

AGENDA

ORANGE COUNTY POWER AUTHORITY MEETING OF THE BOARD OF DIRECTORS

**Monday, November 20, 2023
10:00 a.m.**

This meeting will proceed as an in-person meeting at the Travelers Building, 3333 Michelson Dr., Irvine, CA 92612 in the Palm Room. In addition, as a convenience to the public, the Orange County Power Authority is also providing an option for members of the public to remotely view and participate in the meeting. Further details are below. Please note that, in the event of a technical issue causing a disruption in the remote participation option, the meeting may continue unless otherwise required by law.

Public Comments: Any member of the public may provide comments to the Orange County Power Authority Board of Directors on any agenda items (including closed session items) by requesting to speak during Item 4, or on any matter not appearing on the agenda but within the jurisdiction of the Board by requesting to speak during Item 5. When providing comments to the Board, it is requested that you provide your name and city of residence for the record. Commenters are requested to address their comments to the Board as a whole through the Chair. Comments may be provided in the following manner:

To provide comments during the meeting, in-person attendees, please fill out the public speaker slip and provide it to the clerk at the beginning of the meeting. Before Items 4 and 5, the Chair or Clerk will ask members of the public to join the queue to provide public comment. The queue will remain open for a reasonable amount of time to allow members of the public sufficient time to request to speak and inform the Board of the number of speakers. After such time, the queue will be closed and the members of the public who have joined the queue to speak will be recognized at the appropriate time may speak. To join the queue on Zoom video conference by computer or mobile phone, use the “Raise Hand” feature. If joining the meeting using the Zoom dial-in number, you can raise your hand and join the queue by pressing *9. Members of the public will not be shown on video but will be able to speak when called upon.

Comments shall generally be limited to three minutes when speaking, provided that the Chair may equally reduce each speaker’s time to accommodate a large number of speakers or a large number of agenda items.

Written Communications: If you have a written communication that you wish to be distributed to the Board, please provide it via e-mail to comments@ocpower.org. Written communications are public records and, if received by 5:00 p.m. on the day prior to the meeting, will be distributed to the Board prior to the meeting by either e-mail or hard-copy, posted on the Authority’s website and noted, but not read, at the meeting. Communications received after the 5:00 p.m. deadline will be retained in the Authority’s records.

The public may participate using the following remote options:

ZOOM WEBINAR

Please click the link below to join the webinar:

[Launch Meeting - Zoom](#)

Dial-in: 1-669-900-6833
Webinar ID: 850 2768 6942

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

4. **PUBLIC COMMENTS ON AGENDA ITEMS**

Opportunity for members of the public to address the Board on any items on the agenda.

5. **PUBLIC COMMENTS ON NON-AGENDA ITEMS**

Opportunity for members of the public to address the Board on any items not on the agenda but within the jurisdiction of the Board.

6. **DIRECTOR ANNOUNCEMENTS & REPORTS ON CONFERENCES/EVENTS ATTENDED**

Board Members may briefly provide information to other members of the Board and the public, ask questions of staff, or report on conferences, events, or activities related to Authority business. There is to be no discussion or action taken on comments made by Board Members unless authorized by law.

7. **CLOSED SESSION**

1. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Government Code Section 54956.9(d)(1)

Name: CPUC Resource Adequacy Proceedings (K.22-05-017; K.22-10-024;
K.23-05-019)

2. **PUBLIC EMPLOYEE APPOINTMENT**

Pursuant to Government Code Section § 54957(b)(1)

Title: Chief Executive Officer

3. **CONFERENCE WITH LABOR NEGOTIATORS**

Agency designated representatives: Fred Jung, Board Chair; Nicholaus Norvell,
Interim General Counsel

Unrepresented employee: Chief Executive Officer

8. **COMMITTEE REPORTS**

1. **COMMUNITY ADVISORY COMMITTEE UPDATE**

Recommended Action:

Receive and file.

2. **CHIEF EXECUTIVE OFFICER RECRUITMENT AD HOC COMMITTEE UPDATE**

Recommended Action:

Receive and file.

9. CONSENT CALENDAR

All items listed under the Consent Calendar are considered to be routine and may be enacted by one motion. Prior to the motion to consider any action by the Board of Directors, any public comments on any of the Consent Items will be heard. There will be no separate action unless members of the Board of Directors request specific items be removed from the Consent Calendar.

1. MINUTES FOR THE REGULAR BOARD MEETING OF OCTOBER 18, 2023

Recommended Action:

Approve as submitted.

2. TREASURER'S REPORT – FISCAL YEAR ENDED SEPTEMBER 30, 2023 AND Q3 2023 CHECK REGISTER

Recommended Action:

Receive and file.

3. REGULATORY UPDATE

Recommended Action:

Receive and file.

4. APPROVE COMPENSATION POLICY UPDATE

Recommended Action:

Approve Amendments to Policy No. 5, Board of Directors' Compensation and Expense Reimbursement Policy, to update Board compensation in compliance with the requirements of Section 3.8 of the OCPA Joint Powers Agreement, effective November 26, 2023.

10. REGULAR CALENDAR

The following items call for discussion or action by the Board of Directors. The Board may discuss and/or take action on any item listed below if the Board is so inclined.

1. APPROVE UPDATES TO PROCUREMENT POLICY AND DELEGATED CONTRACT AUTHORITY POLICY

Recommended Action:

Approve Amendments to Policy No. 1, Procurement Policy, and Policy No. 2, Delegated Contract Authority Policy, relating to contracts to assist with hiring of positions within the Chief Executive Officer's hiring authority.

11. STAFF REPORT

Staff may briefly provide information to the Board and the public. The Board may engage in discussion if the specific subject matter of the report is identified, but the Board may not take any action. There is to be no other discussion or action taken unless authorized by law.

12. ADJOURNMENT

Compliance with the Americans with Disabilities Act

Board of Directors meetings comply with the protections and prohibitions of the Americans with Disabilities Act. Individuals with a disability who require a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may contact 949-263-2612. Requests for disability-related modifications or accommodations require different lead times and should be provided at least 72-hours in advance of the public meeting.

Availability of Board Documents

Copies of the agenda and agenda packet are available at www.ocpower.org. Late-arriving documents related to a Board meeting item which are distributed to a majority of the Board prior to or during the Board meeting are available for public review as required by law. Public records, including agenda-related documents, can be requested electronically at clerk@ocpower.org or by mail to 15642 Sand Canyon Avenue, P.O. Box 54283, Irvine, CA 92619-4283. The documents may also be posted at the above website. Such public records are also available for inspection, by appointment, at 3349 Michelson Drive, Suite 200, Irvine, CA 92612. Please contact clerk@ocpower.org to arrange an appointment.

ORANGE COUNTY POWER AUTHORITY
Staff Report – Item 8.1

To: Orange County Power Authority Board of Directors

From: Joe Mosca, Interim Chief Executive Officer

Subject: COMMUNITY ADVISORY COMMITTEE UPDATE

Date: November 20, 2023

RECOMMENDED ACTION

Receive and file.

BACKGROUND

The Community Advisory Committee (CAC) met on Monday, November 13, 2023. Staff or a member of the CAC will provide an update on the CAC.

FISCAL IMPACT

None

ATTACHMENT

None

ORANGE COUNTY POWER AUTHORITY
Staff Report – Item 8.2

To: Orange County Power Authority Board of Directors

From: Nicholaus Norvell, General Counsel

Subject: CHIEF EXECUTIVE OFFICER RECRUITMENT AD HOC UPDATE

Date: November 20, 2023

RECOMMENDED ACTION

Receive and file.

BACKGROUND

The Chief Executive Officer Recruitment Ad Hoc Committee or General Counsel will provide an update regarding the recruitment of a Chief Executive Officer.

FISCAL IMPACT

None

ATTACHMENT

None



**MINUTES
REGULAR MEETING
BOARD OF DIRECTORS
ORANGE COUNTY POWER AUTHORITY**

Monday, October 18, 2023

1. CALL TO ORDER

Chair Jung called to order the Regular Meeting of the Orange County Power Authority Board of Directors at 10:02 a.m. on Wednesday, October 18, 2023.

2. PLEDGE OF ALLEGIANCE

Vice Chair Treseder led the Pledge of Allegiance.

3. ROLL CALL

Present:	Director Casey McKeon	City of Huntington Beach
	Director Susan Sonne	City of Buena Park
	Director Tammy Kim	City of Irvine
	Vice Chair Kathleen Treseder	City of Irvine
	Chair Fred Jung	City of Fullerton

4. PUBLIC COMMENTS ON AGENDA ITEMS

None

5. PUBLIC COMMENTS ON NON-AGENDA ITEMS

None

6. DIRECTOR ANNOUNCEMENTS & REPORTS ON CONFERENCES/EVENTS ATTENDED

None

7. PRESENTATION

1. CALPINE SERVICES FOR ORANGE COUNTY POWER AUTHORITY

Interim CEO Mosca deferred to CFO Law who introduced Mahayla Slackerelli and Matthew Messina from Calpine.

Mahayla Slackerelli provided a summary of the presentation on this item.

Chair Jung requested clarification on the determination of the 99% accuracy rate. He also requested that the three percent grant benefit be awarded by the Board of Directors.

Director Sonne requested additional information on the 20% error rate. She requested that the success stories also be publicized.

8. CLOSED SESSION

Recess to Closed Session

At 10:35 a.m., Chair Jung called on General Counsel Norvell to recess the Board to closed session. General Counsel Norvell announced the Board was recessing to closed session. The following Board Members were present: Sonne, Kim, McKeon, Treseder, and Jung. Also present was Board Counsel Norvell.

1. PUBLIC EMPLOYEE APPOINTMENT

Pursuant to Government Code Section § 54957(b)(1)
Title: Chief Executive Officer

Reconvene

At 10:43 a.m., the meeting of the Orange County Power Authority reconvened with the following present: Directors Sonne, Kim, McKeon, Treseder, and Jung.

General Counsel Norvell reported out of Closed Session that the Board met in Closed Session discussed Item 8.1 as listed on the agenda and there was no reportable action taken. There will be a report during the Committee Reports for the CEO recruitment.

9. COMMITTEE REPORTS

1. COMMUNITY ADVISORY COMMITTEE UPDATE

Second Vice Chair Ziemer provided a report from their October 9, 2023, Committee Meeting.

2. CHIEF EXECUTIVE OFFICER RECRUITMENT AD HOC COMMITTEE UPDATE

General Counsel Norvell provided a brief update with the CEO recruitment process. The CEO application deadline was scheduled to close today.

10. CONSENT CALENDAR

ACTION

Director Sonne made the motion, seconded by Vice Chair Treseder to:

Approve consent calendar items 10.1 – 10.4.

The motion carried unanimously by the following 5-0 vote:

Ayes: Chair Jung, Vice Chair Treseder, Director Kim
Director Sonne, Director McKeon,
Noes: None
Absent: None

1. MINUTES FOR THE REGULAR BOARD MEETING OF SEPTEMBER 13, 2023

Action Taken:

Approved as submitted.

2. RISK OVERSIGHT COMMITTEE UPDATE

Action Taken:

Received and filed.

3. SUPPORT SOLAR ON MULTIFAMILY AFFORDABLE HOUSING PROGRAM

Action Taken:

Supported Solar on Multifamily Affordable Housing Program

4. APPROVE AMENDMENT NO. 1 WITH GOLDEN COMMUNICATIONS FOR WEBSITE DEVELOPMENT AND DIGITAL MARKETING SERVICES

Action Taken:

Approved Amendment No. 1 with Golden Communications for website development and digital marketing services to increase the not-to-exceed amount by \$20,000.

11. REGULAR CALENDAR

1. APPROVE OCPA RATES EFFECTIVE OCTOBER 19, 2023

CFO Law provided a brief summary of the presentation for this item.

Vice Chair Treseder made the motion, seconded by Director Kim to:

Approve OCPA rates effective October 19, 2023.

The motion carried unanimously by the following 5-0 vote:

Ayes: Chair Jung, Vice Chair Treseder, Director Kim
Director Sonne, Director McKeon,
Noes: None
Absent: None

2. UPDATE ON SURVEY AND RESEARCH FINDINGS

Interim CFO Mosca introduced Tom Patras from Research Incorporated, who provided brief summary of the presentation on this item.

Chair Jung stated that after the research findings, the Board should be cautious about pushing climate control messaging because it is not resonating with our consumer base. He further stated that there is a confirmed need for further outreach to inform people of OCPA and the different plans offered.

Director Sonne stated that climate change was important to the younger voices in the Orange County communities. She also supports the need for outreach and getting the OCPA messaging to all communities.

Director Kim requested clarification on the types of surveys, who the target audience was, and if the surveys were offered in different languages such as Korean, Taiwanese and Chinese. Requested information on why there was a huge delta amongst Vietnamese, Korean and Chinese.

Vice Chair Treseder provided her takeaways from the presentation. She believed OCPA should lower rates. She would like to hear from the residents of Santa Ana to see if they would like to join OCPA in the future. She asked if there was a possibility to target the messages to specific groups. Groups that are in favor of climate change provide them that messaging. She was happy to see that climate change researchers are well respected because she is one.

Brenda Deely, Reveille representative, further provided an update on the various messaging done after these surveys. She reported that the campaigns have been well received. She further stated that the media sentiment had shifted in a positive direction.

Action Taken:

Received and filed.

12. STAFF REPORT

Interim CEO Mosca stated his report was provided with the agenda items. He introduced the new team member, Gabrielle Friedman, Senior Human Resources Analyst.

13. ADJOURNMENT

There being no further business to come before the Board, Chair Jung adjourned the October 18, 2023, Orange County Power Authority Board Regular meeting at 11:25 a.m.

Submitted by:

Pat Jacquez-Nares, Authority Secretary

ORANGE COUNTY POWER AUTHORITY
Staff Report – Item 9.2

To: Orange County Power Authority Board of Directors

From: Tiffany Law, Chief Financial Officer

Subject: TREASURER’S REPORT – FISCAL YEAR ENDED SEPTEMBER 30, 2023
AND Q3 2023 CHECK REGISTER

Date: November 20, 2023

RECOMMENDED ACTION

Receive and file.

BACKGROUND

The Treasurer’s Report is the financial statement of the Orange County Power Authority (OCPA) and should be presented to the governing body quarterly. The report is created in accordance with accounting principles generally accepted in the United States of America. The Treasurer’s Report comprises the statement of net position and the related statement of revenues, expenses, and changes in net position, and the statement of cash flows.

OCPA has prepared unaudited financial statements for the year-to-date July 1, 2023, through September 30, 2023, along with budgetary comparisons.

ANALYSIS AND DISCUSSION

In September and November of 2023, OCPA received renewable energy invoices from Southern California Edison (SCE) under the 2023 Voluntary Allocation Market Offer (VAMO) Agreement. These invoices were for renewable energy produced from January to June 2023. An unexpected development significantly impacted these invoices: the 2023 Power Charge Indifference Adjustment (PCIA) benchmark price, set by the California Public Utilities Commission (CPUC), was increased. Originally, the 2023 invoices were calculated based on a projected 2023 PCIA benchmark price of \$12.63, as determined by the CPUC in late 2022. However, the CPUC recently revised this benchmark to \$30.30, leading to the necessity of retroactive payments for all 2023 renewable energy volumes.

This critical rise in the PCIA benchmark price for 2023 affected OCPA’s financial projections for FY2022/23. It resulted in an additional cost of approximately \$11 million in energy expenses, reducing the projected Rate Stabilization Reserve Fund (RSF) from an anticipated \$50 million to \$38.5 million. This adjustment will be reflected in the Cost of Energy section of OCPA’s audited financial statement for FY2022/23, underscoring the volatility and challenges load-serving entities (LSEs) like OCPA face in today’s energy market.

Despite these challenges, OCPA's unaudited financial statements as of September 30, 2023, demonstrate a commendable start in financial performance for FY 2023/24. The results have exceeded the FY2023/24 Operating Budget expectations, with a net position increase significantly above projections. In its first full year of both commercial and residential operations, OCPA’s

fiscal year-to-date bottom line as of September 30 stands at a robust \$34 million, a surplus of approximately \$6.5 million or 24% over the budgeted amount.

There were no unusual transactions of note during this period of reporting.

FISCAL IMPACT

There is no financial impact from receiving the report.

