

# Community Renewable Energy Board Meeting Minutes

The Community Renewable Energy Board, met in a special public meeting on Monday, January 10, 2022, at Millcreek City Hall, located at 3330 S. 1300 E., Millcreek, UT 84106. The Board will convene in an electronic meeting. Board members may participate from remote locations. Board members will be connected to the electronic meeting by GoToMeeting, Zoom, or telephonic communications. The anchor location will be Millcreek City Hall.

## **PRESENT:**

### **Board Members**

*In person*

Dan Dugan, Chair

Jeff Silvestrini

Emily Quinton

Christopher Thomas

Drew Quinn

*Electronic*

Chris Cawley

Luke Cartin

Angela Choberka

Glenn Wright

Kalen Jones

Randy Aton

Michael Shea

Samantha DeSeelhorst

Sarah Stock

Patrick Schaeffer

Mara Brown

Holly Smith

Pamela Gibson

### **Staff**

Alexander Wendt, Millcreek Deputy City Recorder

Kurt Hansen, Millcreek Facilities Director

Attendees: Will Kocher, Monica O'Malley, Sarah Montoya, Roger Bourke, Zach Darby, Mila Dunbar-Irwin, Janene Eller-Smith, Eliza Cowie, Nicole Cottle, Ross Watkins, Jeremy Shinoda

Minutes by Alexander Wendt.

**REGULAR MEETING – 1:00 p.m.**

**TIME COMMENCED: 1:00 p.m.**

## **1. Welcome, Introduction, and Preliminary Matters**

### **1.1 Purpose and Overview of Meeting**

Chair Dugan called the meeting to order.

### **1.2 Identification and Update on Community Participation in Community Renewable Energy Agency (Welcoming New Members if Any) and Review list of Remaining Eligible Communities**

Chair Dugan reviewed the anchor communities, they include Castle Valley, Grand County, Moab, Millcreek, Park City, Salt Lake City, and Summit County. Communities that have elected to participate as non-anchor communities are, Cottonwood Heights, Francis, Holladay, Alta, Springdale, Kearns Metro Township, Salt Lake County, and Ogden. Communities eligible to join are Bluffdale, Coalville, Emigration Canyon Township, Kamas, Oakley, Orem, West Jordan, West Valley City.

### **1.3 Reminder: If a community would like to appoint a new board member, that appointment needs to be evidenced by either a letter from the local government's chief executive officer or by resolution from the local government's governing body. Please send this letter of appointment or resolution to the Agency's Secretary, Emily Quinton.**

Chair Dugan gave the reminder to send the resolution to Secretary Emily Quinton.

### **1.4 Review of Voting Slides From Board Orientation and Current Participation Percentages**

Christopher Thomas, staff with Salt Lake City, gave a presentation on voting from the governance agreement. Pre-Implementation voting was different from Post-Implementation voting. Pre-Implementation voting takes place before the program is approved. Majority of communities with the option for two communities to call for a weighted vote. Otherwise, a majority of communities is required for a vote to pass. In a weighted vote, the vote will be weighted by "participation percentage," which changes throughout the timeline. General votes must be taken at a meeting with a quorum. This requires at least a majority of Board Members present and voting. Weighted votes are when if any two Board Members call for a weighted vote, then this requires at least a majority of participation percentage.

What is the Participation Percentage? From the effective date to September 30, 2021, this is the original weight. This is based on each party's average of population and electric load, in relation to all other parties who sign onto the agreement. From October 1, 2021, to the program submittal date the participation percentage is based on each party's phase 1 payment obligation, which includes Phase 1 initial payments and any Phase 1 anchor payments. From Program Submittal date to the end of the implementation period the participation percentage is based on each party's Phase 2 payment obligation, which included Phase 2 initial payments and any Phase 2 anchor payments.

Post Implementation voting has two types of votes. Altering a program requirement requires all participating communities, not just those at a meeting. This also requires at least 2/3 of Board Members and at least a majority of participation percentage. For a renewable resource vote, this requires all participating communities. Experts must

calculate the incremental rate impact of the new resource in conjunction with all other previously approved resources. If the calculated impact is less than 10%, this requires at least a majority of Board Members and at least a majority of participation percentage. If the calculated impact is 10% or greater, this requires at least 2/3 of Board Members, two votes, and 2/3 of participation percentage would have to vote yes.

Mr. Thomas noted the Board is in the October 1, 2021, until submittal date period of voting. Eight other communities are still eligible but have not joined. Board Member DeSeelhorst asked if there was an established protocol to call for a weighted vote, and asked that the Board consider this in case it does come up in the future before it happens. Chair Dugan said this should be on the agenda to discuss among the executive committee and then bring it to the general board for a vote. Chair Dugan said that if more communities joined the Board then the weighted percentages would change, some would go up and some would go down. Mr. Thomas used West Jordan as an example, if they joined the Board payment obligations would go down for anchor communities and West Jordan would then have a voting participation percentage. West Valley joining would also cause changes. Board Member Aton clarified, 50% of a vote carries in a weighted vote, since Salt Lake City has 55% of the vote then that option will win. Board Member Silvestrini added that it takes two members to call for a weighted vote, that way one municipality cannot control everything. Board Member Aton said that Salt Lake City has a large proportion of population and electric load. Mr. Thomas said that in his perspective that a weighted vote never happens. It is much better when there is consensus among the communities. Chair Dugan said it would be great for more municipalities to join the Board because then Salt Lake City will have less power in a weighted vote.

