MEETING of the Legislative & Regulatory Committee of the Clean Power Alliance of Southern California

Wednesday, April 24, 2019
10:00 a.m.

555 W. 5th Street, 35th Floor
Los Angeles, CA 90013

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 Jacquelyn Betha, at least two (2) working days before the meeting at jbetha@cleanpoweralliance.org or (213) 269-5870, ext.1001. Notification in advance of the meeting will enable us to make reasonable arrangements to ensure accessibility to this meeting and the materials related to it.

PUBLIC COMMENT POLICY: The General Public Comment item is reserved for persons wishing to address the Committee on any Clean Power Alliance-related matters not on today’s agenda. Public comments on matters on today’s Consent Agenda and Regular Agenda shall be heard at the time the matter is called. Comments on items on the Consent Agenda are consolidated into one public comment period. As with all public comment, members of the public who wish to address the Committee are requested to complete a speaker’s slip and provide it to Clean Power Alliance staff at the beginning of the meeting but no later than immediately prior to the time an agenda item is called.

Each speaker is customarily limited to two (2) minutes (in whole minute increments) per agenda item with a cumulative total of five 5 minutes to be allocated between the General Public Comment, the entire Consent Agenda, or individual items in the Regular Agenda. Please refer to Clean Power Alliance Policy No. 8 – Public Comments for more information.

In addition, members of the Public are encouraged to submit written comments. Any written comments should be provided to Clean Power Alliance staff before an item is called so that they can be distributed to the Board and included in the official record.
Clean Power Alliance Legislative & Regulatory Committee
April 24, 2019

Members of the public may also participate in this meeting remotely at the following addresses:

Carson City Hall
Executive Conference Room
701 E. Carson Street, Carson, CA 90745

Redondo Beach City Hall
West Wing Conference Room
415 Diamond Street, Redondo Beach, CA 90277

West Hollywood City Hall
3rd Floor, City Manager’s Conference Room
8300 Santa Monica Blvd, West Hollywood, CA 90069

City of Agoura Hills
Planning Conference Room
30001 Ladyface Court, Agoura Hills, CA 91301

I.  WELCOME & ROLL CALL

II.  GENERAL PUBLIC COMMENT

III.  REGULAR AGENDA
    1.  Approve Minutes from March 27, 2019 Legislative & Regulatory Committee Meeting
    2.  Discuss CPA Positions on Key Bills in the 2019/2020 Legislative Session

IV.  COMMITTEE MEMBER COMMENTS

V.  ADJOURN

Public Records: Public records that relate to any item on the open session agenda for a Committee Meeting are available for public inspection. Those records that are distributed less than 72 hours prior to the meeting are available for public inspection at the same time they are distributed to all, or a majority of, the members of the Committee. The Board has designated Clean Power Alliance, 555 W. 5th Street, 35th Floor, Los Angeles, CA 90013, as the location where those public records will be available for inspection. The documents are also available online at www.cleanpoweralliance.org.
MEETING of the Legislative & Regulatory Committee
of the Clean Power Alliance of Southern California

Wednesday, March 27, 2019, 10:00 a.m.
555 W. 5th Street, 35th Floor, Los Angeles, CA 90013

MINUTES

Carson City Hall Executive Conference Room
701 E. Carson Street, Carson, CA 90745

West Hollywood City Hall
3rd Floor, City Manager’s Conference Room
8300 Santa Monica Blvd,

Redondo Beach City Hall West Wing
Conference Room, 415 Diamond Street
Redondo Beach, CA 90277

I. WELCOME & ROLL CALL

The Committee Chair Lindsey Horvath called the meeting to order.
The Board Secretary Jacquelyn Betha conducted roll call.

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II. GENERAL PUBLIC COMMENT

The following member of the public provided general public comments: Harvey Eder (Public Solar Power Coalition).

III. REGULAR AGENDA

1. Approved Minutes from January 23, 2018 Legislative & Regulatory Committee Meeting

   Motion: Committee Member Christian Horvath, Redondo Beach
Second: Committee Chair Lindsey Horvath, West Hollywood
Vote: Item 1 was approved by unanimous roll call vote.

2. Discussed preparations and issues to address during CalCCA Lobby Day
Ted Bardacke, Executive Director, provided an overview of the landscape of legislative bills that impact CCAs. Mr. Bardacke also highlighted that it is unlikely that there will be major restructuring legislation passed this year, as it pertains to a backstop for load serving entities.