ATTACHMENT

- A. Treasurer's Report ending September 30, 2023
- B. Q3 2023 Check Register



ACCOUNTANTS' COMPILATION REPORT

Management
Orange County Power Authority

Management is responsible for the accompanying financial statements of Orange County Power Authority (a California Joint Powers Authority) which comprise the statement of net position as of September 30, 2023, and the related statement of revenues, expenses, and changes in net position, and the statement of cash flows for the period then ended in accordance with accounting principles generally accepted in the United States of America. We have performed a compilation engagement in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. We did not audit or review the accompanying statements nor were we required to perform any procedures to verify the accuracy or completeness of the information provided by management. Accordingly, we do not express an opinion, conclusion, nor provide any assurance on these financial statements.

Management has elected to omit substantially all of the note disclosures required by accounting principles generally accepted in the United States of America in these interim financial statements. Orange County Power Authority's annual audited financial statements include the note disclosures omitted from these interim statements. If the omitted disclosures were included in these financial statements, they might influence the user's conclusions about the Authority's financial position, results of operations, and cash flows. Accordingly, these financial statements are not designed for those who are not informed about such matters.

We are not independent with respect to the Authority because we performed certain accounting services that impaired our independence.

Maher Accountancy

San Rafael, CA
October 26, 2023

ORANGE COUNTY POWER AUTHORITY
STATEMENT OF NET POSITION
As of September 30, 2023

ASSETS

Current assets

Cash - unrestricted	\$ 67,400,266
Cash - restricted	5,800,000
Accounts receivable, net of allowance	37,050,890
Accrued revenue	28,583,180
Other receivables	4,287,420
Prepaid expenses	2,557,463
Deposits	1,570,304
Total current assets	<u>147,249,523</u>

LIABILITIES

Current liabilities

Accrued cost of electricity	64,068,325
Accounts payable	476,874
Other accrued liabilities	893,703
User taxes and energy surcharges due to other governments	1,676,852
Accrued interest and financing costs	9,927
Total current liabilities	<u>67,125,681</u>

Noncurrent liabilities

Loan payable	7,527,841
Accrued interest and financing costs	163,516
Total noncurrent liabilities	<u>7,691,357</u>
Total liabilities	<u>74,817,038</u>

NET POSITION

Unrestricted	72,432,485
Total net position	<u><u>\$ 72,432,485</u></u>

ORANGE COUNTY POWER AUTHORITY
STATEMENT OF REVENUES, EXPENSES
AND CHANGES IN NET POSITION
Three Months Ended September 30, 2023

OPERATING REVENUES

Electricity sales, net	\$ 134,021,892
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OPERATING EXPENSES

Cost of electricity	97,666,454
Contract services	1,894,493
Staff compensation	469,414
Other operating expenses	206,957
Total operating expenses	100,237,318
Operating income (loss)	33,784,574

NONOPERATING REVENUES (EXPENSES)

Investment income	165,669
Interest and financing expense	(54,351)
Nonoperating revenues (expenses), net	111,318

CHANGE IN NET POSITION

	33,895,892
Net position at beginning of period	38,536,593
Net position at end of period	\$ 72,432,485

ORANGE COUNTY POWER AUTHORITY
STATEMENT OF CASH FLOWS
Three Months Ended September 30, 2023

CASH FLOWS FROM OPERATING ACTIVITIES

Receipts from customers	\$ 116,284,097
Receipts from market settlements	2,196,863
Other operating receipts	228,000
Payments to suppliers for electricity	(72,573,564)
Payments for goods and services	(2,312,275)
Payments of staff compensation and benefits	(482,411)
Payments of taxes and energy surcharges to other governments	(2,036,949)
Net cash provided (used) by operating activities	<u>41,303,760</u>

CASH FLOWS FROM NON-CAPITAL FINANCING ACTIVITIES

Payments of interest and related expenses	<u>(11,830)</u>
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CASH FLOWS FROM INVESTING ACTIVITIES

Interest income received	<u>81,041</u>
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Net change in cash	<u>41,372,971</u>
Cash at beginning of period	<u>31,827,295</u>
Cash at end of period	<u><u>\$ 73,200,266</u></u>

Reconciliation to the Statement of Net Position

Cash (unrestricted)	\$ 67,400,266
Restricted cash	<u>5,800,000</u>
Total cash at end of period	<u><u>\$ 73,200,266</u></u>

ORANGE COUNTY POWER AUTHORITY
STATEMENT OF CASH FLOWS (continued)
Three Months Ended September 30, 2023

**RECONCILIATION OF OPERATING INCOME (LOSS) TO NET
CASH PROVIDED (USED) BY OPERATING ACTIVITIES**

Operating income (loss)	\$ 33,784,574
Adjustments to reconcile operating income (loss) to net cash provided (used) by operating activities	
(Increase) decrease in:	
Accounts receivable	(13,682,165)
Other receivables	(930,847)
Accrued revenue	(6,519,718)
Prepaid expenses	8,799,096
Deposits	170,659
Increase (decrease) in:	
Accrued cost of electricity	19,328,707
Accounts payable	(34,869)
Other accrued liabilities	(38,816)
User taxes and energy surcharges due to other governments	427,139
Net cash provided (used) by operating activities	<u><u>\$ 41,303,760</u></u>



ACCOUNTANTS' COMPILATION REPORT

Board of Directors
Orange County Power Authority

Management is responsible for the operating fund and program fund budgetary comparison reports of Orange County Power Authority (OCPA), a California Joint Powers Authority, for the period ended September 30, 2023, and for determining that the budgetary basis of accounting is an acceptable financial reporting framework. We have performed a compilation engagement in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. We did not audit or review the accompanying statement nor were we required to perform any procedures to verify the accuracy or completeness of the information provided by management. Accordingly, we do not express an opinion, a conclusion, nor provide any assurance on this special purpose budgetary comparison statement.

The special purpose statement is prepared in accordance with the budgetary basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. This report is intended for the information of the Board of Directors of OCPA.

Management has elected to omit substantially all of the note disclosures required by accounting principles generally accepted in the United States of America in these interim financial statements. OCPA's annual audited financial statements include the note disclosures omitted from these interim statements. If the omitted disclosures were included in these financial statements, they might influence the user's conclusions about the Authority's financial position, results of operations, and cash flows. Accordingly, these financial statements are not designed for those who are not informed about such matters.

We are not independent with respect to OCPA because we performed certain accounting services that impaired our independence.

Maher Accountancy

San Rafael, CA
October 26, 2023

**ORANGE COUNTY POWER AUTHORITY
OPERATING BUDGET COMPARISON REPORT
Three Months Ended September 30, 2023**

	YTD Actual	YTD Budget	YTD Budget Variance (Under) Over	YTD Actual as a Percent of Budget	Annual Budget	Annual Budget Remaining
OPERATING REVENUES						
Electricity Sales, net	\$ 134,021,892	\$ 127,429,433	\$ 6,592,459	105.2%	\$ 329,175,000	\$ (195,153,108)
OPERATING EXPENSES						
Cost of Energy	97,666,454	95,993,655	1,672,799	101.7%	271,934,000	(174,267,546)
Data Manager	628,247	584,733	43,514	107.4%	2,345,000	(1,716,753)
Utilities Service Fees	149,307	90,704	58,603	164.6%	372,000	(222,693)
Staffing Costs	469,414	1,503,337	(1,033,923)	31.2%	6,346,000	(5,876,586)
Contract Services	338,019	430,910	(92,891)	78.4%	1,721,000	(1,382,981)
Legal Services	148,970	170,000	(21,030)	87.6%	675,000	(526,030)
Marketing and Customer Enrollment	559,950	592,199	(32,249)	94.6%	2,304,000	(1,744,050)
Other G&A	206,957	266,416	(59,459)	77.7%	1,086,000	(879,043)
Energy Programs (Transfer to Programs Fund)	750,000	750,000	-	100.0%	750,000	-
Total operating expenses	100,917,318	100,381,954	535,364		287,533,000	(186,615,682)
Operating income (loss)	33,104,574	27,047,479	6,057,095		41,642,000	(8,537,426)
NONOPERATING REVENUES (EXPENSES)						
Investment and miscellaneous income	165,669	-	165,669	N/A	-	165,669
Interest and financing expense	(54,351)	(70,071)	15,720	77.6%	(382,000)	327,649
Capital Outlay	-	(25,000)	25,000	0.0%	(125,000)	125,000
Nonoperating revenues (expenses), net	111,318	(95,071)	206,389		(507,000)	618,318
CHANGE IN NET POSITION	<u>\$ 33,215,892</u>	<u>\$ 26,952,408</u>	<u>\$ 6,263,484</u>		<u>\$ 41,135,000</u>	<u>\$ (7,919,108)</u>

ORANGE COUNTY POWER AUTHORITY
PROGRAM BUDGET COMPARISON REPORT
Three Months Ended September 30, 2023

	YTD Actual	YTD Budget	YTD Budget Variance (Under) Over	YTD Actual as a Percent of Budget	Annual Budget	Annual Budget Remaining
REVENUE AND OTHER SOURCES						
Transfer in - from Operating Budget	<u>\$ 750,000</u>	<u>\$ 750,000</u>	<u>\$ -</u>	<u>100.0%</u>	<u>\$ 750,000</u>	<u>\$ -</u>
EXPENDITURES AND OTHER USES						
Energy Program expenditures	<u>70,000</u>	<u>290,000</u>	<u>(220,000)</u>	<u>24.1%</u>	<u>750,000</u>	
Net change in fund balance	<u><u>\$ 680,000</u></u>	<u>460,000</u>				
Fund balance at beginning of period		<u>500,000</u>				
Fund balance at end of period		<u><u>\$ 960,000</u></u>				

**ORANGE COUNTY POWER AUTHORITY
BUDGETARY COMPARISON REPORT
Three Months Ended September 30, 2023**

Budget Item	Actual / Budget %	Comment
Electric Sales Revenue	105.2%	Year-to-date energy sales are slightly more than forecast by approx. \$6.6M or 5.2%. Sales revenue includes revenues actually billed to customers as well as estimated customer usage during the reporting period that is not yet billed.
Cost of Energy	101.7%	The variance is primarily due to the timing difference between projected and actual delivery of Renewable Energy Certificates (RECs) and fluctuating market prices.
Data Manager	107.4%	These are Calpine fees charged on a per active account basis. The discrepancy related to Calpine's service fees was higher than expected due to the bi-monthly enrollment of Net Energy Metering (NEM) accounts, which were not accounted for in the original budget. By October 2023, all NEM accounts had been enrolled into the OCPA service, contributing to the increased fees. Staff plans to update the service fee projections in the mid-year FY23/24 budget review in March 2024.
Service Fees - SCE	164.6%	These are SCE fees charged on a per customer basis. The discrepancy arose because the actual service fees charged by SCE for were higher than initially projected by SCE. This resulted in a budget shortfall. Staff plans to update the SCE service fee projections during the mid-year FY23/24 budget review in March 2024 to align with the actual costs.
Personnel	31.2%	Staffing expenses are under budget due to the timing delay of new hires.
Professional Services	78.4%	This category includes accounting and audit, rates and financial & planning analysis, portfolio management, scheduling coordinator, HR including recruitment services and compensation study, IT, and other consultants.
Legal Costs	87.6%	This category includes outside legal costs for general counsel, energy procurement transactional support, labor, clerk support, regulatory, member agency withdrawal, and RA appeal services.
Marketing and customer enrollment	94.6%	This category includes advertising, strategic marketing & communications, digital marketing and website development and hosting, collateral marketing, translation, sponsorships & memberships, promotional items, required customer notifications printing and mailing.
Other General & Administrative	77.7%	This category includes ordinary G&A including rent, CalCCA membership, general business insurance, small equipment and software, travel, business meals, professional development, and office supplies.
Interest and financing expenses	77.6%	This category includes interest and fees related to Letters of Credit posted for collateral on energy supply.

ORANGE COUNTY POWER AUTHORITY
SCHEDULE OF OUTSTANDING DEBT
As of September 30, 2023

CITY OF IRVINE

On January 2021, OCPA borrowed \$2,500,000 from the City of Irvine for working capital costs associated with OCPA's pre-launch. On September 2021, OCPA borrowed \$5,000,000 from the City of Irvine for cash collateral in the credit facility associated with OCPA's launch. The loan repayment date for the above is January 1, 2027. Interest is due on the loan in an amount based on the gross earnings for the respective quarter as reported in the City Treasurer's pooled investment portfolio report.

Also included as a loan payable are formation related costs - \$152,380 paid directly from the City to the vendors. OCPA will reimburse the City no later than January 1, 2027. Interest does not accrue on the formation costs advanced by the City. OCPA paid \$124,538.70 towards the outstanding principal and interest on September 12, 2022.

Original Principal	Maturity	Interest Rate	Payments	Outstanding Principal
\$ 152,380	January 2027	0.00%	\$ 124,539	\$ 27,841
		Variable - City Treasurer's		
\$ 7,500,000	January 2027	report	\$ -	\$ 7,500,000

US BANK (formerly MUFG UNION BANK, N.A.) CREDIT FACILITY

On September 2021, OCPA and US Bank (formerly MUFG Union Bank, N.A.) entered into a Revolving Credit Agreement for a \$35 million credit facility OCPA has outstanding borrowings of \$0 as of September, 2023.

On May 2023, US Bank acquired MUFG Union Bank, N.A.

US Bank (formerly MUFG Union Bank, N.A.) has also issued a \$2,611,948 Letter of Credit to Pacific Gas & Electric; a \$2,977,000 Letter of Credit to Southern California Edison Company; a \$3,500,000 Letter of Credit to Shell; a \$400,000 Letter of Credit to California ISO; a \$2,597,157 Letter of Credit to Marsh Landing, and a \$3,060,750 Letter of Credit to Nextera.

Credit Facility	Letter of Credit	Borrowing	Unused Credit
\$ 35,000,000	\$ 15,146,855	\$ -	\$ 19,853,146

ORANGE COUNTY POWER AUTHORITY
Investment Summary
July 1, 2023 through June 30, 2024

[illegible]

Orange County Power Authority
PAYMENTS ISSUED JULY 1, 2023 THROUGH SEPTEMBER 30, 2023

