

MINUTES

**California Pollution Control Financing Authority
915 Capitol Mall, Room 587
Sacramento, California
Tuesday, March 16, 2021**

In light of the COVID-19 pandemic and in accordance with the requirements of Executive Order N-25-20 to provide social distancing at state body meetings, CPCFA provided Authority members, participants, and members of the public the opportunity to participate in this meeting via teleconference.

Public Participation Call-In Number: (877) 810-9415 and Participant Code: 6535126

1. CALL TO ORDER & ROLL CALL

Treasurer Fiona Ma, Chairperson, called the California Pollution Control Financing Authority (“CPCFA” or “Authority”) meeting to order at 10:36 a.m.

Members Present: Fiona Ma, CPA, State Treasurer

Via Microsoft Teams Meeting:

Mary-Ann Warmerdam for Betty T. Yee, State Controller
Gayle Miller for Keely Martin Bosler, Director of Finance

Staff Present: Derek Chernow, Interim Executive Director
Janae Davis, Deputy Executive Director

Quorum: The Chairperson declared a quorum

2. MINUTES

Treasurer Ma asked if there were any questions or comments concerning the meeting minutes from the meeting held January 19, 2021. There were none.

Ms. Warmerdam moved approval of the minutes; upon a second, the minutes were unanimously approved.

The item was passed by the following vote:

Gayle Miller for Keely Martin Bosler, Director of Finance	Aye
Mary-Ann Warmerdam for Betty T. Yee, State Controller	Aye
Fiona Ma, CPA, State Treasurer	Aye

3. DEPUTY EXECUTIVE DIRECTOR’S REPORT

Ms. Davis introduced CPCFA’s new Interim Executive Director Derek Chernow. Ms. Davis noted that since Mr. Chernow joined the California Alternative Energy and Advanced

Transportation Financing Authority (“CAEATFA”) as their Executive Director in September of 2020, his office has been physically located within CPCFA’s area, so he’s been an honorary member of CPCFA all along.

Ms. Davis reported that since the Board last met in January, no actions have been taken under the Executive Director’s delegated authority.

Ms. Davis updated the Board that the \$1.9 Trillion COVID-19-relief stimulus package passed by Congress and signed by President Biden on March 11, 2021 provides \$10 billion to renew the State Small Business Credit Initiative that has been nicknamed SSBCI 2.0. Ms. Davis mentioned that staff is engaged in pre-application undertakings, as SSBCI 2.0 is an opportunity for CPCFA to strengthen its existing programs that support financing of small businesses. In 2011, CPCFA’s California Capital Access (“CalCAP”) program expanded rapidly due to receiving an allocation of federal funds from the first iteration of SSBCI administered by the United States Department of Treasury, which was made available by the Small Business Jobs Act of 2010. CPCFA was awarded half of the total \$168 million allocation to the State of California in 2010. These federal funds enabled CPCFA to expand the CalCAP for Small Business Program and establish the Collateral Support Program.

Ms. Davis concluded her report stating that CPCFA is tracking several bills introduced in this California legislative session.

4. BUSINESS ITEMS

A. RESOLUTION TO APPROVE THE APPOINTMENT OF THE INTERIM EXECUTIVE DIRECTOR

Presented by: Janae Davis, Deputy Executive Director

Ms. Davis stated that State Treasurer Ma, who serves as Chairperson of the Authority, has appointed Mr. Chernow to serve as Interim Executive Director of CPCFA. Ms. Davis requested that the Authority approve the appointment of CPCFA’s Interim Executive Director and to designate to the Interim Executive Director the power necessary to conduct the business of the Authority.

Ms. Davis then recommended approval of the Resolution to appoint Mr. Chernow as the Interim Executive Director of CPCFA and stated that this Resolution would remain in effect until it is revoked by the Authority or the Authority adopts a superseding resolution.

Treasurer Ma asked if there were any questions or comments from the Board or public.

In response to Ms. Warmerdam’s question about if the Board plans to make Mr. Chernow a permanent Executive Director of both CPCFA and CAEAFTA, CPCFA’s legal counsel, Jennifer Baldwin, replied by stating that she could not answer that

question at the time, and assured the Board that she would look into Ms. Warmerdam's question further.

Treasurer Ma also added that the goal is for both agencies to work closer together and potentially merge them since the outline of both agencies is so similar.

Ms. Miller moved approval; there was a second.

The item was passed by the following vote:

Gayle Miller for Keely Martin Bosler, Director of Finance	Aye
Mary-Ann Warmerdam for Betty T. Yee, State Controller	Aye
Fiona Ma, CPA, State Treasurer	Aye

B. RESOLUTION AUTHORIZING THE INTERIM EXECUTIVE DIRECTOR AND DEPUTY EXECUTIVE DIRECTOR, IN THE INTERIM EXECUTIVE DIRECTOR'S ABSENCE, TO EXECUTE CONTRACTS AND INTERAGENCY AGREEMENTS NOT TO EXCEED \$300,000

Presented by: Janae Davis, Deputy Executive Director

Ms. Davis stated that CPCFA is authorized by statute to enter into contracts and interagency agreements for contracts and interagency agreements at or below a certain dollar amount and that the Authority has historically delegated this authorization to the Executive Director and in the Executive Director's absence, the Deputy Executive Director to enter contracts on behalf of the Authority.

