented highlights of the Legislative/Regulatory Task Group's draft of the 2025 Legislative and Regulatory Platform. The CAC and Staff discussed possible additions and clarifications to the draft. There were no written or verbal public comments. The CAC agreed that the 2025 Platform be redrafted to incorporate additional information and provide clarification, then return with the redraft to the CAC at their November 2024 meeting.



Item 8: Review and recommend to the Board VCE's participation in Hourly Flex Pricing Pilots – Expanded AgFIT Pilots 1 & 2, and Vehicle-to-Grid (V2X). (Discussion/Action)

Ms. Kuczynski introduced this item by providing the background and context of the Hour Flex Pricing (HFP) Pilots: Ag, residential, and nonresidential dynamic pricing and Vehicle-to-Everything (V2X) Pilots. Staff reviewed the HFP Pilots' goals, design, how the customer will interface, and structure. CAC and Staff discussed: shifting load, rates, difference between Time of Use (TOU) and dynamic rates, bidirectional charging, participation numbers, and charging station projects. The CAC approved recommending to the Board that VCE participate in the Hourly Flex Pricing Pilots. There were no written or verbal public comment.

Lorenzo Kristov made a motion to recommend to the Board that VCE participate in the Hourly Flex Pricing Pilots – Expanded AgFIT Pilots 1 & 2, and Vehicle-to-Grid, seconded by David Springer. Motion passed by the following vote:

AYES: Kristov, Aulman, Springer, Rindahl, Rodriguez, Halberstadt, Athalye

NOES: None

ABSENT: Taylor, Westworth, Ballard

ABSTAIN: None

Item 9: Review, provide feedback and make recommendation to the Board to approve Phase 2 of VCE's Electric Vehicle Rebate Program. (Discussion/Action)

Ms. Kuczynski provided the background and context of Phase 2 of VCE's Electric Vehicle (EV) Rebate Program. Staff reviewed program design, incentives, proposed budget and the next steps. CAC and Staff discussed: outreach efforts, previously received applications on waiting list from Phase 1, efficacy of the program, time and form of the incentive, buyer uncertainty of receiving rebate, impact of the program, possible additional funding for the program, customer equity, next steps after Phase 2, and the benefits to the community of this program. The CAC agreed that other goals, outcomes, approaches and measures should be considered when discussing further Phases of the EV Rebate Program. There were no verbal or written public comments.

Motion made by Cynthia Rodriguez to recommend to the Board to approve Phase 2 of VCE's Electric Vehicle Rebate Program, seconded by Mark Aulman. Motion passed by the following vote:

AYES: Kristov, Aulman, Springer, Rindahl, Rodriguez, Athalye

NOES: Halberstadt

ABSENT: Taylor, Westworth, Ballard

ABSTAIN: None

(Jennifer Rindahl departed at 6:50 p.m.)



**Item 10: Receive
2024 Long Range
Calendar.
(Information/Discu
ssion)**

No suggestions were provided. There were no written or verbal public comments.

(Lorenzo Kristov departed at 6:53 p.m.)

**Item 11: Advisory
Committee
Member and Staff
Announcements.**

There were no announcements from the CAC Members or Staff.

**Adjournment to
Next Meeting**

Chair Athalye announced that due to the Thanksgiving holiday, the CAC's next scheduled meeting is Thursday, November 21, 2024 at the City of Woodland Council Chambers located at 300 First Street, Woodland, California 95695. The meeting was adjourned at 6:56 p.m.

Alisa M. Lembke
Board Clerk/Administrative Analyst

VALLEY CLEAN ENERGY ALLIANCE

Staff Report – Item 5

TO: Community Advisory Committee

FROM: Mitch Sears, Executive Officer
Yvonne Hunter, Legislative and Project Specialist
Mark Fenstermaker, Pacific Policy Group (PPG)

SUBJECT: 2025 Legislative and Regulatory Platform

DATE: November 21, 2024

RECOMMENDATION

The CAC recommends the Board adopt the 2025 Legislative and Regulatory Platform.

UPDATE

At its October 2024 meeting, CAC members discussed the draft 2025 Legislative and Regulatory Platform, including how to address several issues raised by a committee member. After some discussion, it was decided to put over action on the draft Platform until the November meeting in order to allow time for the issues to be evaluated in more detail. After consultation between several CAC and LRTG members and staff, the following steps were agreed upon.

- The phrase “and front-of-the meter distributed” was added to statement 3c in the Resource Adequacy section. This is shown in redline in the attached draft 2025 Platform. The rest of the draft Platform and staff report remain the same as that included in the October meeting packet.
- Because of the complexity of the subjects and the challenge in writing a clear statement for the Platform, the LRTG (and subsequently the CAC) will discuss two issues for possible inclusion in the 2026 Platform. These are transport electrification and consideration of wildlife and open space in siting generation facilities.