<u>Date</u>	<u>Vendor</u>	<u>Description</u>	<u>Amount</u>
07/03/2023	ARTHUR J. GALLAGHER & CO. INSURANCE, INC	Cyber, Directors & Officers, Commercial Package Insurance - 6/3/23 - 6/3/24	74,380.60
07/03/2023	Black Chamber of Orange County	Banquet & Support Sponsorship	2,500.00
07/03/2023	Cruz, Patricia	expense reimbursement - airfare from SFO to SNA and back	541.80
07/03/2023	Lisa Gordon	Facilitation Services - OCPA Goal Setting & Team Building Workshop	12,174.49
07/03/2023	Littler Mendelson, PC	May legal services {po: 1016}	24,753.50
07/03/2023	OCCACC	Corporate Annual membership	1,500.00
07/03/2023	Orange County Printing Company	Post-Enrollment Notice {po: 1007}	906.46
07/03/2023	Orange County Printing Company	Courtesy letters {po: 1007}	3,780.59
07/03/2023	Orange County Printing Company	Post-Enrollment Notice {po: 1007}	393.80
07/03/2023	Pretend City Children's Museum	Playbuilder Sponsorship	2,500.00
07/03/2023	US Bank Interest and Service Charges	Remaining interest on paid off loan in March	11,829.99
07/05/2023	3349 Michelson Drive Irvine LLC	Parking {po: 1015}	160.00
07/10/2023	Balance Public Relations Inc.	Consulting and lobby services {po: 1014}	13,500.00
07/10/2023	Best Best & Krieger	April 2023 - General Counsel {po: 1002}	2,507.50
07/10/2023	Lincoln Financial Group	7/10/23 Retirement debit 457B	5,366.34
07/10/2023	Lincoln Financial Group	7/10/23 Retirement debit 401A	13,553.82
07/11/2023	LBA IV-PPI, LLC	July Rent	19,000.00
07/11/2023	NewGen Strategies & Solutions, LLC	June 2023 - Financial & Economic Consulting services {po: 1006}	9,951.25
07/11/2023	OCIACC	Execuitve Membership	950.00
07/11/2023	Orange County Hispanic Chamber of Commerce	Membership Dues	1,500.00
07/11/2023	Orange County Printing Company	Buena Park Letter {po: 1007}	717.34
07/11/2023	Orange County Printing Company	Pre-Enrollment Notices {po: 1007}	254.73
07/11/2023	Orange County Printing Company	Pre-Enrollment Notices {po: 1007}	3,742.66
07/11/2023	Reveille Inc.	July 2023 EMC Quantitative Research -- {po: 1010}	66,850.00
07/11/2023	Warner Andrea	May Expense Reimbursement	127.99
07/12/2023	METHOD TECHNOLOGIES (INC)	Support Options - MS Suite and other software {po: 1017}	1,801.95
07/14/2023	CITY OF BUENA PARK - UUT	June Utility User Tax	91,974.48
07/14/2023	CITY OF HUNTINGON BEACH - UUT	June Utility User Tax	325,294.60
07/14/2023	CITY OF IRVINE - UUT	June Utility User Tax	120,838.04
07/14/2023	SDRMA	August employee benefit charges	6,191.04
07/17/2023	Southern California Edison	March Recs and Carbon purchases	1,034,561.19
07/20/2023	AES	June 2023 capacity purchases	562,500.00
07/20/2023	Baker Tilly US, LLP, formerly Management Partners	June 2023 - Management Services {po: 1013}	455.00
07/20/2023	Best Best & Krieger	June 2023 - Labor and Employment {po: 1002}	1,449.00
07/20/2023	Best Best & Krieger	June 2023 - Public Records Requests {po: 1002}	2,180.00
07/20/2023	Best Best & Krieger	June 2023 - Fiancial/Power Procurement {po: 1002}	5,648.50
07/20/2023	Best Best & Krieger	June 2023 - Huntington Beach Withdrawal {po: 1002}	10,411.69
07/20/2023	Best Best & Krieger	June 2023 - General Counsel {po: 1002}	17,092.56
07/20/2023	Best Best & Krieger	June 2023 - County Withdrawal {po: 1002}	395.00
07/20/2023	Best Best & Krieger	June 2023 - Regulatory CPUC {po: 1002}	15,981.00
07/20/2023	Halligan Steven	Supplies from Costco	128.15
07/20/2023	Marsh Landing, LLC	June Capacity Purchases	671,562.50
07/20/2023	Orange County Printing Company	Post Enrollment Notice {po: 1007}	383.91
07/20/2023	Orange County Printing Company	Buena Park Letter {po: 1007}	934.10
07/20/2023	Powerex	July Energy Purchases	79,166.67
07/20/2023	San Diego Gas & Electric	June 2023 RECs	11,758.33
07/20/2023	San Diego Gas & Electric	March 2023 RECs	732.54
07/20/2023	San Diego Gas & Electric	April 2023 RECs	921.99
07/20/2023	San Diego Gas & Electric	May 2023 RECs	580.98
07/20/2023	San Diego Gas & Electric	June 2023 RECs	593.61
07/20/2023	Southern California Edison	June Capacity Purchases	176,029.80
07/21/2023	California Community Choice Association	CALCCA July-September 2023 membership dues	98,635.50
07/21/2023	Golden Communications Inc	Sustaining Professional Services and Consulting Fees, Monthly Managed Web Services, and Additional Labor - June'23 {po: 1004}	9,249.00
07/21/2023	Pacific Energy Advisors Inc.	June 2023 - Monthly Services {po: 1008}	42,062.50
07/21/2023	Reveille Inc.	OCPA Professional Services through June 30, 2023 -- {po: 1010}	68,295.43
07/24/2023	Calpine Energy Services L.P.	June Capacity Purchases	204,750.00
07/24/2023	Constellation Energy Generation, LLC	June energy purchases	4,832,415.80
07/24/2023	Filipino American Chamber of Commerce of OC	Basic Corporate Sponsorship	2,500.00
07/24/2023	Fullerton Heritage Theatre Foundation	Day of Music Sponsorship	2,500.00
07/24/2023	Greater Irvine Chamber of Commerce	Annual Membership Investment	675.00
07/24/2023	Morgan Stanley Capital Group	June Energy Purchases	2,247,260.40
07/24/2023	Orange County Printing Company	Post-Enrollment Notice {po: 1007}	255.16
07/24/2023	Orange County Printing Company	Buena Park Letter {po: 1007}	565.25
07/24/2023	Shell Energy North America	May Energy Purchases	5,598,129.60
07/24/2023	Shell Energy North America	May Capacity Purchases	4,500.00
07/24/2023	Sunrise Power Company LLC	June capacity purchase	1,906,250.00
07/24/2023	The Energy Authority Inc. (Service Fees)	June- Resource Management Monthly Fees {PO:1011}	14,620.00
07/24/2023	Transalta Energy Marketing Us Inc.	June Energy Purchases	1,547,987.40
07/24/2023	Zodiac Solutions, LLC	June 2023 Fees {po: 1012}	7,875.00
07/25/2023	Climate Action Campaign	Nexus Champion Sponsorship	10,000.00
07/27/2023	Lincoln Financial Group	7/27/23 Retirement debit 401A	14,897.54
07/27/2023	Lincoln Financial Group	7/27/23 Retirement debit 457B	5,885.24
07/28/2023	California Department of Tax and Fee Administration	April-June 2023 Electric Energy Surcharge	176,171.00
07/28/2023	Igoe (Med-iBank)	Medical and/or Dependent Care FSA Monthly Participation Fee	100.00
07/28/2023	Union Bank (Credit Card)	California Board of Accountancy - CPA renewal	280.00
07/28/2023	Union Bank (Credit Card)	Doubletree Hotels - Board workshop	275.00
07/28/2023	Union Bank (Credit Card)	Huntington Beach Chamber	20.00
07/28/2023	Union Bank (Credit Card)	Checkr Inc.	54.99

07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	708.04
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	708.04
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07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	708.04
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	708.04
07/28/2023	Union Bank (Credit Card)	Union Kitchen & Tap - CalCCA Conference dinner for OCPA attendees	723.88
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	60.00
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	20.64
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	79.38
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	20.64
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	99.38
07/28/2023	Union Bank (Credit Card)	Simple Truths - Board workshop book	336.18
07/28/2023	Union Bank (Credit Card)	Smith.AI - answering service	220.00
07/28/2023	Union Bank (Credit Card)	Ten Sushi & Cocktail Bar - OCPA team lunch	330.85
07/28/2023	Union Bank (Credit Card)	Park PL Center - conference room rental	450.00
07/28/2023	Union Bank (Credit Card)	Park PL Center - food for committee meetings	382.64
07/28/2023	Union Bank (Credit Card)	Freemius - WP activity log	149.00
07/28/2023	Union Bank (Credit Card)	Eventbrite - Director Kim's registration for CalCCA conference	850.00
07/28/2023	Union Bank (Credit Card)	Zoom.com - subscription	350.88
07/28/2023	Union Bank (Credit Card)	Costco - office supplies	129.63
07/28/2023	Union Bank (Credit Card)	Park PL Center - conference room rental	450.00
07/28/2023	Union Bank (Credit Card)	Park PL Center - food for committee meetings	227.25
07/28/2023	Union Bank (Credit Card)	Pretend City - sponsorship	2,500.00
07/28/2023	Union Bank (Credit Card)	Alaska Air - Patty Cruz's Flight	386.88
07/28/2023	Union Bank (Credit Card)	Goto Communications - business account for call center	372.75
07/28/2023	Union Bank (Credit Card)	Amazo - office supplies	161.61
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	708.04
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	708.04
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	708.04
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	708.04
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	708.04
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	708.04
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	78.76
07/28/2023	Union Bank (Credit Card)	Uber	7.43
07/28/2023	Union Bank (Credit Card)	Marriott Marquis San Diego Marina - CalCCA conference	40.00
07/28/2023	Union Bank (Credit Card)	Home Depot - office supplies	32.31
07/28/2023	Union Bank (Credit Card)	credit card fees	(961.78)
07/31/2023	ABM Industry Groups, LLC	July Parking	480.00
07/31/2023	ABM Industry Groups, LLC	May Parking	620.00
07/31/2023	ABM Industry Groups, LLC	June Parking	560.00
07/31/2023	Davison Susan	April travel reimbursements	68.58
07/31/2023	Davison Susan	May travel reimbursements	34.26
07/31/2023	Davison Susan	June travel reimbursements	68.58
07/31/2023	Energy Development & Construction Corporation	May RECs purchases	73,458.00
07/31/2023	Orange County Printing Company	Post enrollment notice {po: 1007}	652.84
07/31/2023	Orange County Printing Company	Buena Park Letter {po: 1007}	729.44
07/31/2023	Orange County Printing Company	Postage{po: 1007}	607.38
07/31/2023	The Energy Authority Inc. (CAISO and ENERGY)	CAISO period 7/07/23-7/13/23 & period 4/7/13-4/13/23	122,446.65
07/31/2023	United Language Group, Inc.	Translation of residential notices into 8 languages	4,952.81
08/01/2023	Daroo Korean Performing Arts and Culture	Daroo's 2023 Korean Day - Title Sponsorship	4,000.00
08/01/2023	US Bank Credit Card	Goto Communications - business account for call center	420.32
08/01/2023	US Bank Credit Card	Wahoo's Fish Taco	26.92
08/01/2023	US Bank Credit Card	SGT Pepperoni's Pizza	6.00
08/01/2023	US Bank Credit Card	Smith.AI - answering service	220.00
08/01/2023	US Bank Credit Card	Adobe	145.25
08/01/2023	US Bank Credit Card	Puesto Park Place - staff lunch	259.91
08/01/2023	US Bank Credit Card	Alaska Air - Steven Halligan's Flight	262.80
08/01/2023	US Bank Credit Card	Zoom.com - subscription	350.88
08/01/2023	US Bank Credit Card	Smith.AI - answering service	15.00
08/01/2023	US Bank Credit Card	credit card fees	(663.87)
08/01/2023	US Bank Credit Card	ezCater - staffers luncheon	352.12
08/01/2023	US Bank Credit Card	Zoom.com - subscription	350.88
08/01/2023	US Bank Credit Card	Office Depot - office supplies	79.11
08/01/2023	US Bank Credit Card	Vietnamese American Chamber of Commerce - sponsorship	2,500.00
08/01/2023	US Bank Credit Card	Asian Business Association of Orange County - corporate advisory board membership	1,000.00
08/01/2023	US Bank Credit Card	Korean American Chamber of Commerce - sponsorship	1,500.00
08/01/2023	US Bank Credit Card	Office Depot - office supplies	32.31
08/01/2023	US Bank Credit Card	Office Depot - office supplies	162.99
08/01/2023	US Bank Credit Card	Double Tree Hotels - Lisa Gordon	170.16
08/01/2023	US Bank Credit Card	Double Tree Hotels - food for guests	1,130.66
08/01/2023	US Bank Credit Card	Park PL Center - conference room rental	450.00
08/01/2023	US Bank Credit Card	Park PL Center - food for committee meetings	350.87
08/01/2023	US Bank Credit Card	credit card fees	80.00
08/01/2023	US Bank Credit Card	cash rewards redemption	(1,800.00)
08/01/2023	US Bank Credit Card	credit card fees	921.78
08/01/2023	US Bank Credit Card	EIG Constant Contact	410.20
08/01/2023	US Bank Credit Card	Goto Communications - business account for call center	393.87
08/01/2023	US Bank Credit Card	Sustainability jobs	695.00
08/01/2023	US Bank Credit Card	Perimeter 81 - subscription	1,344.00

08/01/2023	US Bank Credit Card	Smith.AI - answering service	235.00
08/01/2023	US Bank Credit Card	Google LLC	1.55
08/01/2023	US Bank Credit Card	Simply Vegan Project - sponsorship	3,500.00
08/01/2023	US Bank Credit Card	The Cottage - business lunch	59.84
08/01/2023	US Bank Credit Card	Southwest Airlines - Joe Mosca - flight to Oakland for CalCCA conference	227.97
08/01/2023	US Bank Credit Card	Southwest Airlines - Joe Mosca - flight to Sacramento for Advocacy & Education Meetings regarding state audit	267.97
08/01/2023	US Bank Credit Card	Payment to be applied to Sep 2023 purchases	1,302.51
08/02/2023	Calpine Energy Solutions	June 2023 services {po:1003}	204,407.26
08/03/2023	Constellation Energy Generation, LLC	June energy purchases	4,832,415.80
08/03/2023	Davison Susan	March travel reimbursements	68.58
08/03/2023	Davison Susan	May travel reimbursements - Cal CCA Conference	135.65
08/03/2023	LBA IV-PPI, LLC	August Rent	19,000.00
08/07/2023	The Energy Authority Inc. (CAISO and ENERGY)	CAISO period 7/14/23-7/20/23 & period 4/14/13-4/20/23	478,528.44
08/08/2023	Lincoln Financial Group	8/8/23 Retirement debit 401A	14,060.70
08/08/2023	Lincoln Financial Group	8/8/23 Retirement debit 457B	5,668.75
08/10/2023	Igoe (Med-iBank)	Medical and/or Dependent Care FSA Monthly Participation Fee	2,275.08
08/11/2023	ARTHUR J. GALLAGHER & CO. INSURANCE, INC	Crime Insurance - 8/1/23 - 8/1/24	1,691.00
08/11/2023	Baker Tilly US, LLP, formerly Management Partners	July 2023 - Management Services {po: 1013}	7,762.50
08/11/2023	Balance Public Relations Inc.	Consulting and lobby services {po: 1014}	13,500.00
08/11/2023	City of Buena Park	Super Senior Saturday Resource Fair	150.00
08/11/2023	CITY OF BUENA PARK - UUT	July Utility User Tax	92,416.64
08/11/2023	CITY OF HUNTINGON BEACH - UUT	July Utility User Tax	300,497.73
08/11/2023	CITY OF IRVINE - UUT	July Utility User Tax	146,715.51
08/11/2023	Davison Susan	July shipment reimbursement	228.60
08/11/2023	Di Giovanna, Andrew	2023 Celebrate Irvine - Greater Irvine Chamber	465.00
08/11/2023	Fullerton Junior All American	Fullerton Bears Junior All American Football - Sponsorship	4,000.00
08/11/2023	Jacquez-Nares, Pat	Expense reimbursments	98.17
08/11/2023	Joe Mosca	July Team Lunch	223.05
08/11/2023	Littler Mendelson, PC	June legal services {po: 1016}	2,761.00
08/11/2023	Littler Mendelson, PC	July legal services {po: 1016}	1,423.50
08/11/2023	North Orange County Chamber	NOC - Chamber Membership - Corporate	875.00
08/11/2023	Orange County Printing Company	Buena Park Letter {po: 1007}	615.86
08/11/2023	Orange County Printing Company	Postage{po: 1007}	519.34
08/11/2023	Orange County Printing Company	October Notice #1 Postcard {po: 1007}	1,195.43
08/14/2023	METHOD TECHNOLOGIES (INC)	Support Options - MS Suite and other software {po: 1017}	1,894.95
08/14/2023	Orange County Printing Company	Post-Enrollment Notice {po: 1007}	428.74
08/14/2023	Orange County Printing Company	Buena Park Letter {po: 1007}	597.54
08/14/2023	SDRMA	September employee benefit charges	11,768.80
08/14/2023	The Energy Authority Inc. (CAISO and ENERGY)	CAISO period 7/21/23-7/27/23 period 4/14/13-4/20/23 and 8/1/22-8/31/22	2,080,562.94
08/14/2023	The Energy Federation Inc.	Marketplace Set Up Fee for FY 23/24 {po:1026}	50,000.00
08/17/2023	Wregis	Transferred RECs	108.80
08/18/2023	Maher Accountancy	August 2023 - Treasurer and Accounting Services {PO:1005}	18,000.00
08/18/2023	Reveille Inc.	OCPA Professional Services through July 31, 2023 -- {po: 1010}	67,205.10
08/18/2023	United States Postal Services (Trust/EPS Account)	Postage added to USPS Account	75,000.00
08/21/2023	AES	July 2023 capacity purchases	562,500.00
08/21/2023	Lincoln Financial Group	retirement fees	722.83
08/21/2023	Marsh Landing, LLC	July Capacity Purchases	667,800.00
08/21/2023	Powerex	August Energy Purchases	79,166.67
08/21/2023	San Diego Gas & Electric	July 2023 RECs	13,716.18
08/21/2023	Southern California Edison	July Capacity Purchases	1,976,029.80
08/21/2023	Southern California Edison	April RECs	1,215,586.98
08/21/2023	The Energy Authority Inc. (CAISO and ENERGY)	CAISO period 7/28/23-8/03/23 and period 4/28/23-5/04/23	1,001,556.30
08/22/2023	Calpine Energy Solutions	July 2023 services {po:1003}	206,511.01
08/22/2023	CPS HR Consulting	23-01 Orange Co Power Authority Resources Director	9,000.00
08/22/2023	Golden Communications Inc	Sustaining Professional Services and Consulting Fees, Monthly Managed Web Services, and Additional Labor - July'23 {po: 1004}	18,549.00
08/22/2023	Igoe (Med-iBank)	Medical and/or Dependent Care FSA Monthly Participation Fee	878.96
08/22/2023	Pacific Energy Advisors Inc.	July 2023 - Monthly Services {po: 1008}	31,909.95
08/23/2023	ABM Industry Groups, LLC	August Parking	480.00
08/23/2023	Calpine Energy Services L.P.	July Capacity Purchases	204,750.00
08/23/2023	Calpine Energy Services L.P.	April RECs purchased	1,689,800.00
08/23/2023	Cruz, Patricia	July expense reimbursements	600.00
08/23/2023	Morgan Stanley Capital Group	July Energy Purchases	3,094,072.50
08/23/2023	Orange County Printing Company	Post-Enrollment Notice {po: 1007}	549.27
08/23/2023	Shell Energy North America	June Capacity Purchases	504,500.00
08/23/2023	Shell Energy North America	June Energy Purchases	5,868,878.40
08/23/2023	Sunrise Power Company LLC	July capacity purchase	1,906,250.00
08/23/2023	Z Armstrong, Marshall	NSC Payout	257.71
08/24/2023	Lincoln Financial Group	8/24/23 Retirement debit 457B	4,641.04
08/24/2023	Lincoln Financial Group	8/24/23 Retirement debit 401A	11,607.40
08/24/2023	The Energy Authority Inc. (Service Fees)	July- Resource Management Monthly Fees {PO:1011}	14,620.00
08/28/2023	Energy Development & Construction Corporation	June RECs purchases	84,744.00
08/28/2023	The Energy Authority Inc. (CAISO and ENERGY)	CAISO period 8/04/23-8/10/23 and period 5/05/23-5/11/23	673,781.36
08/30/2023	ABM Industry Groups, LLC	August Parking	60.00
08/30/2023	Best Best & Krieger	July 2023 - General Counsel {po: 1002}	13,412.10
08/30/2023	Best Best & Krieger	July 2023 - Regulatory CPUC {po: 1002}	32,040.60
08/30/2023	Best Best & Krieger	July 2023 - County Withdrawal {po: 1002}	3,160.00
08/30/2023	Best Best & Krieger	July 2023 - Financial/Power Procurement {po: 1002}	6,162.00
08/30/2023	Best Best & Krieger	July 2023 - Hunting Beach Withdrawal {po: 1002}	4,508.95
08/30/2023	Best Best & Krieger	July 2023 - Public Records Requests {po: 1002}	2,410.00
08/30/2023	Daroo Korean Performing Arts and Culture	Daroo's 2023 Korean Day - Title Sponsorship	4,000.00
08/30/2023	Igoe (Med-iBank)	Medical and/or Dependent Care FSA Monthly Participation Fee	100.00
08/30/2023	LBA IV-PPI, LLC	September Rent	19,000.00
08/30/2023	Maher Accountancy	Bill.com cloud based accounts payable and document management system June & July 2023 {PO:1005}	296.12

