



**MINUTES
REGULAR MEETING
BOARD OF DIRECTORS
ORANGE COUNTY POWER AUTHORITY
Tuesday, October 25, 2022**

1. CALL TO ORDER

Chair Carroll called to order the Regular Meeting of the Orange County Power Authority Board of Directors at 10:07 a.m. on Tuesday, October 25, 2022.

The meeting was conducted using teleconference and electronic means in accordance with Government Code Section 54953(e). There was no location for in-person attendance. Due to the nature of the teleconference, all votes were cast via roll call. In an effort to protect public health, members of the public were able to provide live comments on agenda items using Zoom.

2. PLEDGE OF ALLEGIANCE

Director Sonne led the Pledge of Allegiance.

3. ROLL CALL

Present:	Director Donald P. Wagner	County of Orange
	Director Susan Sonne	City of Buena Park
	Director Farrah N. Khan	City of Irvine
	Director Dan Kalmick	City of Huntington Beach
	Vice Chair Fred Jung	City of Fullerton
	Chair Mike Carroll	City of Irvine

Absent: None

4. CLOSED SESSION

The following spoke on Closed Session items prior to the Board adjourning to Closed Session:

Doug Elliott and Branda Lin

Recess to Closed Session

At 10:17 a.m. and after learning there were no additional hands raised for public comment, Chair Carroll announced the Board was recessing to closed session. The following Board Members were present: Carroll, Sonne, Jung, Wagner, Kalmick, and Khan. Also present were CEO Probolsky, CFO Law, and Board Counsel Baron.

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9(d)(2): Significant exposure to litigation
One (1) potential case

2. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

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

3. PUBLIC EMPLOYEE APPOINTMENT

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

Title: Acting Chief Executive Officer

Reconvene

At 12:38 p.m., the Regular Meeting of the Orange County Power Authority reconvened with the following present: Directors Carroll, Sonne, Jung, Wagner, Kalmick, and Khan.

General Counsel Baron announced the Board's actions as follows:

Item 4.1 Conference with Legal Counsel Anticipated Litigation, no reportable action.

Item 4.2 Public Employee Discipline/Dismissal/Release, the Board by unanimous vote requested to schedule a performance evaluation for the CEO on Monday, November 7, 2022, at 10:30 a.m. at a special meeting.

Item 4.3 Public Employee Appointment, the board voted unanimously to remove this item from the Closed Session Agenda.

5. PUBLIC COMMENTS ON AGENDA ITEMS

The following spoke in public comments regarding October 25, 2022, agenda items:

Doug Elliot
Ayn Craciun
Harvey Liss

6. PUBLIC COMMENTS ON NON-AGENDA ITEMS

The following commented on non-agenda matters, but within the jurisdiction of the Board:

Walter Nobrega

7. DIRECTOR ANNOUNCEMENTS

Director Khan thanked the OCPA staff for their participation and booth at the Irvine Global Village Festival.

8. STAFF REPORT – None.

9. CONSENT CALENDAR

Director Khan pulled Consent Calendar Item 9.4: Net Energy Metering Program Design.

ACTION

Chair Carroll made a motion, seconded by Director Khan, and unanimously carried to approve consent calendar items 9.1 through 9.3 and 9.5 through 9.7.

1. FINDINGS NECESSARY FOR REMOTE PARTICIPATION IN PUBLIC MEETINGS

Recommended Action: Declare that the findings made in Resolution No. 2022-02, “Resolution of the Orange County Board of Directors Making Findings Necessary for Remote Participation in Public Meetings” remain valid and applicable, so as to allow remote participation in public meetings for the next 30 days.

2. MINUTES FOR THE REGULAR BOARD MEETING OF SEPTEMBER 6, 2022

Recommended Action: Approve as submitted

3. TREASURER’S REPORT – FISCAL YEAR ENDED JULY 31, 2022

Recommended Action: Receive and file

4. NET ENERGY METERING PROGRAM DESIGN

ACTION

Director Khan made the motion, seconded by Chair Carroll, and unanimously carried to adopt Policy No. 013 Orange County Power Authority’s Net Energy Metering Program Policy.

5. SOCIAL MEDIA POLICY

Recommended Action: Adopt Policy No. 014 Orange County Power Authority’s Social Media Policy.

6. AUTHORIZE CHIEF EXECUTIVE OFFICER TO NEGOTIATE AND EXECUTE ONGOING AGREEMENTS FOR CONTINUING OCCUPANCY OF OFFICE SPACE WITH INDUSTRIOUS SUCH THAT NO INDIVIDUAL TERM EXCEEDS TWELVE MONTHS AND \$208,000

Recommended Action: Authorize Chief Executive Officer to negotiate and execute ongoing agreements for continuing occupancy of office space with Industrious such that no individual term exceeds twelve months and \$208,000.

7. CUSTOMER MARKETING AND PUBLIC INFORMATION RECAP

Recommended Action: Receive and file

10. REGULAR CALENDAR

1. APPROVAL OF SECOND AMENDMENT TO OCPA JOINT POWERS AGREEMENT

ACTION

Director Khan made a motion, seconded by Chair Carroll, and unanimously carried to approve Second Amendment to OCPA Joint Powers Agreement.

2. RESOLUTION APPROVING OCPA's 2022 INTEGRATED RESOURCE PLAN

ACTION

Director Kalmick made a motion, seconded by Director to:

Adopt Resolution No. 2022-05 approving OCPA's 2022 Integrated Resource Plan and authorize the Chief Executive Officer to make any necessary changes to ensure compliance with California Public Utilities Commission's requirements and guidance for submission by November 1, 2022.

The motion carried by the following vote:

Ayes:	Chair Carroll, Director Kalmick, Director Khan, Director Sonne, Director Wagner
Noes:	None
Absent:	Vice Chair Jung

3. REAFFIRM OCPA RATE DESIGN AND CONTINUE TO MAINTAIN RATE PARITY WITH SCE FOR OCPA BASIC CHOICE CUSTOMERS

ACTION

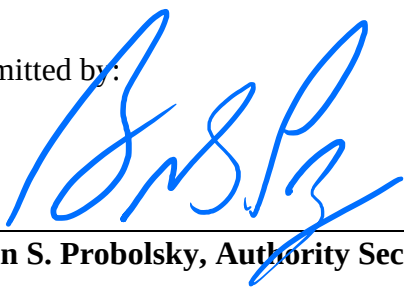
Director Khan made a motion, seconded by Chair Carroll and carried unanimously to:

1. Reaffirm OCPA rate design adopted January 11, 2022, such that OCPA's Basic Choice rates are set at parity to Southern California Edison rates, Smart Choice rates are set at 1.0 cent per kWh greater than Basic Choice rates, and 100% Renewable Choice rates are set at 1.5 cents per kWh greater than Basic Choice rates; and
2. To approve rate parity changes set forth in Attachments A and B, effective October 1, 2022.

11. ADJOURNMENT

At 1:29 p.m. Chair Carroll adjourned the October 25, 2022, Regular Meeting of the OCPA Board of Directors.

Submitted by:



Brian S. Probolsky, Authority Secretary