BACKGROUND/ANALYSIS

At the July 8, 2020 Board Meeting, the VCE Board of Directors adopted VCE’s first legislative platform. Each year, VCE updates the legislative platform in advance of the next legislative session to reflect ongoing and new legislative priorities. It serves as a guide for legislative engagement and is based on positions that VCE has taken on past legislation, as well as the principles set forth in VCE’s Vision Statement, Strategic Plan, and Environmental Justice Statement. The Legislative

Platform, however, does not limit VCE's engagement in new legislative or regulatory issues that may impact VCE and are not included in the Platform. In addition, the platform is meant to be an inward facing document to provide guidance to VCE staff and PPG for 2025 in the legislative and regulatory arenas.

The 2024 Platform that was approved by the VCE Board anticipated that the 2025 Platform would address regulatory issues more completely. The attached draft 2025 Legislative and Regulatory Platform incorporates the regulatory process into the document in ways that reflect regulatory issues that may be of interest to VCE as well as a discussion of the regulatory procedures which VCE must follow.

The Leg/Reg Task Group reviewed the draft 2025 Platform and offered a number of helpful suggestions that are incorporated in the Platform before the CAC.

Highlights of Key Changes to 2025 Platform

- Both staff and the LRTG reviewed the 2024 Platform and did not see the need for any major policy additions or deletions for the 2025 update. Thus, only minor wording tweaks and consistency edits are included in issue areas.
- The draft 2025 Legislative and Regulatory Platform incorporates regulatory issues in two ways.
 - First, it deletes references to "legislation and regulations" in Section B and replaces that phrase with "policy" or "policies" in order to cover both legislative and regulatory issues.
 - Second, it adds a new section (C) "Regulatory Requirements, Procedures and Issues". This new section includes basic information about the regulatory arena, how it is different from the legislative arena and how VCE participates in that process directly and through CalCCA. It also includes issues in which VCE may become engaged in 2025.
- The draft Platform also includes minor wording changes and formatting/organizational changes to accommodate the inclusion of the new regulatory section.

CONCLUSION

Staff recommends that the CAC recommend that the Board adopt the 2025 Legislative and Regulatory Platform.

RECOMMENDATION

The CAC recommends the Board adopt the 2025 Legislative and Regulatory Platform.

Attachment: "Redlined" draft 2025 Legislative and Regulatory Platform

2025⁴ LEGISLATIVE AND REGULATORY PLATFORM

Adopted 2024

~~NOTE: In order to expand this platform to include regulatory activities as well as legislation, VCE has added references to regulatory engagement for selected issues. VCE intends to integrate regulatory matters more thoroughly into the platform next year in developing the platform for 2025 with the assistance of its regulatory consultant.~~

A. INTRODUCTION ~~Introduction~~

About Valley Clean Energy

Valley Clean Energy is a joint-powers authority organized pursuant to California law that includes the cities of Davis, Woodland, Winters and the unincorporated areas of Yolo County. The purpose of VCE is to enable the participating jurisdictions to determine the sources, modes of production and costs of the electricity they procure for the customers in the VCE service territory. VCE is governed by a Board of Directors consisting of city council members and county supervisors from its member jurisdictions.

PG&E, the incumbent Investor-Owned Utility (IOU), continues to deliver the electricity procured by VCE and performs billing, metering, and other electric distribution utility functions and services. Customers within the participating jurisdictions may opt-out of VCE and remain a PG&E bundled-service electricity customer.

The mission of VCE is to ~~deliver~~ provide cost-competitive clean electricity, product choice, price stability, energy efficiency, and greenhouse gas emission reductions to residents, businesses and public facilities within its member jurisdictions. In addition, VCE provides a greater level of transparency and accountability ~~regarding in regard to~~ energy sources and prices because VCE's board consists of local elected officials and its deliberations and decisions are conducted in public in accordance with California law.

About the Legislative and Regulatory Platform

This Legislative and Regulatory Platform serves as a guide for legislative and regulatory engagement in the 2025⁴ legislative session and calendar year. It is based on positions that VCE has taken on past legislation and regulatory proceedings, as well as the principles set forth in VCE's Vision Statement, Strategic Plan, and Environmental Justice Statement. It will be updated annually to reflect new issues that VCE may ~~will~~ address each year. VCE may engage in legislative and regulatory issues not included in the Platform if the proposals have important impact to VCE operations and customers.

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Discussion Draft CAC Review Draft

To review VCE’s Vision Statement, Strategic Plan and Environmental Justice Statement, please see <https://valleycleanenergy.org/wp-content/uploads/VCEA-Vision-Statement-11-16-17.pdf>, <https://valleycleanenergy.org/wp-content/uploads/Valley-Clean-Energy-Statement-on-Environmental-Justice-Adopted-10-8-2020-1.pdf>, <https://valleycleanenergy.org/wp-content/uploads/VCE-Strategic-Plan-Final.pdf>.

