

CONTRACT REQUEST FORM (CRF)

CEC-94 (Revised 05/2019)

CALIFORNIA ENERGY COMMISSION

A) New Agreement MOU-19-002 (To be completed by CGL Office)

B) Division	Agreement Manager:	MS-	Phone
700 Siting Transmission Environmental Protection	James Bartridge	40	916-654-4169

C) Contractor's Legal Name	Federal ID Number
Governor's Office of Planning and Research	-

D) Title of Project
Memorandum of Understanding between the Energy Commission and the Office of Planning and Research

E) Term and Amount	Start Date	End Date	Amount
	07 / 15 / 2019	06 / 30 / 2023	\$ 0

F) Business Meeting Information			
<input type="checkbox"/> Operational agreement (see CAM Manual for list) to be approved by Executive Director <input type="checkbox"/> ARFVTP agreements \$75K and under delegated to Executive Director.			
Proposed Business Meeting Date	07 / 15 / 2019	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Discussion
Business Meeting Presenter	Jim Bartridge	Time Needed:	0 minutes
Please select one list serve. ClimateChange			

Agenda Item Subject and Description
Proposed resolution approving MOU-19-002 with the Governor's Office of Planning and Research to provide in-kind professional services in support of the California Military Energy Opportunity-Compatibility Assessment and Mapping Project with the Department of Defense.

G) California Environmental Quality Act (CEQA) Compliance
1. Is Agreement considered a "Project" under CEQA? <input type="checkbox"/> Yes (skip to question 2) <input checked="" type="checkbox"/> No (complete the following (PRC 21065 and 14 CCR 15378)): Explain why Agreement is not considered a "Project": Agreement will not cause direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment because the MOU-19-002 will be focusing on collaboration on energy technologies including solar, geothermal, biomass, and other renewable energy sources, which have the potential of affecting the Military's testing and training activities in and off the coast of California. The MOU involves conceptual and planning research and collaborative efforts with agencies and stakeholders aimed at analyzing renewable energy opportunities.
2. If Agreement is considered a "Project" under CEQA: <input type="checkbox"/> a) Agreement IS exempt. <input type="checkbox"/> Statutory Exemption. List PRC and/or CCR section number: _____ <input type="checkbox"/> Categorical Exemption. List CCR section number: _____ <input type="checkbox"/> Common Sense Exemption. 14 CCR 15061 (b) (3) Explain reason why Agreement is exempt under the above section: _____ <input type="checkbox"/> b) Agreement IS NOT exempt. (Consult with the legal office to determine next steps.) Check all that apply <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Initial Study <input type="checkbox"/> Negative Declaration <input type="checkbox"/> Mitigated Negative Declaration </div> <div> <input type="checkbox"/> Environmental Impact Report <input type="checkbox"/> Statement of Overriding Considerations </div> </div>

H) List all subcontractors (major and minor) and equipment vendors: (attach additional sheets as necessary)				
Legal Company Name:	Budget	SB	MB	DVBE
	\$ 0	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	\$ 0	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	\$ 0	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

I) List all key partners: (attach additional sheets as necessary)
Legal Company Name:

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**J) Budget Information**

Funding Source	Funding Year of Appropriation	Budget List No.	Amount
Other		n/a	\$0
Funding Source			\$
Funding Source			\$
Funding Source			\$
Funding Source			\$
R&D Program Area:	Select Program Area	TOTAL:	\$ 0
Explanation for "Other" selection			
Reimbursement Contract #:		Federal Agreement #:	

K) Contractor's Administrator/ Officer

Name:	Kyle Smith	Name:	Scott Morgan
Address:	1400 10th Street	Address:	1400 10th Street
City, State, Zip:	Sacramento, CA 95814	City, State, Zip:	Sacramento, CA 95814
Phone:	916-322-6034	Fax:	- -
E-Mail:	Kyle.Smith@OPR.ca.gov	E-Mail:	Scott.Morgan@OPR.ca.gov

L) Selection Process Used (For amendments, address amendment exemption or NCB, do not identify solicitation type of original agreement.)