## 2. Business Matters

### 2.1 Approval of December 6, 2021, Meeting Minutes

**Board Member Silvestrini moved to approve the meeting minutes for the meeting on December 6, 2021. Board Member Quinn seconded. Chair Dugan called for the vote. All Board Members voted yes. The motion passed unanimously.**

### 2.2 Treasurer Report (Year-to-Date Contributions and Expenses)

Board Member Silvestrini explained the Board has received contribution from every community except Grand County. Grand County has signed up to be an anchor community. Board Member Stock asked if Grand County has until the 31<sup>st</sup> of January. Board Member Silvestrini said that they do indeed have until January 31, 2022. The only expenditure made has been to the law firm to retain the services of James Dodge, Russell, and Stephens.

### 2.3 Reports from committees (Program Design, Low-Income Plan, Communications).

Communication Committee – Board Member Cawley gave an update from the Communication Committee. The Sierra Club and O2 Utah attended the meeting. Both groups have been promoting the agency and lobbying communities to join. The Communication Committee has set up a monthly e-newsletter and an Instagram

page. They continue to get the word out. Board Member Choberka said she has used the Community Energy Agency Facebook and webpage to inform members of the community. Ogden is going to send out a survey to residents and business about Ogden participation in the program. Board Member Cawley said that they have not discussed a broad participation survey. Board Member Choberka said that the survey became wordy and full of jargon quickly because the program is complex. Board Member Cawley agreed that the language is complicated. Board Member DeSeelhorst added that the committee has talked about a content calendar to decide when certain types of content should be sent out. This can help distill the program down to simpler terms.

Low Income Plan Committee – Board Member DeSeelhorst gave the Low-Income Plan Committee update. The most recent meeting was December 13, 2021. They reviewed federal estimates from the Low-Income Energy Affordability Data Tool. Board Member DeSeelhorst reviewed the energy burden found in Salt Lake City. This means what percentage of income that energy costs use up. Mr. Thomas said everything reviewed is an early version. This will be reproduced for every community in the Agency if the community would like it. Board Member Wright asked how federal poverty level relates to area median income (AMI). Mr. Thomas explained that the map with 0-30% and the AMI is a bit old and from a previous dataset. The future version of this map will use the federal poverty level. Board Member Wright asked at what level is the federal poverty level measured. Mr. Thomas said he was not sure and would get the information for the Board. Board Member DeSeelhorst explained the next meeting is on the 24<sup>th</sup> at 2pm. The committee will discuss with Rocky Mountain Power the possibility of getting aggregated utility data to inform low-income planning. The committee will produce energy burden maps and summary reports for all 23 communities.

Program Design Committee – Mr. Thomas gave the update. The Program Design Committee met twice in December. They held a meeting with Rocky Mountain Power, developed a list of learning resources on key concepts. They paid the first invoice to James Dodge, Russell, and Stephens, the outside counsel; and proposed revisions to the agency confidentiality agreement and developed a resolution. Next steps are to finalize a shared work plan and bring this to the February Board Meeting. They hope to finalize the Agency confidentiality agreement. The Program Design Committee will hold a second program design meeting with Rocky Mountain Power on January 20th. This will be on resource valuation and how the 20-year plan accounts for the Community Renewable Energy Board.

#### **2.4 Discussion and Consideration of Resolution 22-01 Supporting Agency Confidentiality Agreement**

Mr. Thomas said that Rocky Mountain Power has been sent some changes that the Agency proposed, Rocky Mountain Power has not responded to the proposed changes. The confidentiality agreement was not attached to this resolution because Rocky Mountain Power has not responded. Mr. Thomas said that Program Design Committee members will not need to sign the NDA but will need to abide by the terms of the agreement. Chair Dugan said that the Agency bylaws did not say who will sign the NDA. Program Design Committee Members should get their attorney

to review the NDA. Board Member Aton said he thinks the Low-Income Plan Committee may need to sign an NDA because they will have to see confidential data. Board Member DeSeelhorst said she has not been told this by the utility, but this is certainly possible. Board Member Silvestrini said that this is not unusual for Rocky Mountain Power to ask for something like this. The complexity in this issue lies with the Board being a public agency and Rocky Mountain Power would like to keep proprietary information private.

**Board Member Quinn moved to approve Resolution 22-01, Supporting Agency Confidentiality Agreement. Board Member Choberka seconded. Chair Dugan called for the vote. All Board Members voted yes. The motion passed unanimously.**

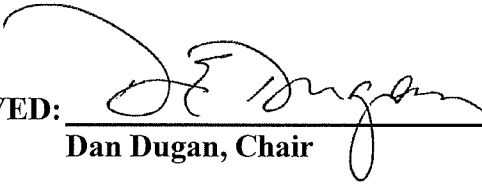
### 2.5 Board Member Comments

Chair Dugan opened the floor to comments. Secretary Quinton shared an item from the Executive Committee. The state government of Utah is holding an online survey to potentially make changes to the State Energy Plan. Board Member Silvestrini thanked all the members of the organization that are updating their time for the Board and organization.

### 3. Adjournment

**Board Member Silvestrini made the motion to adjourn the meeting at 2:04 p.m. Board Member Quinn seconded. Chair Dugan called for the vote. All Board Members voted yes. The motion passed unanimously**

APPROVED: \_\_\_\_\_

  
Dan Dugan, Chair

Date 04/19/2022

ATTEST:

  
Emily Quinton, Secretary