The Platform is divided into two sections: Legislative and Regulatory Issue Areas, and Regulatory Requirements and Procedures. The issue areas are mostly common to both the legislative and regulatory arenas and range from governance and statutory authority to resource adequacy, PCIA and dynamic pricing, as detailed in Section B below. While VCE monitors activities within both the legislative and regulatory landscapes, the landscapes differ in important ways procedurally, and the regulatory structure imposes some specific requirements that VCE must fulfill on a regular periodic basis. Section C describes these regulatory requirements and procedural considerations.

B. LEGISLATIVE AND REGULATORY ISSUE AREAS

Issue Areas

1. Governance and Statutory Authority

VCE will:

- a. Oppose policies ~~legislation and proposed regulations~~ that limits the local decision-making authority for CCAs, including rate-setting authority and procurement of energy and capacity to serve their customers.
- b. Oppose policy ~~legislation~~ that limits VCE’s ability to effectively serve its customers.
- c. Support efforts of CCAs to engage with their customers and promote transparency in their operations. Similarly, VCE will oppose policies ~~legislation~~ that restrict or limit these abilities.
- d. Support policy ~~legislation~~ that makes it easier for other cities and counties to form a CCA, become members of VCE or other CCAs, and oppose legislation and proposed regulations that restrict that ability.

2. Restructuring the Electricity Utility Sector¹

VCE will:

- a. Work with other local governments interested in forming municipal electric utilities, as well as the California Municipal Utilities Association, to expand opportunities for municipalization. This includes supporting legislation that expands opportunities for CCAs to become municipal electric utilities.
- b. Support legislation and advocate for reforms to the utility regulatory and business model to transform Investor-Owned Utilities (IOUs) so that they must deliver greater benefits to ratepayers, increase safety and reliability, reduce costs, and support the successful performance of CCAs.

¹ This is one area where legislation would be required, as regulatory action alone would not be feasible.

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Discussion Draft CAC Review Draft

- c. Advocate for greater collaboration to occur between CCAs and incumbent IOUs, particularly in local planning efforts related to energy, EV charging, community ~~resource~~-centers, microgrids, dynamic pricing, etc.
- d. Support efforts that result in IOUs providing CCA customer meter data to the CCA in real time to enable CCAs to better forecast and schedule load.
- e. Support effective policies ~~legislation~~ that would transform PG&E to a public power or customer owned entity.

3. Resource Adequacy

VCE will:

- a. Support efforts to create a functional central procurement entity for residual Resource Adequacy needs.
- b. Oppose policies ~~legislation~~ that would negatively impact CCAs' procurement authority for Resource Adequacy.
- c. Advocate for and support efforts to remove barriers to demand response, microgrids, behind-the-meter and front-of-the meter distributed resources and aggregations of distributed energy resources to provide Resource Adequacy.
- d. Support policies ~~legislation and proposed regulations~~ that would modify the RA waiver and penalty process so that they more realistically reflect the constraints in the RA markets that Load Serving Entities face.

4. Power Cost Indifference Adjustment (PCIA)

VCE will:

- a. Support CalCCA efforts to increase the transparency of IOU electricity contracts and any other factors that provide the basis for PCIA charges that VCE (and its customers) and other CCAs must pay.
- b. Support efforts to create a pathway to wind down the PCIA.
- c. Support policies ~~legislation~~ that would bring stability to the PCIA and/or provide new mechanisms for CCAs to securitize PCIA charges.
- d. Oppose policies ~~legislation~~ that would increase or expand exit fees, including PCIA, on CCA customers.

5. Load Shaping/Shifting and Dynamic Pricing

VCE will:

- a. Support policies ~~legislation and~~ funding ~~and regulatory provisions~~ that creates s viable opportunities for CCAs to shape or shift load to support grid operations.
- b. Support policy ~~legislation and regulatory provisions~~ that recognizes s and assigns s Resource Adequacy value to load shaping or load shifting programs.
- c. Support policy ~~legislation and regulatory provisions~~ that enables s customers of VCE and other CCAs to participate in dynamic pricing plans to shift load away from peak, including the use of automated systems.

6. Public Safety Power Shut-Offs (PSPS) and Flex Alerts

VCE will:

- a. Support ~~policy legislation and regulations~~ that increases the notification and transparency requirements on IOUs as they implement a PSPS.
- b. Support ~~policy legislation~~ that creates standards for PSPS implementation and penalties on IOUs that execute PSPS below those standards.
- c. Support ~~policy legislation~~ that creates rules and procedures to ensure PSPSs are implemented narrowly and only as absolutely necessary.
- d. Support ~~policy legislation~~ that requires IOUs to notify impacted cities, counties and CCAs of impending PSPS.
- e. Support ~~policy legislation and regulations~~ that requires IOUs to provide CCAs with better customer contact information so that CCAs may more effectively engage their customers in a timely manner.

