

# Supplier Diversity

2022 Annual Report  
& 2023 Annual Plan



Report to the California  
Public Utilities Commission

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## Introduction

Beginning in 2018, the City of Irvine in Orange County, CA began pursuing opportunities to form a Community Choice Aggregator (CCA), made possible by Assembly Bill 117 (“AB 117”), with the following objectives: 1) provide cost-competitive electric services; 2) promote local economic development; 3) reduce greenhouse gas emissions related to the use of electric power within the County; and 4) increase the use of renewable energy resources relative to the incumbent utility. A technical feasibility study for a CCA Program was completed in January 2020. After nearly 11 months of collaborative work by representatives of the Member Agencies plus independent consultants, local experts and stakeholders, Orange County Power Authority (OCPA) was formed in November 2020 for purposes of implementing Orange County’s first community choice energy (CCE) program.

OCPA’s Board of Directors is made up of representatives from each member agency. In 2021, Orange County Power Authority (OCPA) began procuring renewable energy on behalf of its members. In 2022, OCPA began municipal/commercial service and residential services to its four member cities. Buena Park, Fullerton, Huntington Beach, and Irvine. Service to unincorporated areas of the County of Orange is scheduled to begin in late 2023.

OCPA offers three rate plans, and when each city joined OCPA, they selected how much renewable energy they wanted to put onto the grid for their communities. Buena Park, Huntington Beach and Irvine all opted for 100% Renewable energy and Fullerton opted for the Smart Choice 69% Renewable plan. All new customers are enrolled with OCPA at these rates, but always have a choice to move between tiers, including the Basic Choice 38% renewable plan, which during 2022 was on parity with the local investor-owned (IOU) utility. In December 2022, the OCPA Board of Directors set the rate schedule for 2023, which began in mid-January and now offers the Basic Choice 38% rate at 2% lower than the IOU’s generation cost or .8% less on the overall bill.

As a member of OCPA, consumers can count on stable and competitive electric rates, increased renewable energy, and other low greenhouse gas emitting energy supplies, and the opportunity to take advantage of energy efficiency rebates, educational programs and grants for businesses to create more energy-efficient facilities.

OCPA is at a critical stage to expand and grow in 2023. OCPA is operating from a position of strength and purchasing the necessary power for its customers who are committed to bringing cleaner energy to our communities and reducing dependence on fossil fuels. While OCPA is still a young organization, it will work to establish a supplier diversity program and identify ways to increase procurement from small, local and diverse businesses. OCPA will do so within the limitations of Proposition 209, which prohibits government agencies like CCAs from giving preferential treatment based on race, sex, color, ethnicity, or national origin in hiring or contracting.

In 2023, OCPA will focus on community engagement and education, raising awareness among stakeholders, local elected officials and the business community demonstrating the willingness to be a resource and long-term value to the communities it serves.

## Section 9.1.1 - Description of Supplier Diversity Program Activities During the Previous Calendar Year (2022)

For the majority of 2022, OCPA was focused on standing up the organization by hiring staff, establishing itself financially, and beginning the enrollment of municipal, commercial, industrial, and residential customers in the original four cities.

100% Renewable Plan is chosen as the default in three of the four founding cities. Irvine, Huntington Beach, and Buena Park all made the 100% Renewable Plan the default for all municipal, commercial, and residential accounts.

In July 2022, OCPA held a multi-cultural media breakfast. This event was attended by representatives from ten different media outlets and provided coverage in Chinese, Indian, Japanese, and Vietnamese media platforms. In addition, OCPA translated the notices to residential customers and other print collateral into seven languages (Chinese, Spanish, Farsi, Tagalog, Korean, Vietnamese, and Japanese). OCPA continues to conduct outreach to these communities and translate materials into these languages.

In compliance with Proposition 209, OCPA explicitly does not give preferential treatment to bidders based on race, sex, color, ethnicity, or national origin. OCPA issued a voluntary supplier diversity survey for the first time in January 2023 to collect information. This can be found as Appendix A.

In summary, a total of nine suppliers responded to the survey issued in January where one identified that they may qualify but are not certified under the CPUC's Supplier Clearinghouse. The other eight indicated that they are not certified and do not qualify. Through this voluntary supplier diversity survey, OCPA has identified the need to educate existing and future vendors about the CPUC's Supplier Clearinghouse registration process and how a business may qualify.

More information about future steps OCPA plans to take can be found in section 10.1.2.