08/30/2023	Maher Accountancy	July 2023 - Treasurer and Accounting Services {PO:1005}	18,000.00
08/30/2023	Orange County Printing Company	OCPA Consumer Brochure {po: 1007}	1,048.41
08/30/2023	Orange County Printing Company	Buena Park Letter {po: 1007}	673.61
08/30/2023	Reveille Inc.	One-Year Anniversary Paid Media - Invoice 1 of 2 -- {po: 1010}	50,000.00
08/30/2023	Southern California Edison (Non-Energy)	Mass enrollment fee & monthly service fees through July 2023 {po: 1020}	556,703.60
08/30/2023	Wregis	Retired RECs	5,427.28
08/31/2023	Lincoln Financial Group	retirement fees	1,091.99
09/05/2023	ABM Industry Groups, LLC	September Parking	420.00
09/05/2023	Orange County Printing Company	Buena Park Letter {po: 1007}	1,014.71
09/05/2023	Orange County Printing Company	Joint Rate Mailer {po: 1007}	41,255.79
09/05/2023	The Energy Authority Inc. (CAISO and ENERGY)	CAISO period 8/11/23-8/17/23 and period 5/12/23-5/17/23	2,535,315.68
09/05/2023	United Language Group, Inc.	Translation of residential notices into 8 languages	4,962.81
09/06/2023	TGP Energy Management, LLC	June RECs	1,223,436.00
09/07/2023	Balance Public Relations Inc.	Consulting and lobby services {po: 1014}	13,500.00
09/07/2023	Southern California Edison	May RECs	1,402,233.12
09/08/2023	City of Buena Park	Christmas Tree Lighting Sponsorship	1,000.00
09/08/2023	City of Santa Clara (Silicon Valley Power)	2023 September - December Recs Installment 1 of 3	1,625,000.00
09/08/2023	Lincoln Financial Group	9/8/23 Retirement debit 457B	4,641.04
09/08/2023	Lincoln Financial Group	9/8/23 Retirement debit 401A	11,640.80
09/08/2023	Orange County Printing Company	Courtesy letters {po: 1007}	1,478.45
09/08/2023	Orange County Printing Company	Post-Enrollment {po: 1007}	396.86
09/08/2023	Orange County Printing Company	Post Enrollment Notice {po: 1007}	319.79
09/08/2023	Orange County Printing Company	Buena Park Letter {po: 1007}	1,164.96
09/08/2023	Tullett Prebon Americas Corp.	Broker Fees - The Energy Authority	19,775.00
09/11/2023	Powerex	September Energy Purchases	79,166.67
09/11/2023	The Energy Authority Inc. (CAISO and ENERGY)	CAISO period 8/18/23-8/23/23, 5/18/23-5/24/23 and 9/1/22 & 9/30/22	617,254.33
09/12/2023	City of Irvine	City of Irvine - Fiesta Latina Community Sponsor	1,001.00
09/12/2023	Equus Energy Group LLC	August broker fees - Counter Party Silicon Valley Power	46,312.50
09/12/2023	METHOD TECHNOLOGIES (INC)	Support Options - MS Suite and other software {po: 1017}	1,883.08
09/12/2023	Orange County Printing Company	Buena Park Letters {po: 1007}	557.55
09/12/2023	Orange County Printing Company	Post-Enrollment Notice {po: 1007}	343.06
09/12/2023	Orange County Printing Company	Pre-Enrollment Notice {po: 1007}	1,370.58
09/12/2023	Reveille Inc.	September 2023 EMC Quantitative Research -- {po: 1025}	66,850.00
09/12/2023	Tullett Prebon Americas Corp.	Broker Fees - Calpine Energy Services LP	7,304.00
09/14/2023	Igoe (Med-iBank)	Medical and/or Dependent Care FSA Monthly Participation Fee	25.75
09/15/2023	Baker Tilly US, LLP, formerly Management Partners	August 2023 - Management Services {po: 1024}	5,287.50
09/15/2023	City of Santa Clara (Silicon Valley Power)	2023 September - December Recs Installment 2 of 3	1,625,000.00
09/15/2023	Climate Action Campaign	Climate Action Campaign Program	20,000.00
09/15/2023	Integrated Impressions	Multiple items	10,822.38
09/15/2023	SDRMA	October employee benefit charges	5,493.23
09/18/2023	The Energy Authority Inc. (CAISO and ENERGY)	CAISO period 8/24/23-8/30/23, 5/25/23-6/01/23	1,116,964.11
09/20/2023	AES	August 2023 capacity purchases	562,500.00
09/20/2023	Marsh Landing, LLC	August Capacity Purchases	666,137.50
09/20/2023	Powerex	August Rec's	92,172.01
09/20/2023	San Diego Gas & Electric	August 2023 RECs	10,217.67
09/20/2023	Southern California Edison	August Capacity	249,708.10
09/21/2023	Golden Communications Inc	Sustaining Professional Services and Consulting Fees, Monthly Managed Web Services, and Additional Labor - Aug'23 {po: 1004}	10,899.00
09/22/2023	California Community Choice Association	Quarterly invoice for SCE Case Management Special Assessment (August 2023 - December 2023)	7,200.00
09/22/2023	City of Buena Park	Youth Poster Exhibition Sponsorship	500.00
09/22/2023	CITY OF BUENA PARK - UUT	August Utility User Tax	156,758.02
09/22/2023	CITY OF HUNTINGON BEACH - UUT	August Utility User Tax	429,674.43
09/22/2023	CITY OF IRVINE - UUT	August Utility User Tax	196,608.35
09/22/2023	Lee, Owen	Expense reimbursement	283.82
09/22/2023	Lee, Owen	Expense reimbursement from June 2022 to December 2022	3,735.10
09/22/2023	Little Mendelson, PC	August legal services {po: 1016}	414.00
09/22/2023	NewGen Strategies & Solutions, LLC	August 2023 - Financial & Economic Consulting services {po: 1028}	6,118.75
09/22/2023	Pacific Energy Advisors Inc.	August 2023 - Monthly Services {po: 1008}	42,111.80
09/22/2023	Reveille Inc.	August 2023 Marketing Services -- {po: 1025}	86,019.29
09/22/2023	United States Postal Services (Trust/EPS Account)	Postage added to USPS Account	45,000.00
09/25/2023	Calpine Energy Services L.P.	August capacity purchases	204,750.00
09/25/2023	Constellation Energy Generation, LLC	July energy purchases	6,877,012.20
09/25/2023	Energy Development & Construction Corporation	July RECs purchases	44,982.00
09/25/2023	Maher Accountancy	September 2023 - Treasurer and Accounting Services {PO:1005}	18,000.00
09/25/2023	Morgan Stanley Capital Group	August Energy Purchases	4,114,761.20
09/25/2023	OCIACC	Mehregan Fall Festival Community Sponsorship	2,500.00
09/25/2023	Orange County Printing Company	Pre-Enrollment Notice {po: 1007}	383.67
09/25/2023	Orange County Printing Company	Buena Park Letter {po: 1007}	840.00
09/25/2023	Reveille Inc.	One Year Anniversary Paid Media -- {po: 1025}	64,883.00
09/25/2023	Shell Energy North America	July Capacity Purchases	504,500.00
09/25/2023	Shell Energy North America	July Energy Purchases	5,204,520.00
09/25/2023	Sunrise Power Company LLC	August capacity purchase	1,906,250.00
09/25/2023	The Energy Authority Inc. (CAISO and ENERGY)	CAISO period 8/31/23-9/07/23, 6/02/23-6/08/23	608,118.01
09/25/2023	Transalta Energy Marketing Us Inc.	July Energy Purchases	1,356,772.05
09/26/2023	Lincoln Financial Group	9/26/23 Retirement debit 401A	11,563.40
09/26/2023	Lincoln Financial Group	9/26/23 Retirement debit 457B	4,641.04
09/28/2023	Calpine Energy Solutions	August 2023 services {po:1003}	210,365.76
09/28/2023	Clean Peaks Energy Services, LLC	Consultant services - August 2023 -- {po 1027}	8,090.00
09/28/2023	Dell Marketing L.P.	5 Computer stations plus 10 monitors	9,538.48
09/28/2023	The Energy Authority Inc. (Service Fees)	August- Resource Management Monthly Fees {PO:1011}	14,620.00
09/29/2023	Igoe (Med-iBank)	Medical and/or Dependent Care FSA Monthly Participation Fee	100.00
SUBTOTAL			83,678,037.63

07/05/2023	June 16 - June 30 - Payroll Taxes	12,657.38
07/05/2023	June 16 - June 30 -Salaries, Wages, Fringe Benefits	45,346.83
07/05/2023	June 16 - June 30 -Paychex Service Fee	172.50
07/19/2023	July 1 - July 15 -Paychex Service Fee	319.80
07/19/2023	July 1 - July 15 - Payroll Taxes	15,714.96
07/19/2023	July 1 - July 15 -Salaries, Wages, Fringe Benefits	52,636.94
08/03/2023	July 16 - July 31 -Paychex Service Fee	168.30
08/03/2023	July 16 - July 31 - Payroll Taxes	14,507.02
08/03/2023	July 16 - July 31 -Salaries, Wages, Fringe Benefits	45,811.77
08/17/2023	August 1 - 15 - Payroll Taxes	12,366.57
08/17/2023	August 1 - 15 -Paychex Service Fee	315.60
08/17/2023	August 1 - 15 -Salaries, Wages, Fringe Benefits	42,283.82
09/05/2023	August 16 - 31 -Salaries, Wages, Fringe Benefits	38,434.29
09/05/2023	August 16 - 31 - Payroll Taxes	11,421.43
09/05/2023	August 16 - 31 -Paychex Service Fee	224.10
09/05/2023	Employee net paycheck for 8/17/23-8/22/23	1,843.46
09/19/2023	September 1 - 15 -Paychex Service Fee	309.90
09/19/2023	September 1 - 15 - Payroll Taxes	11,739.13
09/19/2023	September 1 - 15 -Salaries, Wages, Fringe Benefits	40,088.54
	SUBTOTAL	346,362.34

ORANGE COUNTY POWER AUTHORITY
Staff Report – Item 9.3

To: Orange County Power Authority Board of Directors

From: Steven Halligan, Regulatory and Legislative Manager

Subject: REGULATORY UPDATE

Date: November 20, 2023

RECOMMENDED ACTION

Receive and File.

REGULATORY UPDATE

Orange County Power Authority (OCPA) staff are monitoring several ongoing regulatory proceedings at the California Public Utilities Commission (CPUC). A brief description of the proceeding and any current status updates are provided below.

Income-Graduated Fixed Charge Proposals (Demand Flexibility – R.22-07-005)

On April 7, 2023, Southern California Edison Company, Pacific Gas and Electric Company, and San Diego Gas & Electric Company (the Joint IOUs), filed joint testimony describing their Income-Graduated Fixed Charge Proposals.¹

The Joint IOUs' proposal combines an Income Graduated Fixed Charge (IGFC) with lower volumetric rates on all residential rate schedules. This change comes after the passage of Assembly Bill 205 which removed the statutory language requiring default residential rates to be almost exclusively charged on a volumetric basis.

The proposal creates four household Income Brackets: 1) CARE customers with incomes less than 100% of the Federal Poverty level (FPL), 2) Remaining CARE and FERA customers, 3) Non-CARE or FERA customers with incomes up to or equivalent to 650% of FPL, and 4) Non-CARE customers with incomes above 650% of FPL.

Households with incomes less than \$28,000 a year would pay a \$15 monthly fee in SCE territory, households earning between \$28,000 and \$69,000 a year would pay \$20, households earning \$69,000 to \$180,000 would pay \$51, and those earning more than \$180,000 would pay \$85.

In November 2023, CalCCA filed a Reply Brief in the Demand Flexibility proceeding refuting party proposals that the PCIA should be included in the IGFC. A Proposed Decision (PD) on the IGCf is scheduled for March or April 2024.

ERRA Compliance, ERRA Forecast and General Rate Case (GRC)

Energy Resource Recovery Account (ERRA) Compliance applications are filed annually by the IOUs for review of costs associated with Utility Owned Generation (UOG) operations and fuel procurement, Portfolio Allocation Balancing Account (PABA) entries, economic dispatch of electric resources, and contract administration. IOUs are required to demonstrate compliance with CPUC decisions and the California Public Utilities Code. SCE Compliance Intervenor Testimony is due December 15, 2023.

ERRA Forecast Applications are filed annually by IOUs to forecast energy procurement-related revenue requirements, which includes forecast allocation of costs across PCIA vintages. SCE Intervenor Testimony is due August 8, 2023.

In four-year cycles, IOUs submit General Rate Case (GRC) applications for authority to adjust rates and charges for electric and gas service based on a future Test Year (TY). The revenue requirements include electric and gas distribution system costs, administrative expenses, and customer service costs.

SCE filed its 2024 ERRA Forecast Reply Brief on November 2, 2023. A proposed decision was published on November 10, 2023. SCE's 2025 GRC Intervenor Testimony is due February 29, 2024.