Mr. Bardacke reported that CPA will be participating in CalCCA’s upcoming annual Lobby Day on April 3, during which staff and representatives from CCAs across the state convene in Sacramento to meet with legislators and educate them about important CCA issues and how CCAs are transforming the state’s energy landscape. Mr. Bardacke reported that CPA has recently hired a new Policy Director, Gina Goodhill, who will also be participating in CalCCA’s Lobby Day. The CCAs are focusing on several general focus areas during advocacy efforts in Sacramento, which include issues around procurement and markets, customer programs, climate change, and CCA governance and regulation.

The following member of the public provided comments on Item 2: Harvey Eder (Public Solar Power Coalition).

This item was for informational purposes only.

IV. COMMITTEE MEMBER COMMENTS
There were no Committee Member comments.

V. ADJOURN
Chair Horvath adjourned the meeting.
Staff Report – Agenda Item 2

To: Clean Power Alliance (CPA) Legislative & Regulatory Committee
From: Gina Goodhill, Policy Director
Approved By: Ted Bardacke, Executive Director
Subject: Positions on Key Bills in 2019/2020 Legislative Session
Date: April 24, 2019

RECOMMENDATION
Discuss and provide direction for CPA positions on various key bills in the 2019/2020 legislative session.

BACKGROUND AND DISCUSSION
With a Policy Director on staff and a broad customer base, CPA will begin taking a more active role in the 2019/2020 legislative session, including seeking direction from the Legislative & Regulatory Committee and Board to take positions on bills above and apart from those taken by CalCCA, even when our positions coincide.

Staff has reviewed two bills that address big picture questions about the future of CCA procurement autonomy, as well as two bills dealing with microgrids and wildfire resiliency, areas of keen leadership interest for CPA. Staff has provided a summary of these bills and is seeking feedback on these pieces of legislation from the Legislative & Regulatory Committee. During the meeting on April 24, staff will provide an update on the current status of these bills and present additional issues for the Committee to keep in mind when considering potential positions.
KEY BILLS

Bills of interest to CPA are:

- **AB 56 (Garcia)**, which attempts to create a statewide central buyer model for energy to address perceived gaps in renewables procurement. This is in contrast to a central buyer for residual resource adequacy, which under the right conditions may be of benefit to CCAs and the state’s broader policy goals.
  Suggested position: Oppose unless amended.

- **SB 155 (Bradford)**, which would allow the CPUC to mandate CCA procurement based on the Integrated Resource Plans (IRP) submitted to the CPUC. This would limit CPA’s local control over procurement.
  Suggested position: Oppose.

- **SB 774 (Stern)**, which would authorize electrical corporations to invest in and deploy microgrids to increase resiliency, but needs to be amended to allow CCAs to be active in this space.
  Suggested position: Support if amended.

- **AB 1144 (Friedman)**, which requires the CPUC to reserve 10% of funds collected for the self-generation incentive program (SGIP) to be allocated to pilot projects for the installation of community energy storage systems in communities within high fire threat districts. The bill needs to be amended to allow CCAs or their development partners to be able to access these funds.
  Suggested position: To be determined.

Alignment with CPA 2019 Legislative & Regulatory Platform

The issues addressed in all four of these bills align with CPA’s 2019 Legislative & Regulatory Platform (attached).

ADDITIONAL UPDATES

At the April Board Meeting, Director McKeown expressed interest in having the Committee review a support position on SB 638 (Allen). This bill would reduce the amount of insurance coverage that a tenant must have when requesting to install an electric...
vehicle charging station on residential rental property. Staff is seeking feedback from the Committee on whether CPA should take a position on SB 638.

SB 355 (Portantino), for which CPA is the lead sponsor, will be heard in the Senate Governance and Finance Committee on May 1. A number of CPA’s member jurisdictions have gone on record in support of this bill. The California Association of Joint Powers Agencies and the League of California Cities – Los Angeles County Division have also submitted letters of support. CPA’s letter of support is attached for reference.