Section 9.1.2 – Supplier Diversity Results of Goods and Services (non-power purchases) if procured

		Direct Spend \$	Sub Spend \$	Total \$	%	Product Spend \$	Service Spend \$	Total \$	%
<b>Minority Male</b>	African American	-	-	-	-	-	-	-	-
	Asian Pacific American	-	-	-	-	-	-	-	-
	Hispanic American	-	-	-	-	-	-	-	-
	Native American	-	-	-	-	-	-	-	-
	<b>Total Minority Male</b>	-	-	-	-	-	-	-	-
<b>Minority Female</b>	African American	-	-	-	-	-	-	-	-
	Asian Pacific American	-	-	-	-	-	-	-	-
	Hispanic American	-	-	-	-	-	-	-	-
	Native American	-	-	-	-	-	-	-	-
	<b>Total Minority Female</b>	-	-	-	-	-	-	-	-
<b>Total Minority Business Enterprise (MBE)</b>		-	-	-	-	-	-	-	-
<b>Women Business Enterprise (WBE)</b>		-	-	-	-	-	-	-	-
<b>Lesbian, Gay, Bisexual, Transgender Business Enterprise (LGBTBE)</b>		-	-	-	-	-	-	-	-
<b>Disabled Veteran Business Enterprise (DVBE)</b>		-	-	-	-	-	-	-	-
<b>Persons with Disabilities Business Enterprise (DBE)</b>		-	-	-	-	-	-	-	-
<b>8(a)*</b>		-	-	-	-	-	-	-	-
<b>Total Supplier Diversity Spend</b>		-	-	-	-	-	-	-	-
<b>Net Procurement</b>		\$3,920,119.09							
<b>Net Product Procurement</b>		\$457,006.49							
<b>Net Service Procurement</b>		\$3,463,112.60							
<b>Total Number of Diverse Suppliers that Received Direct Spend</b>		N/A							

## Section 9.1.2 –Description of Diverse Suppliers with Majority Workforce in California

Per Proposition 209, public agencies, such as Orange County Power Authority, are prohibited from granting preferential treatment to an individual or group on the basis of race, sex, color, ethnicity, or national origin. Therefore, OCPA is limited in the actions it can take to diversify its procurement. Since its establishment in November 2020, OCPA has focused on creating a financially stable organization and hiring staff for its operations. Moreover, OCPA has enacted several policies which will guide future procurement of products, services, and power.

OCPA sent a voluntary supplier diversity survey (Appendix A) to our vendors to collect data on certification status, barriers to certification, and their internal supplier diversity efforts. Although we received a low response rate, this is OCPA's first time reporting on supplier diversity. Accordingly, OCPA intends to build out its supplier diversity program and strategy to increase the response rate for future reports.

OCPA began enrolling its first customers into electric service in April 2022, and this enrollment process will continue through 2023. During this period, OCPA will undergo significant growth in operations and resources, which will be captured in future versions of this report. In the meantime, the 2022 report captures the early start-up phase of the organization and the spend of its resources.

Based on the results of the survey sent out none of the respondents were a certified Diverse Supplier. However, six of the nine businesses that responded indicated they are headquartered in California with a majority workforce in California.

### Section 9.1.3 – Supplier Diversity Program Expense

<b>Expense Category</b>	<b>Year (Actual)</b>
Wages	\$0
Other Employee Expenses	\$0
Program Expenses	\$0
Reporting Expenses	\$3,000
Training	\$0
Consultants	\$0
Other	\$0
<b>TOTAL</b>	<b>\$0</b>



## Section 9.1.5 – Description of Prime Contractors Utilization of Diverse Subcontractors

OCPA's Prime contractors did not report any WMDVLGBTBE subcontractor spend in 2022. In 2023, OCPA will develop efforts and initiatives to encourage prime contractors to increase their utilization of diverse subcontractors. This will include but not be limited to connecting prime contractors with diverse suppliers.

## Section 9.1.6 – List of Supplier Diversity Complaints Received and Current Status

OCPA has received no WMDVLGBTBE complaints.

## Section 9.1.9 – Description of Supplier Diversity Activities and Progress in Power Procurement

None of the power suppliers responded as being GO 156 certified. OCPA looks forward to working with the power supplier industry to further the efforts of GO 156 within the limits of Proposition 209.

## Section 9.1.9 – Supplier Diversity Results in Power Procurement

			Direct Power Purchases \$ Renewable and Non-Renewable Power Products	Direct Fuels for Generation \$			Totals \$ <sup>1</sup>			% <sup>2</sup>
				Diesel	Nuclear	Natural Gas	Direct <sup>3</sup>	Sub <sup>4</sup>	Total \$ <sup>5</sup>	
1	Minority Male	African American	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
2		Asian Pacific American	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
3		Hispanic American	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
4		Native American	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
5		Total Minority Male	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
6	Minority Female	African American	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
7		Asian Pacific American	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
8		Hispanic American	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
9		Native American	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
10		Total Minority Female	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
11	Total Minority Business Enterprise (MBE)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	
12	Women Business Enterprise (WBE)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	
13	Lesbian, Gay, Bisexual, Transgender Business Enterprise (LGBTBE)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	
14	Disabled Veteran Business Enterprise (DVBE)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	
15	Persons with Disabilities Business Enterprises (DBE)		\$0	\$0	\$0	\$0	0	0	0	
16	8(a) <sup>6</sup>		\$0	\$0	\$0	\$0	\$0	\$0	\$0	
17	Total Supplier Diversity		\$0	\$0	\$0	\$0	\$0	\$0	\$0	
18	Net Power Procurement		\$147,796,135	Line Item 18 is the sum of of line item 19 and 20						
19	Net Direct Power Purchases		\$147,796,135							
20	Net Direct Fuels for Generation		\$0							
21	Total Number of Diverse Suppliers		0							