Resource Adequacy (RA) – R.21-10-002 and R.23-10-011

The commission opened the new RA proceeding through its Order Instituting Rulemaking (OIR) on October 12, 2023. The OIR proposes the scope, schedule, and administration of this next RA proceeding. The [OIR](#) for R.23-10-011 continues the CPUC's oversight of the RA program, establishes forward RA procurement obligations applicable to load-serving entities beginning with the 2025 compliance year, and considers structural reforms to the program. This proceeding is the successor to Rulemaking 21-10-002, and includes the following issues in scope: Adoption of local and flexible RA requirements, LOLE study and PRM, 24-hour SOD framework, unforced capacity (UCAP), qualifying capacity (QC) counting conventions, RA compliance and penalties, and other refinements to the RA program.

OCPA submitted comments on November 9, 2023 to gain party status in this proceeding and recommending slight changes to the schedule for the OIR.

BioMAT – R.22-10-010

The CPUC issued an Order Instituting Rulemaking (OIR) on October 20, 2022 to implement Assembly Bill (AB) 843 authorizing CCAs to participate in the Bioenergy Market Adjusting Tariff (BioMAT) program. AB 843 amended Public Utilities Code section 399.20 to extend to CCAs within an electrical corporation's service territory the existing renewable feed-in tariff for

qualifying bioenergy electric generation facilities. The Proposed Decision will be considered at the November 16, 2023 Commission voting meeting.

Provider of Last Resort (POLR) – R.21-03-011

The CPUC issued a Scoping Memo and Ruling on September 16, 2021 to set forth the scope in the POLR proceeding. This proceeding implements the POLR requirements and framework directed by SB 520. The POLR proceeding will be considered in three phases. Phase 1 will focus on issues necessary to establish a comprehensive framework for existing POLRs. Phase 2 will set rules that allow a different entity to be designated as the POLR. Phase 3 may be opened to consider any additional issues not covered in Phase 1 or 2. A Proposed Decision was expected in October 2023 but has not been received.

Renewable Portfolio Standard (RPS) R.18-07-003 / Voluntary Allocation and Market Offer (VAMO)

The RPS proceeding monitors compliance by “retail sellers,” including IOUs, CCAs and ESPs, within the RPS program. Current RPS rules require 60 percent of retail sales to be from RPS-eligible resources by 2030, and at least 65 percent of the procurement a retail seller counts toward the RPS requirements to be from long-term contracts (ten years or more in duration). In addition, the RPS proceeding is the venue in which the PCIA/RPS Voluntary Allocation and Market Offer (VAMO) is being considered. SCE is expected to file an advice letter with formal VAMO recommendations on December 20, 2023.

FISCAL IMPACT

None

ATTACHMENTS

None

ORANGE COUNTY POWER AUTHORITY
Staff Report – Item 9.4

To: Orange County Power Authority Board of Directors

From: Joe Mosca, Interim Chief Executive Officer

Subject: APPROVE COMPENSATION POLICY UPDATE

Date: November 20, 2023

RECOMMENDED ACTION

1. Approve Amendments to Policy No. 5, Board of Directors' Compensation and Expense Reimbursement Policy, to update Board compensation in compliance with the requirements of Section 3.8 of the OCPA Joint Powers Agreement, effective November 26, 2023.

BACKGROUND

Section 3.8 of OCPA's Joint Powers Agreement provides that the OCPA Board of Directors shall adopt policies for compensation and reimbursement to Directors for attendance at meetings or other service on behalf of OCPA. Section 3.8 of the Joint Powers Agreement also specifically provides that "in no instance shall the per meeting or per day compensation be less than the compensation provided to directors of the Orange County Sanitation District."

On February 9, 2021, the Board of Directors adopted Policy No. 5, which governs the compensation and reimbursement of expenses for members of the Authority's Board of Directors, and the amount of compensation was set to match the then-current compensation provided to the Board of Directors of Orange County Sanitation District (OCSD), \$212.50.

On September 27, 2023, the Board of Directors of OCSD adopted Ordinance No. OC SAN-62, increasing the compensation for each OCSD Director for each day's service rendered as a member of the Board to \$300, and providing that such compensation shall automatically increase by five percent (5%) each year on January 1, beginning with January 1, 2025, unless said increase is waived by the OCSD Board of Directors. OCSD's updated compensation Ordinance will take effect on November 26, 2023.

The proposed amendments to Policy No. 5 ensure compliance with Section 3.8 of OCPA's Joint Powers Agreement by updating OCPA Directors' compensation for attendance at meetings of the Board or for otherwise providing a day of service to OCPA, and would authorize an automatic annual five percent (5%) increase in such compensation on January 1 of each year, beginning on January 1, 2025, in order to satisfy the requirements of Section 3.8, unless such an increase is waived for a particular year by the OCSD Board of Directors or OCSD repeals its ordinance or amends the ordinance to eliminate automatic increases.

FISCAL IMPACT

The FY2023/24 operating budget contains adequate funds to cover the proposed compensation increase. Additionally, an automatic annual increase of 5%, effective January 1, 2025, will be incorporated into OCPA's future annual budgets.

ATTACHMENTS

1. Proposed Amendments to Policy No. 5, Board of Directors' Compensation and Expense Reimbursement Policy

ORANGE COUNTY POWER AUTHORITY
Policy Number 005: Board of Directors' Compensation and
Expense Reimbursement Policy

This Policy governs compensation and reimbursement of expenses for members of the Authority's Board of Directors. The Policy applies to both regular members of the Board and alternate members.

DIRECTORS' COMPENSATION

Pursuant to this Policy adopted by the Board of Directors, the Authority is authorized to compensate Board members in the amount of ~~\$212,503~~\$300 for (1) attending each meeting of the Board of Directors, and (2) otherwise providing a day of service to the Authority. Pursuant to Section 3.8 of the Authority's Joint Powers Agreement, the Authority's compensation to Board members shall not be less than the amount provided to directors of the Orange County Sanitation District (OCSD). In compliance with OCSD's current ordinance relating to OCSD director compensation, On January 1 of each year, beginning with January 1, 2025, the amount of compensation for attending each meeting of the Board of Directors or otherwise providing a day of service to the Authority shall increase automatically by five percent (5%) unless said increase is waived by the OCSD Board of Directors or OCSD's ordinance is repealed or amended to eliminate such automatic increases. The Policy limits compensation to a specified maximum number of days per month. The Board of Directors may, from time to time, amend the Policy to change the amount of compensation and/or the maximum number of compensable days per month.

The following activities are compensable.

Compensable Activities

1. Meetings
Each regular Director shall be entitled to compensation for attendance at (1) each meeting of the Board of Directors; (2) each meeting of a standing committee on which the Director serves; (3) each meeting of an ad hoc committee to which the Director has been duly appointed; (4) each meeting of any joint governmental board, committee, or association to which the Director has been appointed as the Authority's representative; and (5) attendance at CalCCA annual conferences. Each alternate Director shall be entitled to compensation for attendance at a meeting when, and only when, the alternate Director attends the meeting in place of the regular Director.
2. Required Training
Each Director shall be entitled to compensation for attendance at the ethics training required by Government Code Section 53235 and the sexual harassment training and education required by Government Code Section 12950.1.
3. Other Activities
The Chair of the Board of Directors and Chief Executive Officer may, on a case-by-case basis, authorize compensation of individual Directors for a day of service when participating in the following types of activities: (1) meetings with representatives of local, regional, state, or national government on issues affecting the Authority; (2) meetings, conferences, and seminars relating to the business and operation of community choice aggregation entities, (3) ceremonial events sponsored by the Authority; (4) ceremonial events sponsored by another organization; (5) meetings of agencies, nonprofit organizations, or service clubs where the Director makes a presentation on behalf of the Authority; and (6) meetings with Authority staff, including telephone conferences when physical attendance is impractical.
4. Considerations
The Board Chair and the Chief Executive Officer shall approve compensation under Section 3

above only for activities that provides a benefit to the Authority. Benefits include, but are not necessarily limited to, the acquisition of information, education, training, and skills that will further the Authority's mission and purpose. Other benefits include positive changes to federal and state statutes and regulations that govern the Authority, and maintenance of positive relations with the public and other governmental agencies.

Limitation

In no event shall a Director receive compensation for more than one meeting or other activity on the same day. Directors may not be compensated for more than six meetings per month.

Non-Compensable Activities

Notwithstanding the section above, Board members shall not receive compensation for the following activities: (1) attendance at meetings or events of nonprofit organizations or service clubs, except when the Board Chair and Chief Executive Officer has authorized the Director to make a presentation on behalf of the Authority as described above; (2) Authority sponsored employee events including, but not limited to, the annual employee holiday luncheon and retirement events; (3) parades, festivals, holiday events, or retirement dinners; (4) meetings, without Authority staff present, with existing or potential contractors, vendors, or consultants; (5) meetings of partisan political organizations; (6) meetings, tours, and similar events conducted at the request of the Board member; or (7) any activity not described above.

REIMBURSEMENT OF DIRECTORS' EXPENSES

Approved Activities

In accordance with the terms of this Policy, the Authority will reimburse Directors for certain expenses incurred in connection with the compensable activities described above in Directors Compensation; provided, however, that alternate Directors shall be authorized to attend CalCCA conferences and shall be eligible for reimbursement of associated expenses as set forth below, whether or not the alternate Director is attending the conference in place of the regular Director. The Authority will not reimburse Directors for any other expenses.

Reimbursable Expenses

1. Transportation

In travelling to and from events, Directors must use the most economical form of transportation that is reasonably consistent with the Director's travel and scheduling requirements.

2. Mileage for Personal Vehicles

- a. The Authority will reimburse Directors for use of personal vehicles based on actual miles traveled at the then-current "standard mileage rate" adopted by the U.S. Internal Revenue Service for use in deducting the cost of operating an automobile for business purposes. The Authority will not reimburse Directors for any other personal vehicle expenses.
- b. When calculating mileage traveled by a Director to attend an event, the Authority will use the lesser of (1) the distance from the administrative headquarters of the Director's member agency to the event, and (2) the actual distance traveled. Mileage reimbursements shall not exceed the cost of the lowest available airfare.

3. Other Transportation Expenses

- a. When travel by personal vehicle is impractical, the Authority will reimburse Directors for the actual cost of (1) regularly-scheduled travel by airplane, train, bus, or other commercial carrier, (2) rental cars, and (3) taxis and other comparably-priced for-hire

vehicles. The Authority will also reimburse Directors for related necessary travel expenses such as baggage fees, toll charges, and parking fees. Directors must take advantage of any government or group rates offered by a transportation provider.

- b. Before deciding to travel by air, each Director must consider the total cost of alternatives, including the cost of ground transportation and any necessary lodging. Each Director should also consider alternative departure times, departure and arrival airports, dates, departure times, and stopovers to minimize airfare. Directors should request travel arrangements as early as possible to take advantage of lower airfares.
 - c. Generally, the Authority will only reimburse Directors for air travel in coach class. When necessary based on a Director's physical needs and/or the need to conduct meaningful work during a flight, the Board Chair has the discretion to approve reimbursement of first-class air travel. For trips that will exceed 24 hours, Directors must use their personal cars to travel to and from the airport, and utilize long-term airport parking, rather than pay for a taxi or other transportation to and from the airport.
4. Lodging
- a. The Authority will reimburse Directors for actual and necessary lodging expenses incurred in attending a conference, seminar, or meeting. Directors must take advantage of any government rate or group rate for lodging whenever possible. If there is no government or group rate, the Authority will reimburse Directors for lodging up to the per diem rate used by the U.S. Internal Revenue Service as the maximum allowable deduction for business-related lodging expenses. The per diem rates are set by the General Service Administration ("GSA") for federal employees. The rates are set forth at [GSA.gov/per diem](https://www.gsa.gov/perdiem).
 - b. Lodging in connection with an activity that lasts only one day is considered "necessary" when the travel time to and from the activity exceeds two hours.
5. Meals
- The Authority will reimburse Directors for actual and necessary dining expenses incurred while attending (1) a conference, seminar, or meeting outside of the Authority, or (2) an Authority-related business meeting within the Authority. The Authority will reimburse Directors up to the applicable GSA per diem rate for each separate meal set forth at [GSA.gov/per diem](https://www.gsa.gov/perdiem).
6. Incidentals
- The Authority will reimburse Directors for actual and necessary incidental expenses incurred while attending a conference, seminar, or meeting outside the Authority, up to the applicable GSA per diem rate set forth at [GSA.gov/per diem](https://www.gsa.gov/perdiem). Reimbursable expenses include tips given to drivers, porters, bellhops, baggage carriers, and hotel housekeepers.
7. Travel Arrangements
- a. Each Director must utilize Authority staff to arrange all travel, lodging, and event registrations. The Chief Executive Officer shall designate an Authority employee responsible for making these arrangements. The Chief Executive Officer shall designate a single travel agency for use in making all travel arrangements.

Expenses That Are Not Reimbursable

The Authority will not reimburse Directors for the costs of: (1) barber and/or beauty shop services; (2) fines for traffic or parking violations; (3) any person accompanying a Director on a Authority-

approved trip or event; (4) personal telephone calls; (5) fitness/health facility use; (6) massages; (7) alcoholic beverages; (8) entertainment (movies, sporting events, etc.); or (9) vehicle expenses other than the standard mileage charge.

Reimbursement Procedure

Each Director seeking reimbursement must file with the Secretary of the Board an expense report no later than three weeks after the conclusion of the compensable activity. The report shall attach detailed, actual receipts for all expenses. The report shall document that each expense meets the requirements for reimbursement set forth in this policy. Without limiting the foregoing, each report shall identify the compensable activity and the date, nature, and purpose of each expense for which reimbursement is sought. For reimbursement of a personal vehicle expense at the standard mileage rate, the expense report shall identify the date of the travel, the actual miles traveled, and the business purpose of the travel. The Chief Executive Officer shall prepare a standard form of expense report for use by Directors in seeking reimbursement.

Board Reports

Each Director seeking reimbursement of expenses incurred in connection with an activity shall provide a brief report of the activity at the next regular meeting of the Board of Directors.

Other Expenses

Any expense that does not meet the requirements of this Policy may be reimbursed only if the Board of Directors approves the expense at a public meeting before the expense is incurred.

PENALTIES

Any Director that misuses public resources or falsifies an expense report required by this Policy is subject to the following penalties: (1) loss of reimbursement privileges; (2) restitution of the Authority; (3) civil penalties for misuse of public resources pursuant to Government Code Section 8314; and/or (4) prosecution for misuse of public resources pursuant to Penal Code Section 424.

ORANGE COUNTY POWER AUTHORITY
Staff Report – Item 10.1

To: Orange County Power Authority Board of Directors

From: Joe Mosca, Interim Chief Executive Officer

Subject: APPROVE UPDATES TO PROCUREMENT POLICY AND DELEGATED CONTRACT AUTHORITY POLICY

Date: November 20, 2023

RECOMMENDATIONS

Approve Amendments to Policy No. 1, Procurement Policy, and Policy No. 2, Delegated Contract Authority Policy, relating to contracts to assist with hiring of positions within the Chief Executive Officer's hiring authority.

BACKGROUND

On January 26, 2021, the Board of Directors adopted Policy No. 1, Procurement Policy, and Policy No. 2, Delegated Contract Authority Policy. The Procurement Policy governs the procurement of services and supplies and describes the processes and provisions for procurement. The Delegated Contract Authority Policy describes the contract authority granted to the Chief Executive Officer (CEO). Both policies have been periodically amended by the Board of Directors, including recent amendments in June 2023 in response to recommendations made by the State Auditor.

As OCPA continues hiring Board-approved employment positions within the CEO's hiring authority, there may be rare circumstances where OCPA would require the services of a professional employer organization (PEO), employer of record (EOR), or similar entity to assist OCPA with hiring, payroll, benefits, and taxes for an employee who is not currently domiciled in California. On such occasions, OCPA would pay the PEO, EOR, or similar entity the amounts sufficient to cover the employee's payroll, benefits, taxes, and other amounts typically paid by OCPA for other employees, as well as a fee for the PEO/EOR's services.

To ensure that OCPA can timely conduct recruitment and hiring activities for positions within the CEO's hiring authority, staff is proposing updates to Policy No. 1, Procurement Policy, and Policy No. 2, Delegated Contract Authority Policy. The amendments would:

- Add a provision to the Procurement Policy clarifying that for PEO/EOR contracts, the thresholds in the policy are based on the fees paid by OCPA to the PEO/EOR entities, but do not include the amounts paid to cover the employee's salary, benefits, taxes, or other amounts typically paid for employees.