7. Community Resilience

VCE will:

- a. Advocate for and support funding for programs implemented by CCAs and their member jurisdictions to increase community resilience to extreme temperatures, wildfires, PSPS events and other potential service disruptions.
- b. Support ~~policy legislation and regulations~~ that reduces barriers to microgrid development by CCAs.
- c. Oppose ~~policy legislation and regulations~~ that would enable IOUs to dominate or restrict microgrid development.
- d. Support ~~policy legislation and regulations~~ that facilitates development of community level resources and distributed energy resources and that recognizes their value in reducing the need for new transmission and distribution infrastructure.

8. Renewable Energy Generation Sources

VCE will:

- a. Support ~~policy legislation~~ that expands opportunities for or reduces barriers to the development of renewable energy sources, including, but not limited to, wind, solar, bioenergy, battery storage, small hydro, and geothermal, as long as local development and siting criteria are consistent with city and county land use authority and other local and state regulatory requirements.
- b. Oppose ~~policy legislation~~ that requires CCAs to purchase specific renewable energy products or technologies, which would limit the ability of CCAs to meet local energy needs in a cost-effective manner and in accordance with the preferences of their member jurisdictions and with their local procurement and rate setting authority.

9. Energy Justice

VCE will:

- a. Engage in policies ~~legislation~~ that directly or indirectly impacts the ability of underserved communities in the VCE service territory to have affordable, reliable and clean energy.
- b. Support policy ~~legislation and regulations~~ that strengthens the resilience of vulnerable communities to the impacts of climate change.
- c. Support policy ~~legislation~~ that enables all California communities, especially marginalized communities, and individuals, regardless of race, color, national origin, religion, sexual orientation, sex, gender identity, age, disability or socioeconomic status, to participate in the transition to a zero carbon electrical grid in a cost-effective manner.
- d. Support policy ~~legislation~~ that enables all California communities, especially historically marginalized communities, and individuals, regardless of race, color, national origin, religion, sexual orientation, sex, gender identity, age, disability or socioeconomic status, to participate in the decarbonization of the state's building stock and the transportation sector.
- e. Support policy and funding ~~legislation or budget appropriations~~ to alleviate residential and commercial energy insecurity or financial hardships that could disrupt electricity service to VCE customers or restrict VCE customers' access to clean energy opportunities. This could include, for example, assistance to avoid electric service disconnections or economic recovery funding for transportation electrification.

10. Local Economic Development and Environmental Objectives

VCE will:

- a. Support policy ~~legislation~~ that enhances opportunities for CCAs to promote local economic development through locally designed programs that meet the unique needs of its member agencies and customers.
- b. Support policy ~~legislation~~ that enhances development of local and regional sources of renewable energy.
- c. Support policy ~~legislation~~ that enables CCAs to collaborate with their member jurisdictions on local energy resources and projects to advance environmental objectives.
- d. Support policy ~~legislation and regulations~~ to enable CCAs to plan, own and operate clean energy resources that serve local needs while contributing to the local economy.
- e. Support policy ~~legislation~~ and ~~other~~ programs that ensure that CCAs and their member agencies have access to existing and new state and federal energy-related grant and loan funds, including programs for residential, commercial, industrial, agricultural and government customers.

11. Miscellaneous

VCE will:

- a. Oppose policy ~~legislation~~ that expands direct access or the ability or economic incentives for electric service providers to selectively recruit CCA or IOU customers.
- b. Support policy ~~legislation~~ that would require all load-serving entities to meet the same renewable content, environmental and other procurement requirements.
- c. Engage with legislative, regulatory or other proposals to create a western regional transmission organization. Such an organization must ensure the continued ability of CCAs to

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Discussion Draft CAC Review Draft

retain their local governance, rate making and procurement authority and ensure that California’s environmental and energy policies are not compromised.

- d. Support ~~policy legislation and proposed regulations~~ that address es interconnection or energizing delays for businesses, public agencies, homes, and energy generation projects.

C. REGULATORY REQUIREMENTS, PROCEDURES AND ISSUES

Background

As noted above, VCE monitors the regulatory landscape covering the topics listed in Section B. However, the regulatory landscape is much more complicated than the legislative landscape. State agency action on issues (generally referred to as “proceedings”) can often last several years, especially those proceedings conducted by the CPUC. In addition, engagement by an individual or agency, such as VCE, must follow specified procedural requirements.² As a result, regulatory participation is more resource intensive.

At the same time, as a “load-serving entity” (LSE) under California law VCE must comply with specific regulatory requirements. As a result, VCE directly and indirectly participates in the regulatory process in several ways. They include the following activities.

1.State Agency Compliance Reporting. Each year, VCE (or its regulatory and power procurement consultants, on behalf of VCE) files over 50 compliance reports to different state agencies including the CPUC, CEC, CAISO, Secretary of State. These include, but are not limited to: the joint rate mailer, integrated resource plan, renewable portfolio standard report, PG&E rate comparison mailer, RA year ahead load forecast, and power content label.

2. CalCCA Regulatory Committee.³ VCE staff participates on CalCCA’s Regulatory Committee. It meets weekly with subcommittees meeting multiple times a week, depending on deadlines and CalCAA comment depending on individual proceedings.

