

# Butte Choice Energy Authority

## MINUTES

### APRIL 13, 2020

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**1. CALL TO ORDER**

Meeting called to order at 25 County Center Drive, Suite 205, Oroville, California.

Present: Debra Lucero, Butte County Board of Supervisor, District 2  
Alex Brown, Chico City Council, Vice Mayor  
Scott Huber, Chico City Council  
Doug Teeter, Butte County Board of Supervisor, District 5  
Brian Ring, Interim Executive Director  
Erik Gustafson, Interim Executive Director  
Harriet Steiner, General Counsel  
Ashley Snyder, Interim Clerk of the Board

Absent: Scott Huber had a medical emergency and left the meeting after Item 2.c.

CLERK'S NOTE: PURSUANT TO EXECUTIVE ORDER N-29-20 ON MARCH 17, 2020, RELATING TO THE CONVENING OF PUBLIC MEETINGS IN RESPONSE TO THE COVID-19 PANDEMIC, ALL MEMBERS OF THE BUTTE CHOICE ENERGY AUTHORITY BOARD OF DIRECTORS AS WELL AS THE BOARD'S GENERAL COUNSEL APPEARED TELEPHONICALLY AND PARTICIPATED IN THE MEETING TO THE SAME EXTENT AS IF THEY WERE PERSONALLY PRESENT. PURSUANT TO THE EXECUTIVE ORDER, AND TO MAINTAIN THE SOCIAL DISTANCING REQUIRED BY THE GOVERNOR'S SHELTER-IN-PLACE, THE CHAMBERS WERE CLOSED TO MEMBERS OF THE PUBLIC AND THE MEETING WAS LIVESTREAMED. MEMBERS OF THE PUBLIC WERE ABLE TO SUBMIT PUBLIC COMMENT VIA EMAIL TO [BUTTECHOICEENERGYCOB@BUTECOUNTY.NET](mailto:BUTTECHOICEENERGYCOB@BUTECOUNTY.NET).

**2. OATH OF OFFICE**

ASHLEY SNYDER, INTERIM CLERK OF THE BOARD, ADMINISTERED THE OATHS OF OFFICE FOR THE BOARD.

**3. PUBLIC COMMENT**

THE FOLLOWING MEMBERS OF THE PUBLIC ADDRESSED THE BOARD: CALLI-JANE DEANDA, EXECUTIVE DIRECTOR, BUTTE FIRE SAFE COUNCIL.

CLERK'S NOTE: DUE TO THE COVID-19 PANDEMIC, MS. DEANDA'S PUBLIC COMMENT WAS RECEIVED VIA EMAIL AND READ INTO THE RECORD BY THE CLERK.

4. CONSENT AGENDA

**MOTION:** APPROVE THE CONSENT AGENDA.  
(MOTION: HUBER; SECOND: BROWN)

**VOTE:** MOTION PASSED 3-0-1  
**AYES:** BROWN, HUBER, AND LUCERO  
**NAYS:** NONE  
**ABSTAINED:** TEETER

- a. Minutes from March 9, 2020 Board Meeting  
*Board Action:* Approved the Minutes from the March 9, 2020 Board Meeting

5. REGULAR AGENDA

- a. Operations and Administration Report from Interim Executive Officer

The Board received updates on various operational and administrative activities and file with this report. The following staff provided reports for the Board:

Brian Ring, Interim Executive Director, provided an update on activities surrounding the 2020 implementation of BCE, as well as discussed a summary of BCE financial actives;  
Gary Saleba, President / CEO, EES Consulting, Inc., provided an update on PG&E matters related to BCE Implementation;  
Shawn Marshall, Executive Director, LEAN Energy U.S., provided an update on the process of hiring an Executive Officer, and provided detail on the public outreach and marketing activities.

Public comment was opened and closed without any speakers.

*Board Action:* Received for information.

- b. Banking and Credit Services Update

Mike Berwanger, Managing Director, PFM Financial Advisors LLC, provided a report for the Board.

Public comment was opened and closed without any speakers.

**MOTION:** DIRECT STAFF TO NEGOTIATE TERMS FOR UP TO \$8 MILLION LINE OF CREDIT AND ESTABLISH BANKING OPERATIONS WITH THE BANK IDENTIFIED THROUGH THE REQUEST FOR PROPOSAL PROCESS.  
(MOTION: BROWN; SECOND: HUBER)

**VOTE:** MOTION PASSED UNANIMOUSLY  
**AYES:** BROWN, HUBER, TEETER, AND LUCERO  
**NAYS:** NONE

c. Agreement for Data Management and Call Center Services

Gary Saleba, President / CEO, EES Consulting, Inc.; and Ryan Baron, General Counsel, provided a report for the Board.

Public comment was opened and closed without any speakers.