- Add a provision to the Delegated Contract Authority Policy authorizing the CEO to execute contracts with PEO/EOR entities for hiring positions within the CEO's hiring authority. Similar to the other provisions in this policy, any contracts entered into by the CEO with a PEO/EOR entity under which the service fees would exceed \$50,000 per year would be reported to the Board at the next regular meeting.

As noted above, these provisions would only apply to PEO/EOR contracts to assist with hiring of positions within the CEO's hiring authority under the rare circumstances where such a hiring approach is necessary.

FISCAL IMPACT

None.

ATTACHMENTS

1. Proposed Amendments to Policy No. 1, Procurement Policy, and
2. Policy No. 2, Delegated Contract Authority Policy

Orange County Power Authority
Policy Number 001: Procurement Policy

Purpose

It is in the interest of the Orange County Power Authority (“Authority”) to establish administrative procurement practices that facilitate efficient business operations and provide fair compensation and local workforce opportunities whenever possible within a framework of high quality, competitive service offerings.

Policy

1. Procurement of Professional Services

The Authority may contract for professional services, including, but not limited to, consultant, legal, or design services, in its sole discretion. The Authority shall procure professional services in compliance with the Competitive Procurement Requirements in Section 5 of this Policy. The Authority shall endeavor to secure the highest quality professional services available and is not required to award a contract for services to the lowest proposer.

2. Procurement of General Services

The Authority may contract for general services, including, but not limited to, cleaning or maintenance services, in its sole discretion. Authority shall procure general services in compliance with the Competitive Procurement Requirements in Section 5 of this Policy. Although the Authority shall not be required to award to the lowest proposer, Authority staff shall seek to procure general services at the lowest costs.

3. Procurement of Supplies

The Authority shall procure supplies in compliance with the Competitive Procurement Requirements in Section 5 of this Policy. Although the Authority shall not be required to award to the lowest proposer, Authority staff shall seek to purchase supplies at the lowest costs. The Authority is encouraged to jointly procure supplies with other governmental agencies to obtain the lowest cost when possible. In the event one or more Authority employees are designated as purchasing agents, those individuals shall be included in Authority’s Conflict of Interest Code as persons who must file an annual statement of economic interest.

4. Procurement of Public Works Projects

Authority shall comply with California Public Contract Code § 20160 *et seq.* and other applicable laws and regulations when procuring public projects in excess of \$5,000. For purposes of this section, a “public project” shall have the same meaning as defined in Public Contract Code § 20160, and includes, among other things, projects for the erection, improvement, painting, or repair of public buildings and works.

5. Competitive Procurement Requirements

- a. Formal Bidding. Authority shall issue a request for proposals (RFP), a request for qualifications (RFQ), or similar competitive instrument for the purchase of goods or services or a combination of goods and services in excess of \$100,000

in any given contract year. Proposals shall be evaluated in accordance with Section 7 of this Policy. These contracts are subject to Board approval before final execution.

b. Informal Bidding Procedures.

- i. For contracts valued between \$50,000 and \$99,999.99, staff shall solicit informal written proposals from at least three providers, if feasible. An informal written proposal consists of a written proposal that includes the provider's name, address, phone number, professional license number (if applicable), the work to be performed, and the amount of the proposal. A written proposal may be in an electronic format.
- ii. For contracts valued between \$10,000 and \$49,999.99, staff shall solicit informal verbal proposals from at least three providers. Staff shall note the three verbal proposals by including the provider's name, address, phone number, and amount of the verbal proposal in Authority's records.
- iii. For contracts valued at less than \$10,000, no formal or informal proposals shall be required, but Authority staff is directed to seek the lowest cost supplies and the highest quality services available.
- iv. The Chief Executive Officer ("CEO"), in his or her discretion, may direct that Authority to solicit competitive procurements through the formal bidding process for contracts under \$100,000.

c. General Provisions. The provisions below shall apply to all methods of procurement described above.

- i. A purchase requisition shall be completed for all contracts and purchases unless described in Section 5.d.
- ii. When procuring goods and services utilizing state or federal funds (e.g., grant or loan funds), Authority shall comply with all state or federal project requirements in securing any goods or services necessary. If there is conflict between the foregoing, the more restrictive requirements shall apply.
- iii. Authority shall not be required to award a contract to purchase goods or services from the lowest responsible bidder, unless required by California law.
- iv. No Authority officer or employee shall split purchases into more than one purchase in order to avoid the Competitive Procurement Requirements in this Policy.
- v. No Authority officer or employee shall accept, directly or indirectly, any gift, rebate, money or anything else of value from any person or entity if such gift, rebate, money or anything of value is intended to reward or be an inducement for conducting business, placing orders with, or otherwise using the officer's or employee's position to secure a contract with Authority.
- vi. All thresholds in this policy apply to contract amendments.
- vii. For purposes of contracting with professional employer organizations, employers of record, or similar entities for hiring of positions within the

CEO's hiring authority, the thresholds in this policy shall be determined based on the net cost to OCPA (e.g., not including employee salary, benefits, taxes, or other amounts typically paid for direct-hire employees).

viii. Staff shall perform evaluations of contractors' performance and include those evaluations in reports for the Board's review when requesting approval of new contracts or contract amendments with those contractors in amounts that exceed \$100,000.

d. Exceptions to Competitive Procurement Requirements.

- i. Based on the unique facts or circumstances described below and a written justification retained in Authority's records, the CEO, after consultation with the General Counsel, may waive one or more purchasing procedures in this Policy and/or use sole source procurement if the CEO determines that the best interests of Authority are served; provided, however, that such method is not in violation of applicable law or policy.
- ii. Sole source purchasing is authorized when the goods or services contemplated are capable of being supplied or performed by a sole provider, such as the holder of an exclusive patent or franchise, for purchase of unique or innovative goods or services including but not limited to computer software and technology, or for purchases of goods or services when there is a demonstrated need for compatibility with an existing item or service. Sole source procurement may also be utilized when it is apparent that a needed product or service is uniquely available from the source, or for all practical purposes, it is justifiably in the best interest of Authority to utilize sole source procurement. The following factors shall not apply to sole source procurements and shall not be included in the sole source justification: personal preference for product or vendor; cost, vendor performance, or local service (this may be considered an award factor in competitive procurements); features that exceed the minimum requirements for the goods or services; explanation of the actual need and basic use for the equipment, unless the information relates to a request for unique factors.
- iii. No competitive procurement shall be required for goods or services valued at less than \$10,000 in any one contract term or contract year.
- iv. No competitive procurement shall be required for: Rent or lease of equipment; Utilities, where there is no reasonable basis for competitive procurement, including but not limited to telephonic communications, electric power, internet/cable, water, solid waste and debris collection (unless in relation to a construction project), and sewage; Tariffed costs and fees, including but not limited to SCE service fees and CAISO fees and costs, including OCPA's Estimated Aggregate Liability (EAL); Fees and taxes required by law; Routine office supplies; Insurance policies consistent with OCPA's approved benefits policy; Postage costs; Employee professional development expenses such as seminars,

- training, professional body license renewal; Refreshments, meals for meetings and events held for the purpose of conducting OCPA business.
 - v. Competitive procurement shall not be required when the contract, goods or services will be provided by another governmental agency. Authority can rely on the competitive procurement process provided by another governmental agency, provided that such agency's procurement is in compliance with California law.
 - vi. In the event of an emergency situation, contracts with a not-to-exceed maximum dollar amount of: (i) \$150,000 in the aggregate; or (ii) \$500,000 in the aggregate with the prior written consent of the Chair of the Board of Directors shall not be subject to competitive procurement under this Policy. An "emergency situation" for purposes hereof is a situation creating an imminent danger to life or property or other material financial loss that calls for immediate action with inadequate time for prior Board approval. The CEO shall within thirty (30) days of the emergency, deliver a report to the Board of Directors explaining the necessity for the action, a listing of expenditures made under these emergency powers and any recommended future actions. The above provisions shall not apply to emergency "public projects" (as defined in Public Contract Code section 20160), which may be approved in accordance with the provisions of Public Contract Code sections 20168 and 22050.
- 6. Signing Authority:
Authority's CEO and designated staff are authorized to execute contracts and related documents in accordance with Authority's Delegated Contract Authority Policy.
- 7. RFP/RFQ Issuance and Proposal Evaluation
 - a. Proposals received through formal bidding procedures shall be subject to a set of criteria and a scoring system, reviewed and evaluated by relevant Authority staff and an evaluation committee selected by the CEO or, at the discretion of the Board, members of a designated Board committee. Proposals received shall be evaluated based on competency to perform the scope of work, best fit, price competitiveness, and other additional criteria added pursuant to any Authority workforce policy. The preferences below may not apply to procurements conducted jointly with other public agencies, and shall not apply when prohibited by state or federal statutes or regulations that require award to the lowest responsible bidder.
 - b. Authority is committed to the highest standards of responsible behavior and integrity in all of its business relationships. Authority will consider a company's business practices, environmental record, and commitment to fair employment practices and compensation in its procurement decisions.
- 8. Nondiscrimination Contract Clause
Each Authority contract and subcontract shall contain a nondiscrimination clause that reads substantially as follows:

Contractor shall not discriminate on the basis of race, gender, gender expression, gender identity, religion, national origin, ethnicity, sexual orientation, age, or disability in the solicitation, selection, hiring, or treatment of subcontractors, vendors, or suppliers. Contractor shall provide equal opportunity for subcontractors to participate in subcontracting opportunities.

9. Procurement of Power and Energy Attributes

Authority must secure sufficient power resources and energy attributes to serve its customers, comply with State law, and meet Authority's and its member agencies' goals. Authority may adopt a Risk Management Policy authorizing certain Authority staff to enter into power purchase agreements and other agreements to secure power and energy attributes, provided that such agreements are in substantially the same form as the Board- approved master power purchase agreements, and that all transactions and agreements are in strict compliance with Authority's Risk Management Policy.

10. Review and Approval as to Form by General Counsel

All Authority agreements must be approved as to the form and content by the General Counsel, or designee, prior to signature by any authorized individual.

Orange County Power Authority
Policy Number 002: Delegated Contract Authority Policy

Purpose

It is in the interest of Orange County Power Authority ("Authority") to establish administrative contracting procedures that facilitate efficient business operations for the Authority.

Policy

1. The Chief Executive Officer ("CEO") is authorized as follows without prior Board approval:
 - a. To execute contracts of up to \$100,000 for goods and services; provided, however, that all new contracts in excess of \$50,000 shall be reported at the next regular Board meeting. This authorization does not include power supply or wholesale energy services. The Authority shall comply with all legal requirements applicable to the award of the contract, if any.
 - b. To execute contracts with professional employer organizations, employers of record, or similar entities ("PEO/EORs") for hiring of positions within the CEO's hiring authority; provided, however, that all contracts with a net cost in excess of \$50,000 per year shall be reported at the next regular meeting. For purposes of this section, "net costs" means amounts payable to the PEO/EOR except for employee salary, benefits, taxes, or other amounts typically paid for direct-hire employees.
 - ~~b.c.~~ To increase the aggregate contract price of Board-approved non-energy contracts by no more than 10% of the original contract price over the life of the contract.
 - ~~c.d.~~ To delegate signature authority for purchases of goods or services to other Authority senior staff members up to the amount of \$50,000. Such delegation shall be memorialized in a written instrument signed by the CEO and maintained by the Authority.
 - ~~d.e.~~ The thresholds in this policy also apply to contract amendments.
2. Prior to signing any contracts requiring the expenditure of money, the individual signing shall ensure: (1) that all contract expenses have been budgeted for in the current Authority budget; (2) that adequate funds have been appropriated by the Board; (3) that such funds are unexpended, unencumbered, and sufficient to pay the expenses of the contract, and (4) that the contract has been reviewed and approved as to form and content by the General Counsel or his/her designee.
3. For any contracts, whether Board-approved or executed under delegated authority, the CEO is further authorized to exercise all rights and powers specified under the contract as belonging to the Authority, including, but not limited to, changes in original scope, authorization of subcontractors, amendments (provided that the amendment shall be consistent with the limits in this Policy), assignment, insurance, termination, and to perform other acts related to the delivery of non-energy goods and services under the contract.

Exception: For scope changes to Board-approved contracts, any core programmatic changes of more than 25% of the original scope shall be approved by the Board.

4. All contracts shall include sufficient cost details to clearly support the services being

procured and establish a maximum obligation amount.

5. A quarterly contract report will be presented to the Board specifying the dollar value of each service contract, the amount paid to each contractor to date, and the amount owed to the contractor for work performed but not yet paid.

ORANGE COUNTY POWER AUTHORITY
Staff Report – Item 11

To: Orange County Power Authority Board of Directors

From: Joe Mosca, Interim Chief Executive Officer

Subject: CHIEF EXECUTIVE OFFICER’S REPORT

Date: November 20, 2023

Awards and Acknowledgements

The **Orange County Business Journal** has announced Orange County Power Authority (OCPA) as an honoree for the 2023 Environmental, Social & Governance award recognition. OCPA is proud to stand with other honorees and to be recognized as an ESG champion for its ongoing efforts and commitment to being a socially conscience organization and setting a positive example. [Environmental, Social & Governance 2023 - Orange County Business Journal \(ocbj.com\)](https://ocbj.com)

The **National Renewable Energy Lab (NREL)** recently released their Top 10 lists for 2022 and OCPA was named one of the top ten CCA’s in the United States in both Green Power Sales and Green Power Customers for the year 2022. OCPA’s 236,000 customers make it the 8th largest CCA in the United States and ranked 6th in Green Power Sales. [Voluntary Green Power Procurement | Energy Analysis | NREL](#)

Asian Business Association announced that they will recognize OCPA as the Sustainability Advocate of the Year at the upcoming annual gala. OCPA is extremely honored by this recognition and the relationship that it has built with this important business association.

2024 Rate Design Update – *NEW DATE* for Continued Discussion and Decision

On November 8, the OCPA Board held its first meeting focused on shaping the 2024 rate design. The discussion yielded valuable insights and directives from the Board regarding the desired objectives for the upcoming rate design. However, a recent development from SCE has emerged, necessitating a revision of our 2024 Rate Design timeline from **December 20, 2023 to January 17, 2024.**

The CPUC issued a proposed decision on November 7th in SCE’s 2024 ERRa proceeding. This decision, pending adoption on November 30th, aligns with a CalCCA-proposed adjustment. It proposes a decrease in 2024 PCIA rates while increasing bundled generation rates, compared to SCE’s initial proposal for 2024. This change is crucial as it directly influences the final SCE rates for 2024. Additionally, SCE will update its PABA and ERRa balancing accounts with the latest actuals through October or November 2023, depending on the data availability in early December 2023. These updates will affect PCIA and bundled generation rates, which will be incorporated into January 2024 rate adjustment. Following the CPUC’s final decision in the

ERRA case, SCE will file an advice letter to the CPUC by December 31st, consolidating all determinative data for the January 2024 rate revision.

In light of these new developments, and considering that the finalized 2024 SCE rates will only be accessible by the end of December 2023, staff find it imperative to reschedule our 2024 Rate Design discussion to ensure our rate design decisions are informed by the most current and comprehensive information available.

Human Resources Update

We are pleased to announce that Gabe Dima-Smith, Leyna Phan and Michelle Stuart joined our team on November 1st. Gabe Dima-Smith joins us as our External Affairs Manager in our Communications and External Affairs team. Leyna Phan is our Financial and Administrative Analyst and Michelle Stuart is a Data Analyst, both in our Finance & Data Analytics team.

We will have two additional new OCPA team members beginning on December 1st to fill our Management Analyst and Community Engagement Manager positions. We are currently wrapping up the Director of Power Resources recruitment and hope to have an announcement regarding that position soon.

Currently we have two jobs posted: Energy Programs Analyst and Administrative Assistant and will be interviewing for those positions in December. These positions are posted on our website, multiple job search boards, and on social media.

We will be posting additional planned job openings in the coming months including Data & Systems Manager, Finance Manager, Trading Manager, Risk Management Analyst, and Energy Contract & Compliance Specialist.

We will keep <https://www.ocpower.org/about-us/careers/> up to date on job openings at OCPA.

Requests for Proposals

We have two active Request for Proposals (RFPs).

The first is for **Financial Accounting and Audit Assistance Services**. The deadline for responses is November 24, 2023.

The second is for **Managed IT services**. The deadline for responses is December 15, 2023.