3. CalCCA Regulatory Filings.⁴ CalCCA periodically becomes “a party” to a CPUC regulatory proceeding on behalf of its member CCAs and submits comments and engages in discussions

² Participating in a CPUC regulatory proceeding is more complicated than engaging in the legislative process. CPUC proceedings are considered quasi-judicial or court-like hearings. They are overseen by an administrative law judge and generally follow court like procedures. Those wishing to engage in a proceeding and submit a brief or testify must become “a party” to the proceeding and follow specified practices. Simply submitting a letter with comments on a proceeding is not an effective way to be engaged in a CPUC proceeding. Often proceedings are active over several years, require ongoing commitment of staff or consultant resources, and those interested in the issues must follow formal procedures for providing comments or other input.

³ CalCCA’s mission related to legislative and regulatory issues is best summed up by the following statement on its website: “CalCCAsupports legislation and regulatory policies that protect and foster CCAs within the state. We promote competitive neutrality and a level playing field. We oppose legislation and regulatory policies that unfairly discriminate against CCAs or CCA customers, or reduce CCA policy- or decision-making autonomy.”

⁴ More about CalCCA’s Regulatory policy and filings is available at: <https://cal-cca.org/regulatorylegislative/>

Draft 2025 Leg-Reg Platform – UPDATED for 11-21-24 CAC Meeting
Discussion Draft CAC Review Draft

with CPUC staff and CPUC commissioners. VCE monitors these items and periodically provides input to the internal discussion related to how to approach a proceeding and the content of CalCCA comments. Examples of CalCCA filings include: Slice of Day, Provider of Last Resort (POLR), Establishing Energization Timelines and New Approaches to Disconnections and Reconnections to Improve Energy Access and Contain Costs. CalCCA also files comments on behalf of its member CCAs on California Energy Commission proceedings, although that regulatory process is different than that at the CPUC.

4. Individual CCA Regulatory Filings. Individual CCAs sometimes submit their own comments in CPUC proceedings, individually or jointly with other CCAs. VCE monitors these and occasionally has submitted its own comments or joined other CCAs. For example, VCE submitted comments on the expansion of the Dynamic Pricing Pilot (related to AgFIT) and RA Slice of Day proceedings.

5. Joining CalCCA or Individual CCA Filings. On high priority issues that significantly impact VCE, with the assistance of its regulatory consultant, VCE joins CalCCA or other CCAs in a filing submitted by CalCCA or a CCA. Examples include: Summer Reliability (Dynamic Pricing) and Slice of Day Resource Adequacy.

6. VCE Leads a Response to a Regulatory Proceeding. For high priority issues, VCE may take the lead in a regulatory filing, inviting CalCCA and other CCAs to join the filing. An example was the recent proceeding related to expanding the Dynamic Pricing Pilot Program (AgFIT).

7. Other Regulatory-Related Activities. These activities may include proceedings or actions at CAISO, the Air Resources Board, Federal Energy Regulatory Commission (FERC) or other regulatory agencies that may have direct or indirect impacts on VCE or the CCA community.

Proposed Future VCE Regulatory Engagement

In 2025, VCE will engage in the regulatory process in the following way.

- Continue to participate with CalCCA and other CCAs, as described in items 1-7 above.
 - Depending upon staff and financial resources available, identify and participate in high priority regulatory proceedings that may have significant impact on VCE's autonomy, governance, rate setting authority, mission and strategic plan. The proceedings may include, but are not limited to: slice of day RA reform, RA benchmarking, dynamic pricing and other new critical issues that may arise in 2025 or in future years.
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VALLEY CLEAN ENERGY ALLIANCE

Staff Report – Item 6

TO: Community Advisory Committee

FROM: Gordon Samuel, Chief Operating Officer

SUBJECT: Valley Clean Energy’s Policy regarding PG&E allocation of Greenhouse Gas (GHG)-free (Large Hydro and Nuclear) resources to Community Choice Aggregators

DATE: November 21, 2024

RECOMMENDATION

Recommend that the VCE Board of Directors:

1. Accept the 2025 allocation of large hydro GHG-free attributes;
2. Accept the 2025 allocation of nuclear power GHG-free attributes;
3. Authorize the Executive Officer to enter into an agreement(s) with PG&E to accept the 2025 Large Hydro and Nuclear GHG-free allocations

BACKGROUND and ANALYSIS

PG&E owns or contracts for a number of GHG-free resources (including large hydro and nuclear from Diablo Canyon Power Plant). PG&E has been able to count these resources on its power content label (PCL) to meet its GHG-free targets. Other load serving entities (LSEs), on the other hand, have been paying for those same assets through the Power Charge Indifference Adjustment (PCIA), yet do not receive any of the GHG-free benefits – this includes VCE.

In mid-2019, CCAs approached PG&E to discuss whether PG&E would be agreeable to selling energy from their large hydro facilities. PG&E ultimately refused to make sales in 2019, but subsequently approached CCAs and offered to allocate GHG-free resources (nuclear and large hydro) to CCAs and other eligible LSEs.

