

Community Renewable Energy Agency Board Meeting Minutes

The Community Renewable Energy Agency Board met in a regular public meeting on **Monday, October 3, 2022**, at Millcreek City Hall, located at 3330 S. 1300 E., Millcreek, UT 84106 and participated electronically via GoToMeeting.

PRESENT:

Board Members

In person

Dan Dugan, Chair, *Salt Lake City*
Glenn Wright, *Summit County*
Drew Quinn, *Holladay City*
Christopher Thomas, *Salt Lake City*
Jeff Silvestrini, *Millcreek*
Emily Quinton, *Summit County*

Electronic

Randy Aton, *Springdale*
Holly Smith, *Holladay City*
Elissa Martin, *Grand County*
Sarah Stock, *Grand County*
Joe Frazier, *Oakley City*
Pamela Gibson, *Castle Valley*
Luke Cartin, *Park City*
Ann Granato, *Salt Lake County*
Michael Shea, *Salt Lake County*
Kalen Jones, *Moab*
Jeremy Rubell, *Park City*
Samantha DeSeelhorst, *Cottonwood Heights*
David Brems, *Emigration Canyon*

In Person Attendees: Kurt Hansen, *Millcreek*; Alex Wendt, *Millcreek*

Electronic Attendees: Monica O'Malley, *Salt Lake City Staff*; Janene Eller-Smith, *Ogden*; Jeremy Shinoda, *Ogden resident*; Sara Montoya, *Salt Lake City Staff*; Sam Owen, *Salt Lake City Staff*; Bob Davis, *Division of Public Utilities*; Eliza Cowie, *O2 Utah*; Joan Entwistle, *resident*; Artie Powell, *Division of Public Utilities*; Gordon Bennett, *Emigration Canyon staff*; Alex Lamm, *Moab staff*; Phillip Russell, *Legal counsel*

Minutes by Alex Wendt, Millcreek Deputy Recorder.

REGULAR MEETING – 1:00 p.m.

TIME COMMENCED: 1:02 p.m.

1. Welcome, Introduction, and Preliminary Matters

1.1 Purpose and Overview of Meeting
Current Participation Percentages included in Board Packet.

2. Business Matters

2.1 Approval of September 12, 2022, Board Meeting Minutes

Board Member Wright moved to approve the September 12, 2022, Board Meeting Minutes. Board Member Silvestrini seconded the motion. 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 said that the Board has sent invoices for phase 2 and has collected payments for phase 1 and phase 2. They have collected \$586,551. Invoices for anchor payments went out on September 27th. Assuming that all anchors pay that will bring the Board to the complete total of \$700,000.

2.3 Reports From Committees (Program Design, Low-Income Plan, Communications)

Board Member DeSeelhorst gave the Low-Income Plan Committee Report. In the last board meeting the Board received a more in-depth overview from the Low-Income Plan Committee. The low-income committee noticed that all the different ideas being brainstormed for low-income engagement fell into three categories, outreach, programmatic strategies, and elective strategies. The committee is working on a template for the communities on the board. There has been a long-standing emphasis on communicating the details to customers within our communities. This emphasis applies to the low-income plan process with a section in the low-income plan template dedicated to conducting outreach to Low-Income customers. The Agency will be given informational posters to hang up in their governmental building and encourage posting this information via website, social media, and newsletter channels. They will also conduct outreach to organizations that serve their community members, to cast a wider net. The actual organizations that each community decided to reach out to will vary depending on the community. Communities should choose any organization that they feel would be helpful in spreading information about this program to their community members, especially to low-income customers within their communities. Communities may use data from the United Way or "Utah 211". Some organizations may not be in their specific community, but they can still be used to help. By October 10th, please take some time to scan through the list on your tab and make initial edits. Remove any organizations that you know you don't want to conduct outreach with. Add organizations that you think you might want to conduct outreach with. After October 10th, the Low-Income Plan committee will take these lists, load them into the outreach strategies section of your low-income plan template and then send you the template. Outreach itself needs to be conducted sometime during the calendar year of 2023. Please meet with organizations to inform them about the program details.

