

RESOLUTION NO. 20-03-003

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CLEAN POWER ALLIANCE OF SOUTHERN CALIFORNIA AUTHORIZING AN INCREASE IN THE EXECUTIVE DIRECTOR'S NON-ENERGY EXPENDITURE AUTHORITY FOR RELOCATION OR MOVE EXPENDITURES

THE BOARD OF DIRECTORS OF THE CLEAN POWER ALLIANCE OF SOUTHERN CALIFORNIA DOES HEREBY FIND, RESOLVE, AND ORDER AS FOLLOWS:

WHEREAS, the joint powers agreement ("Agreement") forming the Clean Power Alliance of Southern California (formerly known as Los Angeles Community Choice Energy Authority) ("Clean Power Alliance" or "CPA") was made and entered into as of June 27, 2017, and has been amended from time to time;

WHEREAS, on May 2, 2019, the Board approved and adopted Resolution 19-05-009 increasing the Executive Director's expenditure authority to \$125,000 for non-energy contracts;

WHEREAS, in or around December 2019, an outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19), was first identified.

WHEREAS, on March 4, 2020, the Governor of California, Gavin Newsom ("Governor") proclaimed a State of Emergency as a result of the threat of COVID-19 and on March 12, 2020;

WHEREAS, on March 18, 2020, WeWork, the landlord for CPA's temporary space, informed CPA that a guest of one of WeWork's member companies tested positive for COVID-19 and that WeWork would be immediately closing its downtown Los Angeles location until further notice but at least for 15 days;

WHEREAS, CPA staff were required to leave the WeWork premises immediately, are not anticipated to have access to these premises for an indeterminate time, and are currently without any office space, if needed;

WHEREAS, CPA negotiated in its lease access to temporary space at 801 S. Grand Ave. and has provided notice to the landlord exercising CPA's right to that space. However, CPA must equip that office with furniture, IT hardware, and certain audio/visual ("A/V") equipment before CPA can relocate to the temporary space;

WHEREAS, WeWork's closure has also elevated CPA's need to act expeditiously toward moving into CPA's permanent space at 801 S. Grand Ave., including CPA's need to lease or purchase either temporary or permanent furniture, audio/visual equipment and installation, and other goods or services; and,

WHEREAS, the COVID-19 situation requires CPA to act expeditiously, nimbly, and effectively to address these operational needs.

BE IT DETERMINED, ORDERED, AND RESOLVED, BY THE BOARD OF DIRECTORS OF THE CLEAN POWER ALLIANCE OF SOUTHERN CALIFORNIA THAT:

1. In light of the sudden and exigent circumstances, the Executive Director is authorized to enter into contracts, purchase orders, invoices, or other obligations that relate to CPA's relocation to any temporary space or relate to CPA's move into the permanent space located at 801 S. Grand Ave ("Suite 400"), without prior Board approval or prior approval from an entity that has been delegated authority by the Board from time to time, as specified below.

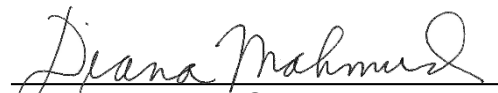
2. The Executive Director is authorized:

- a. To enter into any contract, purchase order, invoice, or other obligation for non-energy goods or services when the price or the expected price for any single contract, purchase order, or invoice, or with any single vendor is \$500,000 or less within a 12-month period, inclusive of any direct costs, fees, or expenses incurred in the performance including but not limited to design, delivery, and installation; or,
- b. To exercise rights and powers specified under the contract, purchase order, or invoice as belonging to CPA, including but not limited to changes in scope, quantities, or price, authorization of subcontractors, amendments, assignment, insurance, termination, and to perform such other acts and things related to the delivery of the required non-energy goods or services.

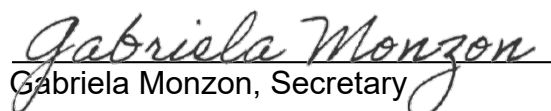
3. The authority specified herein shall terminate the later of July 1, 2020, or CPA's full possession and build-out of Suite 400.

4. The Executive Director shall report on any contracts, purchase orders, or invoices executed using the authority delegated hereunder at the next Regular Meeting of the Board.

APPROVED AND ADOPTED this 25th day of March 2020.


Diana Mahmud, Chair

ATTEST:


Gabriela Monzon, Secretary