**Attachments:**
1) 2019 Legislative & Regulatory Platform
2) CPA Letter of Sponsorship & Support on SB 355
Overview and Purpose
The Clean Power Alliance (CPA) Legislative and Regulatory Policy Platform serves as a
guide to the CPA Board of Directors and CPA staff in their advocacy efforts and
engagement on policy matters of interest to CPA. The Platform allows both Board
members and staff to pursue actions at the legislative and regulatory levels in a consistent
manner and with the understanding that they are pursuing actions in the best interest of
the organization and its mission, its member agencies, and its customers. The Platform
will also enable the organization to move swiftly to respond to events in Sacramento
(Legislative / Executive) and San Francisco (California Public Utilities Commission). The
Platform also provides firm guidance to the Executive Director on what positions should
be taken on legislative and regulatory matters that come before the California Community
Choice Association (CalCCA) Board of Directors.

Except under the circumstances approved by the CPA Board on June 7, 2018, when the
Chair, Vice-Chairs, Legislative & Regulatory Committee Chair, and Executive Director
may act on behalf of the organization, all CPA positions on individual bills will be
presented to the full Board for approval.

Policy Principles
The Legislative and Regulatory Policy Platform is centered around four basic principles:

1. Protecting CPA’s local control and autonomy by its members, especially with
   regards to finances and power procurement.

2. Ensuring fair treatment of CPA customers by the CPUC and other state agencies.

3. Supporting recognition that electricity is an essential service and that CPA should
   have the ability to set electric rates that are affordable for all.

4. Pursuing environmental initiatives that exceed prescriptive State mandates,
   promote the growth in renewable energy capacity at the local level, and reduce
   fossil fuel dependency.
Policy Platform

Local Control, Finance, and Power Procurement

CPA will pursue legislative and regulatory activity that:

- Supports the authority of CPA and its Board to retain local control over its activities
- Supports the protection of CPA’s procurement autonomy
- Supports the ability of CPA to maintain control over its financial decisions

Equitable Treatment of CPA Customers

CPA will pursue legislative and regulatory activity that:

- Supports the fair treatment of CPA customers by the CPUC
- Supports the development of a State regulatory environment that is appropriate for community-owned energy providers

Ratepayer Advocacy and Social Justice

CPA will pursue legislative and regulatory activity that:

- Supports the protection of all ratepayers, particularly low-income customers, disadvantaged communities, and other vulnerable populations in CPA service territory
- Supports supplier diversity among CPA activities
- Supports workforce development with a focus on new stable, well-paying local jobs, and participation in the Green Economy
- Supports the ability for CPA to set appropriate benchmarks for performance measurement using accepted industry standards

Environmental Leadership

CPA will pursue legislative and regulatory activity that:

- Supports the ability of CPA and its members to meet and exceed State goals for greenhouse gas emissions reductions (e.g. encouraging movement towards 100% renewable energy), climate action planning, and fossil fuel independence
- Supports the ability for CPA to promote growth in renewable energy capacity and electrification at the local level
March 19, 2019

Dear Senator Portantino:

On behalf of Clean Power Alliance, we would like to express our formal support for and sponsorship of SB 355: Joint powers agencies: meetings.

Clean Power Alliance of Southern California is one of the state’s newest Community Choice Aggregators (CCA), and a Joint Powers Authority (JPA) comprised of 31 local jurisdictions across Los Angeles and Ventura Counties. These agencies have banded together to provide cleaner electricity at competitive rates, offering a choice in electricity service providers for the first time to nearly 3 million residents in our region.

On March 7, 2019, the Clean Power Alliance Board of Directors adopted a sponsor and support position for SB 355. SB 355 seeks to remove language from the Government Code that currently precludes a JPA alternate representative from participating in closed session discussions of the JPA unless that alternate is a member of the member agency’s legislative body. This bill significantly contributes to the ability of JPAs to conduct business and govern operations effectively and provide for continuity in participation from authorized decision makers, including staff of JPA member agencies and members of the public who have been selected by their communities to sit on a JPA board.

We thank you for your efforts in seeking this remedy to language that currently precludes public agency representatives from participating in important agency discussions and decision-making processes.

We look forward to actively participating in the advancement of SB 355. Should your office have any questions regarding our position of support or sponsorship role, please do not hesitate to contact Clean Power Alliance Executive Director, Ted Bardacke, at (213) 269-5890 or tbardacke@cleanpoweralliance.org.

Sincerely,

Diana Mahmud  
Chair, Clean Power Alliance  
Councilmember, City of South Pasadena

Ted Bardacke  
Executive Director  
Clean Power Alliance

CC: Governor Gavin Newsom, Senate President pro Tempore Toni Atkins