Board Member Christopher Thomas gave the Program Design Committee update. The committee met twice in September. They met with Rocky Mountain Power to discuss approached to financial backstop and processes for periodic rate adjustments. They

emailed a written briefing on ordinance and draft model ordinance language to all Board members. Phillip Russell, outside counsel will speak to the draft ordinances. They recommend each participating Community Board member solicit feedback from their governing body and municipal attorney and pass this along to Mr. Russell. Next steps include a meeting with RMP to discuss the resource solicitation process. They will also hold a meeting with RMP, the Division of Public Utilities and Office of Consumer Services. In November and December, the Program Design Committee plans to give a written briefing on a draft utility agreement. They hope to give a presentation on the utility agreement to support a vote on the utility agreement by each community. They included in the packet the ordinance language. Board Member Jones asked in the chat, “has there been any discussions about homeowners who are using their own solar assets if they can participate in the program?” Christopher Thomas said that the only customers with solar on their roof who cannot participate are Schedule 135 customers. Schedule 136 customers are allowed. Mayor Silvestrini asked if Schedule 135 customers can switch to a different program and get access to the program. Mr. Thomas said yes, they can switch. Chair Dugan said that Mr. Thomas reviewed the program design and ordinance with Salt Lake City attorneys and that went very well. Please review this with your other council members. If you have questions, contact Mr. Thomas.

2.4 Overview of Draft Model Ordinance

Board Member Thomas introduced Phillip Russell, outside counsel for the Board. Mr. Russell said the energy program was created to allow customers to get their electricity through renewable energy. First, municipalities had to pass a resolution that they were interested in this. Second, enter into a governance agreement to join and create the Agency. The 3rd requirement is the utility agreement. This is an agreement between the communities acting through the governance agreement and Rocky Mountain Power. Finally, communities must adopt a local ordinance, the local ordinance happens after the Program is approved by the Public Service Commission. There must be a draft of the local ordinance in the Program Application sent to the Public Service Commission. This is an ordinance template. After Commission Approval is given each community will put the template into their own ordinance language their municipality uses.

The Program will be run through the Public Service Commission. The Program will not be run or enforced by any municipality. These are not community requirements imposed by the utility or customers. Community feedback on the local ordinance is important. The community ordinance does not create or define the Program. Board Member Shea asked since the Public Service Commission runs the program how are disputes handled between customers, the community, and the utility? Mr. Russell said it depends on the nature of the dispute. The community plays a big role in designing the program but after a community adopts the ordinance the relationship changes and becomes more between the customer and the utility. If there is a dispute about rates that is between the customer, the utility and Public Service Commission.

2.5 Public Comments

There were no public comments.

2.6 Board Member Comments


There were no Board Member Comments.

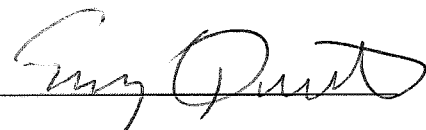
2.7 Closed Session (if needed): The Board May Convene in a Closed Session to Discuss Items as Provided by Utah Code Ann. 52-4-205.

Board Member Silvestrini made the motion to go into closed session per Utah Code Ann. 52-4-205 for the purpose of discussing pending or reasonably imminent litigation. Board Member Wright seconded. Chair Dugan asked for the vote. All Board Members voted yes. The motion passed unanimously. The Board went into closed session at 1:51 pm.

3. Adjournment

Board Member Quinn moved to adjourn the meeting at 2:31pm. Board Member Wright seconded. Chair Dugan called for the vote. All Board Members voted yes. The motion passed unanimously.

APPROVED:  Date 9 NOV 2022
Dan Dugan, Chair

ATTEST: 
Emily Quinton, Secretary