Eventually the allocations became available in 2020, and the VCE Board elected to receive only the large hydro attributes. This became effective in the third quarter of 2020 and VCE received approximately 24,000 MWHs in 2020; 37,382 MWHs for 2021 (Feb -Dec); and 53,886 MWHs for 2022; and 83,073 MWHs for 2023 (note: VCE will not know the final 2024 numbers until April 2025; through mid 2024 the amounts have been tracking very similar to 2023 amounts).

In prior years, staff recommended VCE not accept the nuclear GHG-free allocation, but regulatory changes have prompted staff to reassess this recommendation. CPUC Decision 23-12-036 extended the operation of Diablo Canyon Nuclear Power Plant, which was previously set to retire in two phases in late 2024 and early 2025. First, under this new regulatory structure the cost of operation for Diablo

Canyon will now be paid for by all CPUC-jurisdictional LSE customers across the entire state as a separate charge on their bills (i.e. regardless of whether VCE elects to accept or reject the attributes, VCE customers will still be paying for it). Secondly, as part of this regulatory change VCE has already been allocated resource adequacy (RA) capacity from Diablo Canyon for the 2025 RA compliance year, with an average of 6 MW of nuclear capacity per month (ranges from approximately 4MW up to 10 MW). Third, if VCE does not accept the nuclear allocation then PG&E will be able to count VCE's share of the GHG-free energy attributes on its PCL. Finally, as a result of the above changes, many CCAs – including MCE, SCP, PCE, Ava, DCE, Pioneer, RCEA, and SVCE – have elected to accept the nuclear attributes for 2025 which reduces the potential reputational risk associated with accepting the resource.

There is no obligation to accept this allocation of GHG-free attributes. An LSE can choose to accept neither resource pool, one or the other, or both. The volume that each LSE receives will ultimately depend on the volume of electricity generated by each resource pool and the proportion of PG&E's load served by the LSE.

TENTATIVE SCHEDULE

2025 Carbon Free Sales Tentative Timeline	
November 1, 2024	<ul style="list-style-type: none"> Notice Issued with 2025 Sales Agreement for review by Eligible LSEs
Up to Week of November 15, 2024 (ACTION REQUIRED)	<ul style="list-style-type: none"> Feedback on form Sales Agreement due to PG&E
Up to Week of December 12, 2024 (ACTION REQUIRED)	<ul style="list-style-type: none"> PG&E will provide Eligible LSEs Offers and a final version of 2025 Sales Agreement
January 1, 2025 (<i>pending execution of Sales Agreement</i>)	<ul style="list-style-type: none"> Expected start of Delivery Period under 2025 Sales Agreement
Week of June 19, 2025 (<i>approximation</i>)	<ul style="list-style-type: none"> First Quarterly Report with estimated Allocation Amount will be distributed
On or about April 15, 2026	<ul style="list-style-type: none"> Final Report will be distributed to participating LSEs

In addition, please see below the upcoming key dates for 2024 Carbon Free Sales:

Reminders for 2024 Carbon Free Sales	
Week of December 16, 2024 (<i>approximation</i>)	Third Quarterly Report for 2024 with estimated Allocation Amount will be distributed
On or about April 15, 2025	Final Report for 2024 will be distributed to participating LSEs

RECOMMENDATION

As discussed with the CAC and Board in the past on the topic of allocations, staff's position on large hydro has not changed, but staff has reassessed the nuclear position. Key factors in this reassessment include:

- The CPUC Decision extending Diablo Canyon operations and having all LSE's customers pay for it; VCE is using 6 MW of Diablo for RA; many of VCE's peers have elected to receive the nuclear attributes; large hydro and nuclear improve the VCE emission rate shown on the PCL.
- The monetary value has improved over prior years. The large hydro allocations can be resold, but per the CPUC decision the nuclear attributes cannot be resold. Staff is assessing whether to sell a portion of the large hydro attributes.
- More CCA's have opted to take the nuclear attributes this year.

Based on these factors that "force" VCE to take the resource for RA purposes and the reduction in potential reputational risk, on balance, staff believes that VCE is better served by accepting both the hydro and nuclear allocations for 2025.

In summary, staff is recommending:

1. Accept the 2025 allocation of large hydro GHG-free attributes;
2. Accept the 2025 allocation of nuclear power GHG-free attributes;
3. Recommend the Executive Officer enter into an agreement(s) with PG&E to accept the 2025 Large Hydro and Nuclear GHG-free allocations.

**VALLEY CLEAN ENERGY ALLIANCE
COMMUNITY ADVISORY COMMITTEE**

Staff Report – Item 8

TO: Community Advisory Committee

FROM: Alisa Lembke, Board Clerk/Administrative Analyst

SUBJECT: Review of 2024 Long Range Calendar meeting topics

DATE: November 21, 2024

Please find attached the 2024 Board and Community Advisory Committee (CAC) Long Range Calendar, which includes CAC meeting proposed topics located at the bottom.