☐ Solicitation Select Type Solicitation #: - - # of Bids: Low Bid? ☐ No ☐ Yes
☐ Non Competitive Bid (Attach CEC 96)
☒ Exempt MOU

M) Contractor Entity Type

☐ Private Company (including non-profits)
☒ CA State Agency (including UC and CSU)
☐ Government Entity (i.e. city, county, federal government, air/water/school district, joint power authorities, university from another state)

N) Is Contractor a certified Small Business (SB), Micro Business (MB) or DVBE?

☒ No ☐ Yes
 If yes, check appropriate box: ☐ SB ☐ MB ☐ DVBE

O) Civil Service Considerations

☒ Not Applicable (Agreement is with a CA State Entity or a membership/co-sponsorship)
☐ Public Resources Code 25620, et seq., authorizes the Commission to contract for the subject work. (PIER)
☐ The Services Contracted:
☐ are not available within civil service
☐ cannot be performed satisfactorily by civil service employees
☐ are of such a highly specialized or technical nature that the expert knowledge, expertise, and ability are not available through the civil service system.
☐ The Services are of such an:
☐ urgent
☐ temporary, or
☐ occasional nature
 that the delay to implement under civil service would frustrate their very purpose.

Justification:**P) Payment Method**

☐ A. Reimbursement in arrears based on:
☐ Itemized Monthly ☐ Itemized Quarterly ☐ Flat Rate ☐ One-time
☐ B. Advanced Payment
☒ C. Other, explain: in-kind services. No exchange of money.

Q) Retention

1. Is Agreement subject to retention? ☒ No ☐ Yes
 If Yes, Will retention be released prior to Agreement termination? ☐ No ☐ Yes

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**R) Justification of Rates****S) Disabled Veteran Business Enterprise Program (DVBE)**

1. ☒ Exempt (Interagency/Other Government Entity)
2. ☐ Meets DVBE Requirements DVBE Amount:\$ 0 DVBE %:
 - ☐ Contractor is Certified DVBE
 - ☐ Contractor is Subcontracting with a DVBE: Name of DVBE Company
3. ☐ Contractor selected through CMAS or MSA with no DVBE participation.
4. ☐ Requesting DVBE Exemption (attach CEC 95)

T) Miscellaneous Agreement Information

1. Will there be Work Authorizations? ☒ No ☐ Yes
2. Is the Contractor providing confidential information? ☒ No ☐ Yes
3. Is the contractor going to purchase equipment? ☒ No ☐ Yes
4. Check frequency of progress reports
 - ☐ Monthly ☐ Quarterly ☒ Agencies will meet at regular intervals
5. Will a final report be required? ☒ No ☐ Yes
6. Is the Agreement, with amendments, longer than three years? If yes, why? ☐ No ☒ Yes
 To better foster long-term cooperation between the two agencies

U) The following items should be attached to this CRF (as applicable)

- | | | |
|---|---|--|
| 1. Exhibit A, Scope of Work | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 2. Exhibit B, Budget Detail | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 3. CEC 96, NCB Request | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 4. CEC 95, DVBE Exemption Request | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 5. CEQA Documentation | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 6. Resumes | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 7. CEC 105, Questionnaire for Identifying Conflicts | | <input checked="" type="checkbox"/> Attached |

Agreement Manager

Date

Office Manager

Date

Deputy Director

Date

MEMORANDUM OF UNDERSTANDING

IDENTIFICATION OF COMPATIBILITY ISSUES BETWEEN RENEWABLE ENERGY RESOURCES AND MILITARY TESTING, TRAINING, AND READINESS

This Memorandum of Understanding (MOU) is entered into by the Governor's Office of Planning and Research ("OPR") and the California Energy Resources Conservation and Development Commission ("ENERGY COMMISSION") with respect to the following:

RECITALS

WHEREAS, producing electricity from renewable resources provides multiple and significant benefits to California's environment and economy, including improving local air quality and reducing global warming pollution, diversifying energy supply, improving energy security, enhancing economic development, and creating jobs; and