More information about both RFPs can be found on <https://www.ocpower.org/resources/rfq-rfp-solicitations/>

Proposals must be submitted through BidNet Direct here:

<https://www.bidnetdirect.com/california/orangecountypowerauthority>

Events

On October 25, 2023, in celebration of OCPA's **One-Year Anniversary of Residential Service**, OCPA hosted the Board of Directors, local community leaders, City of Irvine staff at an event in

the Great Park in Irvine. The event was a great success and was featured on the front page of the OC Register.

On October 30th, OCPA continued the anniversary celebrations with a tree planting ceremony in the city of Fullerton at the Fullerton Plaza Park.

On November 14th, we concluded our anniversary celebration with the planting of seven trees in the John Beat Park in Buena Park.

We are looking forward to many exciting events in November and December. The OCPA team will be at the following events:

<u>City</u>	<u>Event</u>	<u>Date</u>	<u>Time</u>
Fullerton	Women's Leadership Forum	Wednesday, November 29	5:00 PM – 8:30 PM
Fullerton	Tree Lighting Ceremony	TBD	TBD
Buena Park	Tree Lighting Ceremony	Friday, December 1	6:00 PM – 7:30 PM
Irvine	Tree Lighting Ceremony	Saturday, December 2	3:00 PM – 7:00 PM
Huntington Beach	Light a Light of Love	Sunday, December 3	6:00 PM – 7:00 PM
Irvine	Turning Red Tape Into Red Carpet	Wednesday, December 6	5:00 PM – 8:30 PM
Huntington Beach	Surf City Winter Wonderland	TBD (Dec-Jan)	4:00 PM – 8:00 PM

Loan from the city of Irvine

During my State of the Agency presentation to the city of Irvine, which took place on October 24th, I was asked by a city council member whether OCPA was willing to prepay a loan made to OCPA by the city of Irvine. In 2021, a loan was made to OCPA by the city of Irvine to fund OCPA's start-up cost and to be used as collateral. Under the loan agreement, the loan amount, together with interest, is to be paid in full on January 1, 2027. Under a subsequent subordination agreement, the city of Irvine agreed to subordinate its loan to US Bank's line of credit to OCPA, which is used for our operations and collateral needs. A week after the city council discussion on October 24th, a follow-up conversation was held between me and the city council member in

which I made it clear that OCPA intends to honor the original repayment schedule. To be clear, the city of Irvine has not inquired about repayment of the loan.

OC Leadership Roundtable

On November 4th, I attended an OC Leadership roundtable hosted by Climate Action Campaign in Irvine. This event was attended by several local elected leaders who were eager to learn more about Community Choice Aggregators and OCPA. Also in attendance was the Chief Operating Officer of Clean Power Alliance, the largest CCA in California.

Public Outreach Update

The OCPA team has been very active conducting public outreach over the past several months. Please see attached an update on our public outreach efforts. This presentation was given to the Community Advisory Committee at their last regular meeting.

Attachments

- A) Public Outreach Update

Public Outreach Update

November 2023





Highlights

- Implemented ad campaign for one-year anniversary of residential service
- Hosted anniversary media/photo opportunities in member communities
- Hosted 4 deskside briefings with media
 - Demonstrated continued improvement in positive/neutral media sentiment
- Mailed Power Content Label to all customers
- Participated in 16 community outreach events
- Launched OCPA Marketplace
- Launched Explainer video and Sustainably Speaking with Joe Mosca YouTube campaigns
- Released one community newsletter (October) and published four blog posts
- Began development of 2024 ad campaign – *sneak peek coming soon*
- Submitted nomination to the *Orange County Business Journal* to be considered for the 2023 Embracing Environmental, Social & Governance Special Report; produced an ad and advertorial for the November 13 issue



ONE-YEAR ANNIVERSARY AD CAMPAIGN

PRINT

- The Orange County Register
- Daily Pilot
- North County News Tribune
- Fullerton Observer
- Irvine World News

Total Impressions: 594,536

Page 20 FULLERTON OBSERVER OBSERVERS AROUND THE WORLD EARLY OCTOBER 2023



Above right: Evan and Erin Chen went to Japan in June for a 2-week family vacation with their parents Wayne and Cathy. Here they are in front of the Osaka Castle, which was built in the 16th century by Toyotomi Hideyoshi, a samurai warlord. He constructed the castle as a symbol of his power and grandeur after unifying Japan under his rule.

THE UNION PACIFIC TRAIL DECISION

I am so disappointed in the 3-2 Council decision to forego the grant and cancel the Trail project. Mayor Jung's comment that "the City was already not maintaining well the things the City has now" is directly related to the budget cuts and layoffs this Council has instituted.

Yes, medians and grass areas around town, overgrown with weeds, look embarrassing, but I say look in the mirror, Mayor Jung. And Dunlap's comment that districts cause Councilmembers to "pick fights, Council should consider what is best for the town instead of politicizing." I agree. But, again, look in the mirror Mr. Dunlap.

You all do represent the entire City; the District system is to assure that all areas of the City have a representative who listens to them. You certainly don't represent me.

Judy Berg District 2 Fullerton



Above left: Here's a photo of The David Family with the Fullerton Observer at The Lahaina Banyan Court Park on Maui. The tree is over 150 years old! A fire happened soon after we were there, however the tree is reported to have new growth!

THANK YOU FOR A CLEANER FULLERTON.

The power of community is stronger than ever with over 200,000 homes choosing more clean energy and tangibly fighting climate change in the process. Thank you so much for being part of an incredible year with Orange County Power Authority.



Learn more about how you're making a difference
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4 PETS | THE ORANGE COUNTY REGISTER • ORANGE COUNTY, CALIFORNIA • OCTOBER 22, 2023

ADOPTABLE DOGS

Bonded brothers are looking for a home together

By Maryanne Dell
Contributor

Breed: German shepherds
Age: 2 years
Sex: Neutered males
Dillinger and Hoover's story: These bonded brothers are extremely friendly. They can be protective of their people and property, but they turn into teddy bears when volunteers pet them out of their backs. They like dogs and need only children. They're quite vocal. Dillinger and Hoover are dependent on one another so they need to go to a home together.

Adoption fee: Dedicated Animal Welfare Group, the volunteer arm of Mission Viejo Animal Services, is sponsoring these sweet boys' adoption, so an approved adopter would only pay \$200 to adopt them both.

Adoption procedure: Application and screening of potential adopters is required to ensure they are the right fit for Dillinger and Hoover. Visit the boys at the Mission Viejo Animal Services Center, 20000 Via Vista, Mission Viejo, call 949-470-2045, or email adoptions@mvanimal.org. More information on Dillinger and Hoover and other dogs in need of homes can be found at mvanimal.org/departments/adoption-services.

Two dogs are better than one, say brothers Dillinger, left, and Hoover.



ADOPTABLE DOG

Lab mix Casper wants to be your very best friend

By Maryanne Dell
Contributor

Breed: Labrador retriever mix
Age: 1 year
Sex: Neutered male
Casper's story: This beautiful dog is the perfect size - not too big, not too small. He's a true dog who really wants to be around people. He's deaf, but he already knows general hand signals and is a fast learner. He adores car rides, the water and other dogs.

Adoption fee: \$500, includes vaccines, microchip and neutering.

Adoption procedure: Fill out the application on Facebook or email holly@pdxlab.com. The website has other pets in need of homes, too.



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A Southern California daily print newspaper

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THANK YOU FOR A CLEANER IRVINE.

The power of community is stronger than ever with over 200,000 homes choosing more clean energy and tangibly fighting climate change in the process. Thank you so much for being part of an incredible year with Orange County Power Authority.



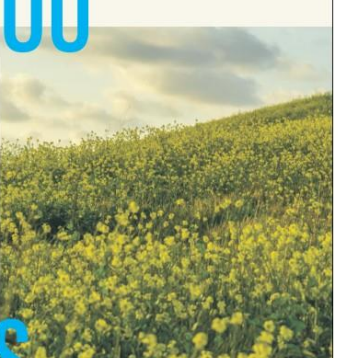
Bluer Skies
Courtesy of you



Learn more about how you're making a difference
ocpower.org

THANK YOU FOR THE WILD FLOWERS.

The power of community is stronger than ever with over 200,000 homes choosing more clean energy and tangibly fighting climate change in the process. Thank you so much for being part of an incredible year with Orange County Power Authority.



California Wild Flowers
Courtesy of you



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www.redhillchurch.org

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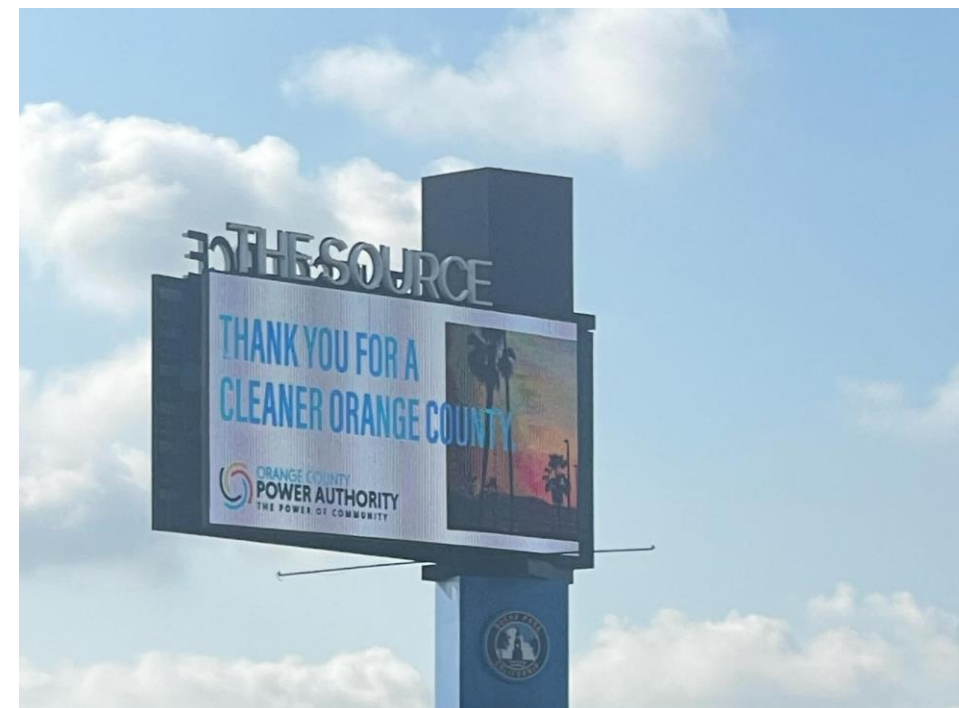
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ONE-YEAR ANNIVERSARY AD CAMPAIGN

OUT OF HOME

- Billboard at The Source in Buena Park
- Digital display at Diamond Jamboree in Irvine
- Bus Shelters in Fullerton, Irvine and Buena Park
- Movie Theaters in Irvine and Fullerton

Total Impressions: 16,871,365



 ONE-YEAR ANNIVERSARY COMMERCIAL

VIEWS: 116,500

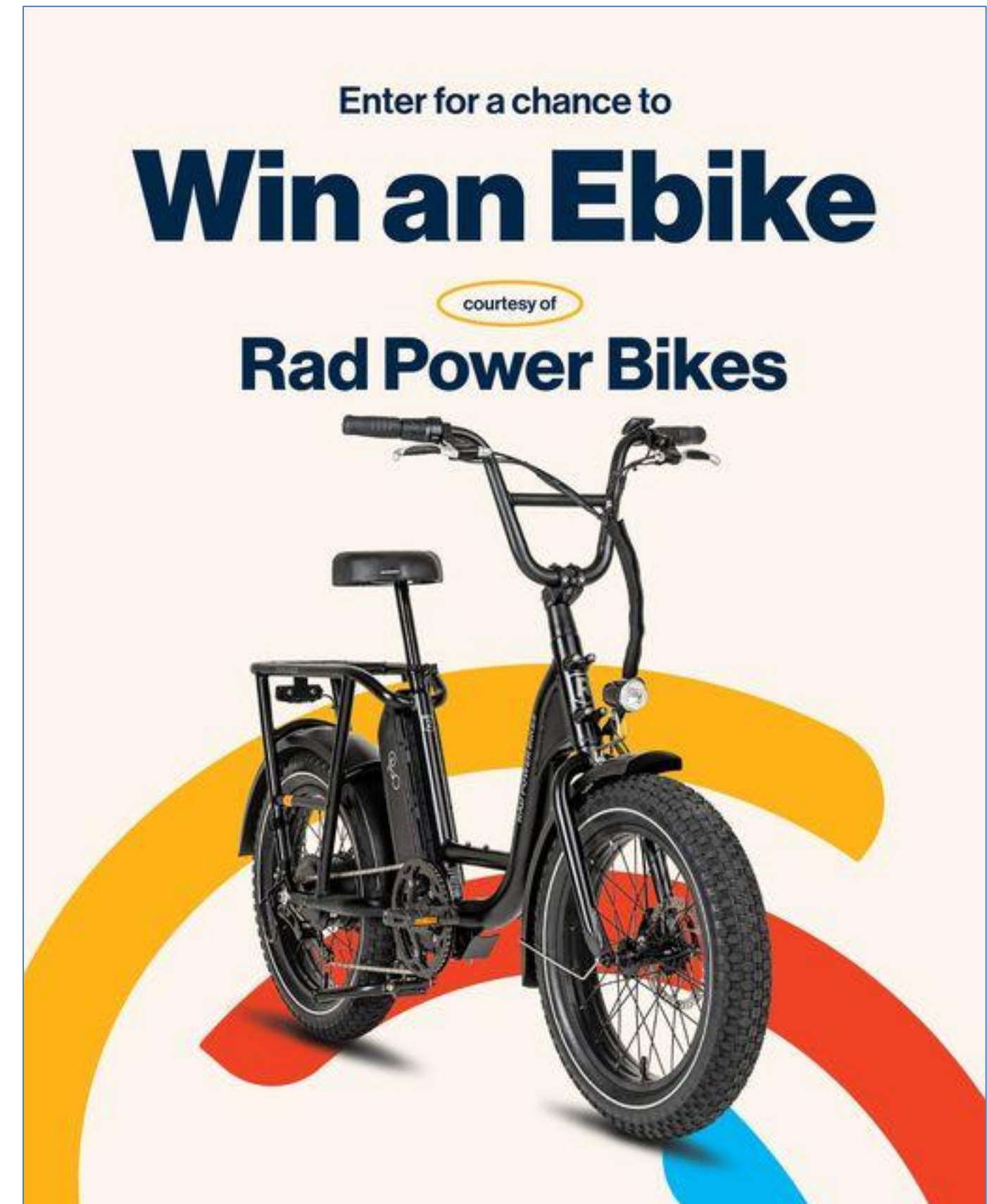




ONE-YEAR ANNIVERSARY E-BIKE GIVEAWAY

Eligible customers who signed up for the newsletter during the month of October were automatically entered into a drawing for a chance to win a Rad Power Bike.