Ms. Davis requested delegation authority for the newly appointed Interim Executive Director to execute contracts and interagency agreements for amounts up to \$300,000. She explained that the blanket authorization amount of \$300,000 does not represent an increase in the Authority's current delegated authorization level.

Ms. Davis stated as part of the Executive Director's report, the Interim Executive Director of the Authority and in the Interim Executive Director's absence, the Deputy Executive Director, reports to the Authority Board any contracts for amounts of \$10,000 or more up to \$300,000 that the Interim Executive Director or Deputy Executive Director has executed.

Ms. Davis recommended approval of the Resolution to authorize Interim Executive Director Mr. Chernow, and in the Interim Executive Director's absence, Deputy Executive Director Ms. Davis to execute certain contracts and interagency agreements and certain amendments to contracts and interagency agreements, on behalf of the Authority for amounts not to exceed \$300,000. She stated that the Resolution would remain in effect until the Authority revokes this Resolution or approves a superseding resolution.

Treasurer Ma asked if there were any questions or comments from the Board or public. There were none.

Ms. Warmerdam moved approval; there was a second.

The item was passed by the following vote:

Gayle Miller for Keely Martin Bosler, Director of Finance	Aye
Mary-Ann Warmerdam for Betty T. Yee, State Controller	Aye
Fiona Ma, CPA, State Treasurer	Aye

C. REQUEST FOR THE APPROVAL OF AN EXTENSION OF THE INTERAGENCY AGREEMENT WITH THE CALIFORNIA ENERGY COMMISSION (“CEC”) FOR THE ELECTRIC VEHICLE CHARGING STATION FINANCING PROGRAM UNDER THE CALIFORNIA CAPITAL ACCESS PROGRAM INDEPENDENT CONTRIBUTOR PROGRAM

Presented by: Nicholas Montalvo, Contract Analyst

Mr. Montalvo began his report by stating that staff was requesting approval for an amendment to Interagency Agreement No. 600-14-007 between the CPCFA and the CEC. The amendment would extend the term of the agreement by one year, from March 31, 2021 to March 31, 2022.

Mr. Montalvo explained that CPCFA entered into an agreement with CEC on April 1, 2015, to implement the CalCAP Electric Vehicle Charging Station Financing Program (CalCAP/EVCS). Modeled after other CALCAP programs, it is a loan-loss reserve program that also includes a rebate component.

Mr. Montalvo stated that CPCFA received \$2 million in funding from the CEC’s Alternative and Renewable Fuel and Vehicle Technology Program. To date, there has been a total of \$302,245 in contributions towards loans enrolled in the program and as of the time of the meeting there was approximately \$1.6 million available in the Program account to contribute to new loans.

Mr. Montalvo also stated the original agreement was for a five-year term, from April 1, 2015 to March 31, 2021. This amendment seeks a time-only, no cost one-year extension to the agreement that would extend the term of the agreement from March 31, 2021, to March 31, 2022.

Mr. Montalvo concluded his report by recommending approval of Resolution No. 21-02-001 to authorize the Interim Executive Director or Deputy Executive Director to amend Interagency Agreement No. 600-14-007 with the Energy Commission for a time-only extension of one year.

Treasurer Ma asked if there were any questions or comments from the Board or public. There were none.

Ms. Miller moved approval; there was a second.

The item was passed by the following vote:

Gayle Miller for Keely Martin Bosler, Director of Finance	Aye
Mary-Ann Warmerdam for Betty T. Yee, State Controller	Aye
Fiona Ma, CPA, State Treasurer	Aye

D. REQUEST FOR THE APPROVAL OF AN INTERAGENCY AGREEMENT WITH THE STATE TREASURER’S OFFICE FOR SUPPORT PROVIDED BY THE STATE TREASURER’S EXECUTIVE OFFICE, ADMINISTRATION DIVISION, AND INFORMATION TECHNOLOGY DIVISION

Presented by: Nicholas Montalvo, Contract Analyst

Mr. Montalvo began his report by stating that staff was requesting approval to enter into an Interagency Agreement with the State Treasurer's Office (“STO”) in the amount of \$541,372 for administrative support to the Authority.

Mr. Montalvo stated that this is a standard yearly agreement. The STO will provide CPCFA with budgeting, personnel, accounting, legal, information technology services, information security services, Executive Office policy direction and guidance, reporting services, and other administrative support services.

Mr. Montalvo explained that the overall cost is allocated among the Boards, Commissions, and Authorities (“BCA”) based on the number of personnel employed by each BCA. The term of the contract is from July 1, 2020 through June 30, 2021.

Mr. Montalvo concluded that staff recommended approval of Resolution No. 21-04-003 to authorize the Interim Executive Director or Deputy Executive Director to execute an Interagency Agreement with the STO for Fiscal Year 2020/2021 in an amount not to exceed \$541,372.

Treasurer Ma asked if there were any questions or comments from the Board or public. There were none.

Ms. Miller moved approval; there was a second

The item was passed by the following vote:

Gayle Miller for Keely Martin Bosler, Director of Finance	Aye
Mary-Ann Warmerdam for Betty T. Yee, State Controller	Aye
Fiona Ma, CPA, State Treasurer	Aye

Respectfully submitted,

(Originally Signed by)
Derek Chernow
Interim Executive Director