WHEREAS, California has some of the best renewable energy resource areas in the world, providing immense potential for clean, valuable electricity generation in the State, and the development of these resources and associated infrastructure must be accelerated to meet the State's greenhouse gas reduction and renewable energy goals; and

WHEREAS, California contains over 30 Department of Defense ("DoD") installations (DoD) installations, which employ 295,000 civilian and military personnel and contribute significantly to the state's economy with approximately \$47.0 billion in direct spending each year; and

WHEREAS, significant DoD military testing, training, and operations areas are located in and off the coast of California, which could be adversely impacted by the siting of new renewable energy projects and infrastructure; and

WHEREAS, such adverse impacts include, but are not limited to, radar interference from utility-scale wind turbines, low level flight obstructions associated with tall structures such as wind turbines and electric transmission lines, electromagnetic interference from high voltage electric transmission lines, and glint and glare impacts to flight operations associated with solar projects near military airfields; and

WHEREAS, OPR, which serves the Governor and his Cabinet as staff for long-range planning and research, and constitutes the comprehensive state planning agency, and the ENERGY COMMISSION, which has led several science-based collaborative landscape-level planning efforts for renewable energy as the state's primary energy planning agency, should continue to work together cohesively to address and identify both areas of concern and areas of opportunity

to help facilitate renewable energy development and preserve military readiness, while enhancing economic and energy security needs.

NOW, THEREFORE, in consideration of the mutual benefits and representations made herein, the Agencies hereby agree as follows:

1. The GOVERNOR'S OFFICE OF PLANNING AND RESEARCH (OPR) will be the lead agency in this effort to evaluate potential areas for renewable energy development and promote project siting compatibility with DoD missions in California. This will include an evaluation of federal, state, and local permitting and siting processes for renewable energy.
2. The effort will result in an interactive mapping tool, the California Military Energy Opportunity Compatibility Assessment Mapping Project (CaMEO CAMP), along with a California Military and Energy Land Use Summary.
3. The ENERGY COMMISSION will provide in-kind matching resources in the form of staff support to:
 - a. Assist OPR in evaluating consultant proposals, including consultant selection and scoring;
 - b. Review of planning materials and work product deliverables;
 - c. Provide technical expertise regarding energy siting, associated transmission, and potential environmental compatibility issues;
 - d. Attend technical meetings and other tasks as necessary;
 - e. Participate in public outreach and stakeholder engagement.
4. The ENERGY COMMISSION will submit a quarterly report of CEC activities to OPR.
5. This MOU may be amended in writing in the same manner the MOU was entered.
6. This MOU shall take effect on the date that it has been executed and shall continue in effect until June 30, 2023, unless terminated earlier or extended.

GOVERNOR'S OFFICE OF
PLANNING AND RESEARCH

KATE GORDON

Director

By: _____

Date: _____

CALIFORNIA ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT
COMMISSION

DREW BOHAN

Executive Director

By: _____

Date: _____

STATE OF CALIFORNIA

STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION - RE: GOVERNOR'S OFFICE OF PLANNING AND RESEARCH

RESOLVED, that the State Energy Resources Conservation and Development Commission (Energy Commission) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the Energy Commission approves Agreement MOU-19-002 with the Governor's Office of Planning and Research to provide in-kind professional services in support of the California Military Energy Opportunity-Compatibility Assessment and Mapping Project with the Department of Defense; and

FURTHER BE IT RESOLVED, that the Executive Director or his/her designee shall execute the same on behalf of the Energy Commission.

CERTIFICATION

The undersigned Secretariat to the Commission does hereby certify that the foregoing is a full, true, and correct copy of a Resolution duly and regularly adopted at a meeting of the California Energy Commission held on July 15, 2019.

AYE: [List of Commissioners]

NAY: [List of Commissioners]

ABSENT: [List of Commissioners]

ABSTAIN: [List of Commissioners]

Cody Goldthrite
Secretariat