**MOTION:** APPROVE AGREEMENT WITH CALPINE ENERGY SOLUTIONS TO PROVIDE DATA MANAGEMENT AND CALL CENTER SERVICES IN SUPPORT OF BCE IMPLEMENTATION AND OPERATIONS THROUGH JUNE 30, 2023, AND AUTHORIZE THE INTERIM EXECUTIVE DIRECTORS TO EXECUTE THE AGREEMENT.  
(MOTION: HUBER; SECOND: BROWN)

**VOTE:** MOTION PASSED UNANIMOUSLY  
**AYES:** BROWN, HUBER, TEETER, AND LUCERO  
**NAYS:** NONE

d. Agreement for Wholesale Power Services and Risk Management

Gary Saleba, President / CEO, EES Consulting, Inc.; and Ryan Baron, General Counsel, provided a report for the Board.

Public comment was opened and closed without any speakers.

**MOTION:** APPROVE AGREEMENT WITH PILOT POWER GROUP TO PROVIDE WHOLESALE POWER SERVICES IN SUPPORT OF BCE IMPLEMENTATION AND OPERATIONS THROUGH JUNE 30, 2023, IN SUBSTANTIALLY SIMILAR FORM, AND DELEGATE EXECUTION OF THE AGREEMENT TO THE INTERIM EXECUTIVE DIRECTORS, WITH APPROVAL BY LEGAL COUNSEL.  
(MOTION: TEETER; SECOND: LUCERO)

**VOTE:** MOTION PASSED 3-0-1  
**AYES:** BROWN, TEETER, AND LUCERO  
**NAYS:** NONE  
**ABSENT:** HUBER

e. Agreement for Schedule Coordination Services

Gary Saleba, President / CEO, EES Consulting, Inc, provided a report for the Board.

Public comment was opened and closed without any speakers.

**MOTION:** APPROVE AGREEMENT WITH Z-GLOBAL INC. TO PROVIDE SCHEDULE COORDINATION SERVICES IN SUPPORT OF BCE IMPLEMENTATION AND OPERATIONS THROUGH JUNE 30, 2023, IN SUBSTANTIALLY SIMILAR FORM, AND DELEGATE EXECUTION OF THE AGREEMENT TO THE INTERIM EXECUTIVE DIRECTORS, WITH APPROVAL BY LEGAL COUNSEL.  
(MOTION: BROWN; SECOND: TEETER)

**VOTE:** MOTION PASSED 3-0-1  
**AYES:** BROWN, TEETER, AND LUCERO  
**NAYS:** NONE  
**ABSENT:** HUBER

f. PG&E Service Agreement and CPUC Registration

Gary Saleba, President / CEO, EES Consulting, Inc, provided a report for the Board.

Public comment was opened and closed without any speakers.

**MOTION:** AUTHORIZE INTERIM EXECUTIVE DIRECTORS TO EXECUTE PG&E COMMUNITY CHOICE AGGREGATION SERVICE AGREEMENT, PAYMENT OF COMMUNITY CHOICE AGGREGATION BOND, AND SUBMITTAL OF REGISTRATION PACKET TO CALIFORNIA PUBLIC UTILITIES COMMISSION.  
**(MOTION: LUCERO; SECOND: BROWN)**

**VOTE:** MOTION PASSED 3-0-1  
**AYES:** BROWN, TEETER, AND LUCERO  
**NAYS:** NONE  
**ABSENT:** HUBER

g. Adopt Resolution Approving BCE Conflict of Interest Code

Harriet Steiner, General Counsel, provided a report for the Board.

Public comment was opened and closed without any speakers.

**MOTION:** ADOPT RESOLUTION APPROVING BCE CONFLICT OF INTEREST CODE AUTHORIZE THE CHAIR TO SIGN.  
**(MOTION: LUCERO; SECOND: BROWN)**

**VOTE:** MOTION PASSED 3-0-1  
**AYES:** BROWN, TEETER, AND LUCERO  
**NAYS:** NONE  
**ABSENT:** HUBER

h. Discussion of BCE Policy Framework

Shawn Marshall, Executive Director, LEAN Energy U.S., provided an update on the process of hiring an Executive Officer, and provided detail on the public outreach and marketing activities.

Public comment was opened and closed without any speakers.

*Board Action:* Received for information.

6. BOARD MEMBER AND STAFF ANNOUNCEMENTS (NONE)

*There being no further business before the Butte Choice Energy Authority, the meeting adjourned. The Butte Choice Energy Authority will reconvene at the next regular meeting, scheduled for May 11, 2020.*

*ATTEST:  
Ashley Snyder  
Interim Secretary and  
Interim Clerk of the Board*

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*Debra Lucero, Chair  
Butte Choice Energy Authority*

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