

### MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("MOU") is entered into on \_\_\_\_\_ ("Effective Date") by and between the City of Pacific Grove, City of Monterey and City of Carmel by the Sea., The three cities shall be collectively referred to as the "Parties" and individually as a "Party".

### RECITALS

- A. As a public agency, Central Coast Community Energy (3CE) is governed by a Policy Board and an Operational Board comprised of elected officials, city managers and city administrators. This governing structure assures that the voices from each city and county served by 3CE will have a seat at the table when important decision regarding 3CE policies and operations are being made.
- B. The 3CE Policy Board and Operational Board are shared seats by the Parties.
- C. Each board seat shall have a designated primary and alternate designee appointed to 3CE by January 1st every other year.
- D. Appointments will be held for 2-year terms.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants contained herein, the Parties hereby agree as follows:

- 1. Purpose. The purpose of this MOU, includes but is not limited to, allowing the Parties to agree to a rotational appointment schedule, further described in Exhibit A for naming elected officials, city managers and city administrators to the 3CE Policy Board and Operational Board shared seats. ("Purpose")
- 2. Term. This MOU may only be terminated by mutual written agreement.
- 3. Amendments. This MOU may only be amended by writing signed by all Parties.

### ACKNOWLEDGED AND AGREED:

#### City of Pacific Grove

DocuSigned by:  
  
 By: \_\_\_\_\_  
6C7CB8B632C34D9...  
 Name: Bill Peake  
 Title: Mayor

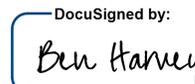
#### City of Monterey

DocuSigned by:  
  
 By: \_\_\_\_\_  
FA1981217DEE4FB...  
 Name: Clyde Roberson  
 Title: Mayor

#### City of Carmel by the Sea

DocuSigned by:  
  
 By: \_\_\_\_\_  
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 Name: Dave Potter  
 Title: Mayor

#### City of Pacific Grove

DocuSigned by:  
  
 By: \_\_\_\_\_  
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 Name: Ben Harvey  
 Title: City Manager

#### City of Monterey

DocuSigned by:  
  
 By: \_\_\_\_\_  
6892AD3E4790433...  
 Name: Hans Uslar  
 Title: City Manager

#### City of Carmel by the Sea

DocuSigned by:  
  
 By: \_\_\_\_\_  
3CB46BD90EF2440...  
 Name: Chip Rerig  
 Title: City Manager

## **EXHIBIT A – 3CE Shared Seats Rotational Schedule**

1. Policy Board. Each cycle is two years duration and filled by an elected official. Return to Cycle 1 after Cycle 3 completes.

Cycle 1

Policy Board Primary - Monterey  
Policy Board Alternate - Pacific Grove  
Policy Board At Large – Carmel by the Sea

Cycle 2

Policy Board Primary – Pacific Grove  
Policy Board Alternate - Carmel by the Sea  
Policy Board At Large – Monterey

Cycle 3

Policy Board Primary - Carmel by the Sea  
Policy Board Alternate - Monterey  
Policy Board At Large – Pacific Grove

2. Operational Board. Each cycle is two years duration and is filled by city managers or city administrators. Return to Cycle 1 after Cycle 3 completes.

Cycle 1

Operational Board Primary - Monterey  
Operational Board Alternate - Carmel by the Sea  
Operational Board At Large – Pacific Grove

Cycle 2

Operational Board Primary – Carmel by the Sea  
Operational Board Alternate - Pacific Grove  
Operational Board At Large – Monterey

Cycle 3

Operational Board Primary - Pacific Grove  
Operational Board Alternate - Monterey  
Operational Board At Large – Carmel by the sea

3. Starting Point. Policy Board appointment to the 2021-2022 term shall start on Cycle 2 based on previous 2-year appointment. Operational Board appointment to the 2021-2022 term shall start on Cycle 2 based on previous 2-year appointment.