Increase in Subscribers: 798





ANNIVERSARY MEDIA/PHOTO OPPORTUNITIES





DESKSIDE BRIEFINGS AND MEDIA SENTIMENT

Deskside Briefings

- *Orange County Business Journal* - Peter Brennan
- *The Orange County Register* - Brooke Staggs
- *Voice of OC* - Noah Biesiada
- *Times OC/Daily Pilot* - Matt Szabo

Media Sentiment

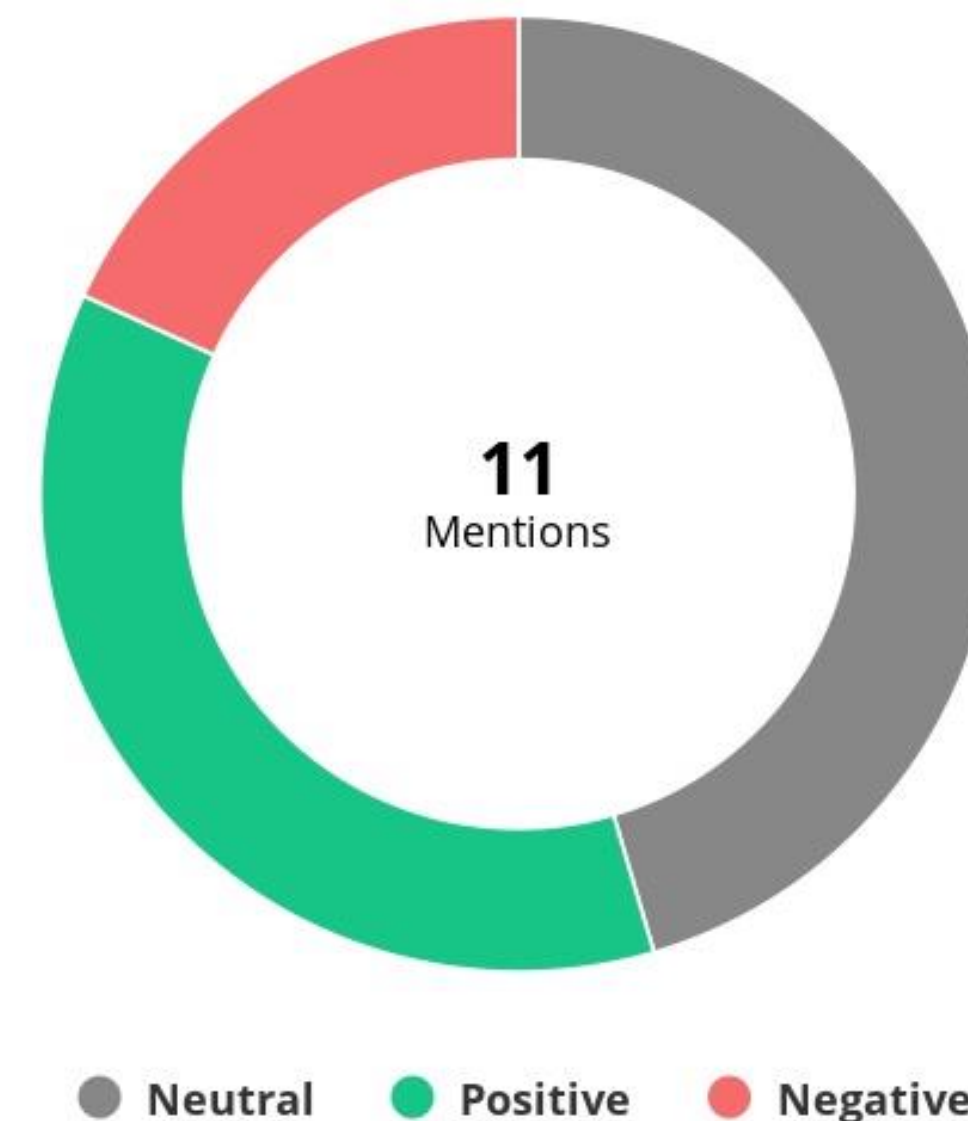
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- 188,883 customers choosing 100% renewable energy – zero carbon plan
- 31K+ commercial customers served
- 90 MW solar production power purchase agreement with Grace Orchard Energy Center, LLC. Grace Orchard Energy Center is developing a solar-plus-battery-storage project in Riverside County that will produce enough to power 40,000 homes, and up to 30 MW of battery storage capacity with fixed energy prices over a 20-year term

5 types of renewable energy purchased – biomass, eligible small hydro, geothermal, solar and wind

4 member communities served – Buena Park, Fullerton, Huntington Beach and Irvine

3 energy plans that allow customers to choose how much renewable energy they want OCPA to purchase on their behalf

2% less Basic Choice plan (38% renewable energy) costs less than SCE's equivalent generation rate

With Orange County Power Authority (OCPA) as your electricity provider, you are reducing your carbon footprint and helping to make a measurable impact on climate change. We are pleased to share our first annual Power Content Label (PCL), listed on the back side of this mailer, which demonstrates the renewable energy purchased on behalf of our customers and the reduction in greenhouse gas emissions.

As we celebrate the first anniversary of residential service – we are grateful to you for choosing renewable energy through OCPA and a healthier, more resilient future. You are a climate hero.

If you previously opted-out and would like to re-enroll in OCPA, give us a call at (866) 262-7693 or email us at answers@ocpower.org and we'll walk you through it.

To sign up for OCPA's newsletter, scan the QR code.





THE POWER OF COMMUNITY

This is Orange County Power Authority's (OCPA) first Power Content Label (PCL), as the PCL reports on the year prior, and OCPA launched service in 2022. **OCPA's first PCL demonstrates that OCPA is amongst the greenest/cleanest Community Choice Aggregators in California.** OCPA exceeded the mandatory state requirements for the purchase of renewable energy and also exceeded its voluntary renewable energy goals for each retail service offering during the first year.

Under the California Energy Commission Power Source Disclosure Program, retail suppliers – including OCPA – are required to annually disclose to their retail consumers the mix of sources used to provide electricity service during the previous calendar year. The information reported in the PCL is reviewed by the California Energy Commission and must be presented accordingly to highly prescriptive regulations related to California's Power Source Disclosure Program.

2022 POWER CONTENT LABEL					
Orange County Power Authority					
https://www.ocpower.org/resources/key-documents/					
Greenhouse Gas Emissions Intensity (lbs CO ₂ e/MWh)		2022 OCPA Basic Choice Power Mix	2022 OCPA Smart Choice Power Mix	2022 OCPA 100% Renewable Choice Power Mix	2022 CA Power Mix
2022 OCPA Basic Choice Power Mix	503				
2022 OCPA Smart Choice Power Mix	150				
2022 OCPA 100% Renewable Choice Power Mix	0				
2022 CA Utility Average	422				



Percentage of Retail Sales Covered by Retired Unbundled RECs¹:

Energy Resources	2022 OCPA Basic Choice Power Mix	2022 OCPA Smart Choice Power Mix	2022 OCPA 100% Renewable Choice Power Mix	2022 CA Power Mix
Eligible Renewable ¹	62.3%	100.0%	100.0%	35.8%
Biomass & Biowaste	19.5%	1.5%	0.0%	2.1%
Geothermal	0.0%	79.9%	0.0%	4.7%
Eligible Hydroelectric	0.0%	0.0%	6.7%	1.1%
Solar	0.0%	12.1%	71.5%	17.0%
Wind	42.8%	6.4%	21.8%	10.8%
Coal	0.0%	0.0%	0.0%	2.1%
Large Hydroelectric	12.4%	0.0%	0.0%	9.2%
Natural Gas	0.0%	0.0%	0.0%	36.4%
Nuclear	25.3%	0.0%	0.0%	9.2%
Other	0.0%	0.0%	0.0%	0.1%
Unspecified Power ²	0.0%	0.0%	0.0%	7.1%
TOTAL	100.0%	100.0%	100.0%	100.0%

¹The eligible renewable percentage above does not reflect RPS compliance, which is determined using a different methodology.
²Unspecified power is electricity that has been purchased through open market transactions and is not traceable to a specific generation source.
³Renewable energy credits (RECs) are tracking instruments issued for renewable generation. Unbundled renewable energy credits (RECs) represent renewable generation that was not delivered to serve retail sales. Unbundled RECs are not reflected in the power mix or GHG emissions intensities above.

For specific information about this electricity portfolio, contact: **Orange County Power Authority**
1 (866) 262-7693

For general information about the Power Content Label, visit: <https://www.energy.ca.gov/programs-and-topics/programs/power-source-disclosure-program>

For the purpose of comparison, OCPA's overall portfolio reports a Greenhouse Gas Emissions Intensity of 83.45 lbs CO₂e/MWh and SCE reported Greenhouse Gas Emissions Intensity of 552 lbs CO₂e/MWh in its 2022 PCL. Even OCPA's Basic Choice plan (503 lbs CO₂e/MWh) has a 9.7% lower emission rate than SCE.

TYPES OF RENEWABLE ENERGY PURCHASED BY OCPA

SOLAR uses technology to convert sunlight into electrical energy either through photovoltaic (PV) panels or through mirrors that concentrate solar radiation.

WIND turbines turn wind into electricity using the aerodynamic force from the rotor blades, which work like an airplane wing or helicopter rotor blades.

BIOMASS is matter from living or recently living organisms. Some examples are wood, crop residue, landfill gas and municipal waste.

ELIGIBLE SMALL HYDROPOWER relies on the endless, constantly recharging system of the water cycle to produce electricity.

GEOTHERMAL energy is heat energy from the earth – reservoirs of hot water that exist or are human made at varying temperatures and depths below the Earth's surface.



COMMUNITY OUTREACH EVENTS - SEPTEMBER

SEPTEMBER EVENTS:

September 17 - Fiesta Latina en Irvine

September 19 - Small Business Diversity Network's Procurement Conference

September 21 - Black Chamber of Orange County's Annual Banquet

September 22 - City of Fullerton's Tommy Lasorda Day Festival

September 23 - Buena Park CultureFest

September 23 - Orange County Iranian American Chamber of Commerce's Mehregan Fall Festival

September 23-24 - SoCal VegFest

September 28-29 - California Public Utility Commission's Small and Diverse Business Expo & Supplier Diversity En Banc





COMMUNITY OUTREACH EVENTS - OCTOBER

OCTOBER EVENTS:

October 5 - North Orange County Chamber of Commerce's SHE Influences Conference

October 7-8 - OC Sustainability Decathlon

October 14 – Sustain SoCal 14th Annual Energy Event

October 11-14 - World Korean Business Convention

October 14 - Irvine's Global Village Festival

October 20-22 - Buena Park's Silverado Days

October 27-29 - "Korea Day Harmony & Respect" Annual Festival

October 28 - Ektaa Diwali Fest





OCPA Marketplace Launch

Money saving opportunities on energy-efficient products communicated to customers via:

- Website
- Social media
- Newsletter
- Direct Mail (November)

ORANGE COUNTY POWER AUTHORITY THE POWER OF COMMUNITY | Nest

SAVINGS MADE SIMPLE IN EVERY SEASON.

Special OCPA Customer Offer
As low as \$7.99*

Get a Google Nest thermostat for as low as \$7.99* from the new OCPA Marketplace. They're ENERGY STAR certified and can save an average of 10-12% on heating bills and 15% on cooling bills*.

ENERGY STAR

COOLING 75

Heating 68
Indoor 65

SEE HOW YOU CAN SAVE

Heating 68
Indoor 65

Check out the OCPA Marketplace

SEE HOW YOU CAN SAVE

Helping You Save on Energy Efficient Products

We're excited to launch the OCPA Marketplace that offers home energy-efficient products – many at major discounts – to help you save money! Right now, customers can get a Google Nest smart thermostat with \$82 in instant savings. Among the large variety of products available are air purifiers, outdoor lawn equipment, lighting, power strips, home energy monitors and more.

[Shop our reduced cost energy efficient products »](#)



YOUTUBE CAMPAIGN: EXPLAINER VIDEO

VIEWS

English: 57,000

Arabic: 172

Chinese: 3,300

Farsi: 482

Japanese: 256

Korean: 4,600

Spanish: 655

Tagalog: 251

Vietnamese: 96



25% of viewers are watching the entire 3:45 minute video



YOUTUBE CAMPAIGNS: SUSTAINABLY SPEAKING WITH JOE MOSCA

Episode 1 with Chair Fred Jung

- Views as of October 31, 2023: 21,000

Episode 2 with Ayn Craciun, Climate Action Campaign OC

- Completed

Episode 3 with Vice Chair Kathleen Treseder

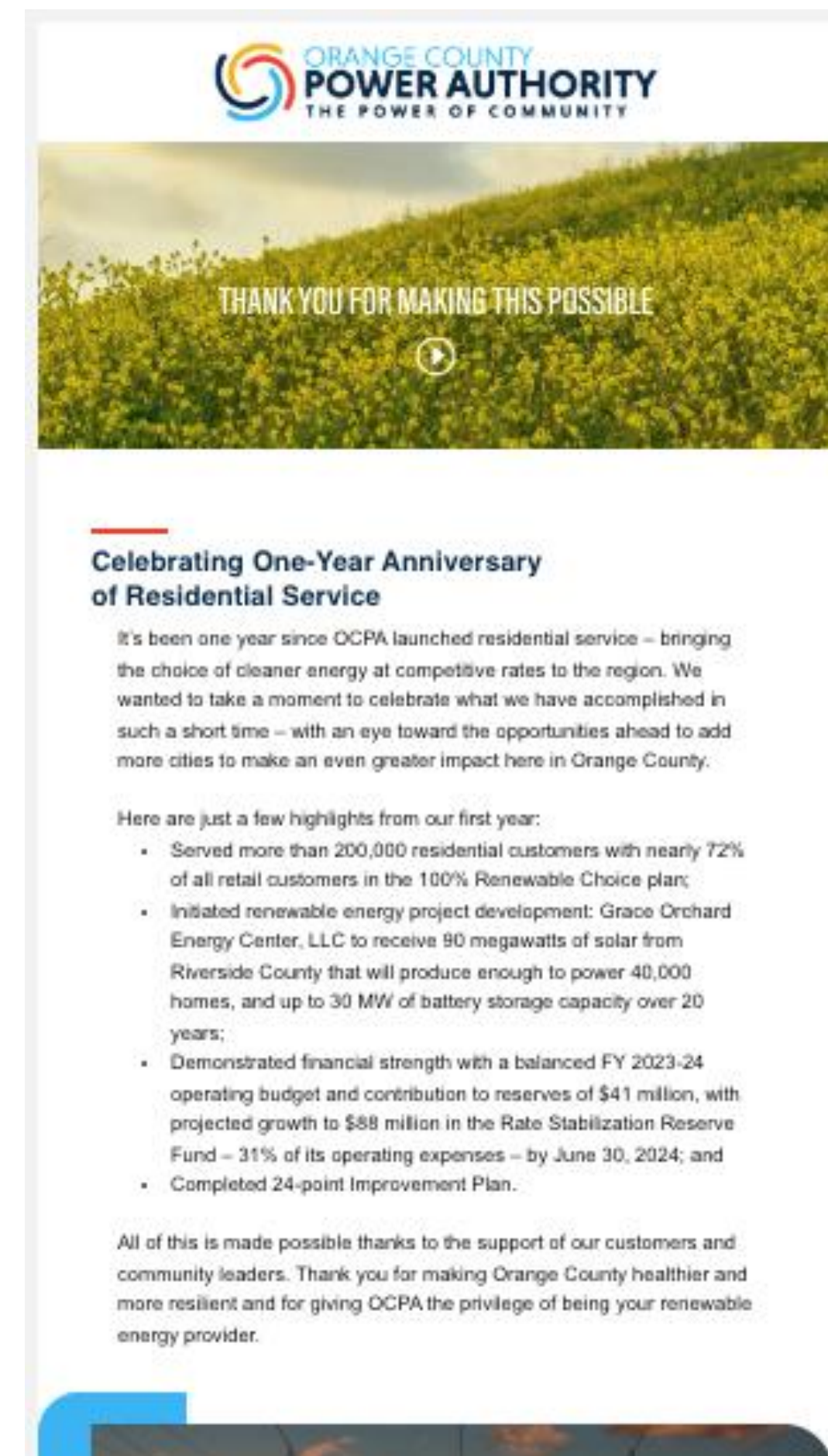
- Filmed





QUARTERLY COMMUNITY NEWSLETTER - OCTOBER

- 1,727 emails sent
- 63.3% open rate (average open for government-related is 28.77%)
- 2.1% click through rate
- Top 3 website pages visited
 - OCPA Marketplace
 - OCPA Anniversary Video on YouTube
 - Power Content Label





BLOG POSTS

Published four blog posts:

- Power of Flex Alerts
- Energy Efficiency Day
- E-bike Giveaway
- Views from Climate Action Campaign OC

The Power of Flex Alerts



Celebrate Energy Efficiency Day – And the Savings That Follow



Enter to Win an Ebike from Rad Power Bikes in Our Customer Drawing



Views from Climate Action Campaign Orange County





ORANGE COUNTY BUSINESS JOURNAL 2023 EMBRACING ENVIRONMENTAL, SOCIAL & GOVERNANCE SPECIAL REPORT

- Nomination
- Advertisement
- Advertorial



ORANGE COUNTY BUSINESS JOURNAL
ENVIRONMENTAL
SOCIAL
GOVERNANCE



**A new way to
power your
business**

At Orange County Power Authority (OCPA), we are here to help you achieve your Environmental, Social, and Governance goals. OCPA offers clean energy solutions that are as easy on the balance sheet as they are beneficial for our residents and planet.



If you are a business based in Buena Park, Fullerton, Huntington Beach or Irvine and want to know more about how OCPA can help you become a net-zero carbon emission company, call us at **949-767-8719** or info@ocpower.org.

 **ORANGE COUNTY
POWER AUTHORITY**
THE POWER OF COMMUNITY



THANK YOU!