At any time, if you have an item that you would like added, please send an email to Chief Operating Officer Gordon Samuel, Board Clerk Alisa Lembke, CAC Chair and Vice Chair for consideration.

Please note that the CAC's December 2024 meeting date is as follows:

- December 19, 2024 (3rd Thursday) – City of Davis Conference Room (inside Community Chambers building)

Attachment:

1. 2024 Board and CAC Long Range Calendar

VALLEY CLEAN ENERGY
2024 Meeting Dates and Proposed Topics
Board and Community Advisory Committee (CAC)
(Note: Meeting locations and Topics are subject to change)

MEETING DATE		TOPICS	ACTION
January 11, 2024	Board (Woodland)	<ul style="list-style-type: none"> Oaths of Office for Board Members [new Members(s) only] Election of Officers for 2024 (Annual) 2023 Year End Review: Customer Care and Marketing Customer Participation Update 	<ul style="list-style-type: none"> Action Nominations Information Information
January 25, 2024	Advisory Committee (Woodland)	<ul style="list-style-type: none"> Customer Participation Update Brown Act & Social Media Platforms Review CAC Task Group “Charges” AgFIT (Agriculture Flexible Irrigation Technology) Pilot Program – How it works 2024 Budgets and Rates 	<ul style="list-style-type: none"> Information Information Discussion/Action Information Information
February 8, 2024 CANCELLED	Board (Davis)	<ul style="list-style-type: none"> MEETING CANCELLED 	
February 22, 2024	Advisory Committee (Davis)	<ul style="list-style-type: none"> Strategic Plan Update (Annual) Electrification Retrofit Rebate Outreach (ERRO) / Concierge Service (received public comment, tabled item) Resource Adequacy – Slice of Day 	<ul style="list-style-type: none"> Information Discussion/Action Information
March 14, 2024 CANCELLED	Board (Woodland)	<ul style="list-style-type: none"> Cancelled due to a lack of quorum 	
March 28, 2024	Advisory Committee (Woodland)	<ul style="list-style-type: none"> Electrification Retrofit Rebate Outreach (ERRO) / Concierge Service 2023 Net Margin Allocation BioMAT Program 	<ul style="list-style-type: none"> Discussion/Action Discussion Information
April 11, 2024	Board (Davis)	<ul style="list-style-type: none"> Strategic Plan Update (Annual) Receive Enterprise Risk Management Report (Bi-Annual) Customer Participation update (1st Quarter 2024) Update to VCE Conflict of Interest Code 	<ul style="list-style-type: none"> Information Information Information Action

		<ul style="list-style-type: none"> Calendar Year 2023 Audited Financial Statements (James Marta & Co.) 2023 Net Margin Allocation ERRO/Concierge Service 	<ul style="list-style-type: none"> Action Discussion/Action Discussion/Action
April 16 – 18, 2024	CalCCA Annual Conference San Jose	VCE Staff and some Board and CAC members attending	
April 25, 2024	Advisory Committee (Davis)	<ul style="list-style-type: none"> NO MEETING 	<ul style="list-style-type: none">
May 9, 2024	Board (Woodland)	<ul style="list-style-type: none"> Update on SACOG Grant – Electrify Yolo Resource Adequacy “Slice-of-Day” Load Management Standards Plan Recap of CalCCA April 2024 Annual Conference 	<ul style="list-style-type: none"> Information Information Discussion/Action Information
May 23, 2024	Advisory Committee (Yolo County Community Services Dept., Cache Creek Room, Woodland)	<ul style="list-style-type: none"> Load Management Standards Customer Participation update (1st Quarter 2024) Reserves Policy / Dividend Program update BioMAT Program 	<ul style="list-style-type: none"> Information Information Discussion/Action Discussion/Action
June 13, 2024	Board (Davis)	<ul style="list-style-type: none"> Re/Appointment of Members to Community Advisory Committee (Annual) Mid-Year 2024 Financial Update Legislative update provided by Pacific Policy Group 	<ul style="list-style-type: none"> Action Information Information
June 27, 2024	Advisory Committee (Davis)	<ul style="list-style-type: none"> Power Procurement / Renewable Portfolio Standard Update 	<ul style="list-style-type: none"> Information
July 11, 2024	Board UC Davis – CA Lighting Technology Center, Davis	<ul style="list-style-type: none"> Status of SACOG Grant – Electrify Yolo Customer Participation Update (2nd Quarter 2024) Resource Adequacy “Slice of Day” update Updated VCE Financial Reserve Policy and Dividend Program Guidelines 	<ul style="list-style-type: none"> Information/Discussion/Action Information Information/Discussion Action
July 25, 2024	Advisory Committee	<ul style="list-style-type: none"> NO MEETING* 	

*No meeting unless an urgent matter needs to be addressed

	(Woodland)		
August 8, 2024	Board (Davis)	<ul style="list-style-type: none"> NO MEETING* 	
August 22, 2024	Advisory Committee (Davis)	<ul style="list-style-type: none"> Customer Participation Update (2nd Quarter 2024) Outreach and Marketing Plan update 	<ul style="list-style-type: none"> Information Discussion/Action
September 12, 2024	Board (Woodland)	<ul style="list-style-type: none"> Certification of 2023 Power Content Label (Annual) Enterprise Risk Management Update (Bi-annual) Treasurer's report Outreach and Marketing Plan update 	<ul style="list-style-type: none"> Action Information Information Discussion/Action
September 26, 2024 CANCELLED	Advisory Committee (Woodland)	<ul style="list-style-type: none"> MEETING CANCELLED DUE TO LACK OF AGENDA ITEMS 	<ul style="list-style-type: none"> Information
October 10, 2024 Scheduled to begin at 4 p.m.	Board (Davis)	<ul style="list-style-type: none"> Update on SACOG Grant – Electrify Yolo 2024 Operating Budget Update and 2025 preliminary Operating Budget Customer Participation Update (3rd Quarter 2024) Legislative End of Session Update 	<ul style="list-style-type: none"> Information Information Information Information
October 24, 2024	Advisory Committee (Davis)	<ul style="list-style-type: none"> Customer Participation Update (3rd Quarter 2024) Legislative End of Session Update Draft 2025 Legislative and Regulatory Platform Electric Vehicle Rebate Program (Phase 2) (placeholder) Recommend participation in Hourly Flex Pricing Pilots AgFIT and Vehicle to Grid Integration 	<ul style="list-style-type: none"> Information Information Discussion/Action Discussion/Action Discussion/Action
November 14, 2024	Board (Woodland)	<ul style="list-style-type: none"> 2025 Operating Budget and Customer Rates update Certification of 2023 Power Content Label Electric Vehicle Rebate Program (Phase 2) Participation in Hourly Flex Pricing Pilots AgFIT and Vehicle to Grid Integration 	<ul style="list-style-type: none"> Information/Discussion Action Discussion/Action Discussion/Action
November 28, 2024 November 21, 2024 (rescheduled due to Thanksgiving holiday on Nov. 28 th)	Advisory Committee (Woodland)	<ul style="list-style-type: none"> GHG Free Attributes 2025 Budget Update/Preview Redraft 2025 Legislative and Regulatory Platform 	<ul style="list-style-type: none"> Discussion/Action Information Action
December 12, 2024	Board (Davis)	<ul style="list-style-type: none"> Approve 2025 Operating Budget (Annual) and 2025 Customer Rates 	<ul style="list-style-type: none"> Discussion/Action Action

*No meeting unless an urgent matter needs to be addressed

		<ul style="list-style-type: none"> • GHG Free Attributes • 2025 Legislative and Regulatory Platform • Receive VCE Grant/Program activity summary 	<ul style="list-style-type: none"> • Action • Information • Information
December 26, 2023 December 19, 2024 (rescheduled due to Christmas holiday on Dec. 25 th)	Advisory Committee (Davis)	<ul style="list-style-type: none"> • Review and finalize CAC Task Group Year-end Reports • Power Procurement / Renewable Portfolio Standard Update • Receive Board Staff Report on 2023 Power Content Label (PCL) Certification and 2023 PCL Outreach • Election of Officers for 2025 (Annual) 	<ul style="list-style-type: none"> • Discussion/Action • Information • Information • Nominations
January 9, 2025	Board (Woodland)	<ul style="list-style-type: none"> • Oaths of Office for Board Members (Annual - new Members only) • Election of Officers for 2025 (Annual) • Customer Participation Update (4th Quarter 2024) • Receive CAC Year-end Task Group Reports • 2024 Year in review: Customer Care & Marketing 	<ul style="list-style-type: none"> • Action • Nominations • Information • Information • Information
January 23, 2025	Advisory Committee (Woodland)	<ul style="list-style-type: none"> • 2025 CAC Task Group (s) formation (Annual) • Rates/Budget 2025 Update • Customer Participation Update (4th Quarter 2024) 	<ul style="list-style-type: none"> • Information • Discussion/Action • Discuss/Action

PLEASE NOTE: *April 28-30, 2025: CalCCA Annual Conference in Irvine, California/More information will be provided as received*

CAC PROPOSED FUTURE TOPICS Topics and Discussion dates may change as needed	<u>ESTIMATED</u> MEETING DATE(S)
Electric Vehicle Rebate Program – Phase 2	Oct. 2024 (Board in Nov. 2024) placeholders
Inflation Reduction Act (IRA) opportunities	TBD
Regionalization (Information)	TBD
Self Generation Incentive Program (SGIP)	TBD
Agri-voltaics (for information only)	TBD
Status of Net Billing Tariff (NBT)/Solar Billing Plan (SBP) (as needed)	
Legislative Items (as needed)	

*No meeting unless an urgent matter needs to be addressed