## Section 10.2 – Description of Supplier Diversity Program Activities Planned for the Next Calendar Year (2023) & Plans to Encourage Prime Contractors to Subcontract Small, Local, and Diverse Businesses

This coming year promises to be an exciting one for Orange County Power Authority as we plan and look to move closer toward the goals upon which we were founded. And there are no goals that are more central and foundational to OCPA than the goals of diversity, inclusion, and equity.

In 2023, we will seek to further support our small, local, and diverse businesses with the Supplier Diversity activities that are set forth below:

- Continue and expand memberships and event sponsorships with local and ethnic chambers, business associations, and professional associations.
- With support from OCPA's Community Advisory Committee, identify and pursue opportunities for deeper engagement with local and ethnic chambers and business associations through participation in economic development and business advocacy committees, and collaboration on outreach and training events aimed at local, small, and diverse businesses that are potential OCPA suppliers.
- Collaborate with member agencies on diverse supplier outreach and training events and promotional materials.
- Participate in the CPUC/Joint Utilities Business Expo and support similar regional events in collaboration with member agencies, chambers, CCAs, energy partners, and other entities.
- Continue outreach, advocacy, and support for diverse supplier certification through the CPUC Supplier Clearinghouse.
- Refine data collections practices and processes within the organization.
- Host a workshop with CPUC staff to create better awareness of the Supplier Clearinghouse and its certification method.
- Educate internal staff of the Supplier Clearinghouse registration process to better assist businesses that may want to certify.
- Educate relevant staff on how to search the Supplier Diversity Clearinghouse to identify additional potential vendors for future supply needs.
- Report on local businesses as well as those certified as small businesses by the California Department of General Services.

OCPA will seek to further encourage our prime contractors to engage small, local, and diverse businesses.

## Sections Not Applicable to CCAs

SECTION 9.1.2: NUMBER OF WMDLGBTBE SUPPLIERS AND REVENUE REPORTED TO THE CLEARINGHOUSE

SECTION 9.1.4: DESCRIPTION OF PROGRESS IN MEETING OR EXCEEDING SET GOALS AND AN EXPLANATION WHY GOALS ARE NOT MET

SECTION 9.1.7: A DESCRIPTION OF EFFORTS MADE TO RECRUIT WMDVLBTBE SUPPLIERS IN UNDERUTILIZED AND HIGHLY TECHNICAL CATEGORIES

SECTION 9.1.11 FUEL PROCUREMENT

SECTION 10.1.1: WMDVLGBTBE ANNUAL SHORT-, MID, AND LONG-TERM GOALS BY PRODUCT AND SERVICE CATEGORY

SECTION 10.1.3: PLANS FOR RECRUITING WMDVLGBTBE SUPPLIERS IN UNDERUTILIZED CATEGORIES

SECTION 10.1.4: PLANS FOR RECRUITING WMDVLGBTBE SUPPLIERS IN CURRENTLY UNAVAILABLE AREAS

SECTION 10.1.5: PLANS FOR ENCOURAGING PRIME CONTRACTORS TO SUBCONTRACT WITH WMDVLGBTBE SUPPLIERS

SECTION 10.1.6: PLANS FOR COMPLYING WITH THE WMDVLGBTBE PROGRAM GUIDELINES ESTABLISHED BY THE COMMISSION AS REQUIRED BY PUBLIC UTILITIES CODE §8283(C)

Appendix A – OCPA Voluntary Supplier Diversity Survey

# Orange County Power Authority Supplier Diversity Survey

The survey will take approximately 7 minutes to complete.

Please note that not all questions may apply to your business. For the questions that do not apply, please skip them or answer "not applicable."

\*Pursuant to Proposition 209, OCPA does not give preferential treatment based on race, sex, color, ethnicity, or national origin. Providing information in these categories is optional and will not impact the selection process. Responses are collected for informational and reporting purposes only pursuant to Senate Bill (SB) 255.

\* Required

\* This form will record your name, please fill your name.

1. Please enter your email address: \*

2. Business Name: \*

3. Where is your business located/headquartered? \*

4. Is your business certified under General Order 156 (GO 156)?

General Order 156 (GO 156) is a California Public Utilities Commission ruling that requires utility entities to report annually on their contracts with majority women-owned, minority-owned, disabled veteran- owned and LGBT-owned business enterprises (WMDVLGBTBEs) in all categories. Qualified businesses become GO 156 Certified through the CPUC and are then added to the GO 156 Clearinghouse database at <https://sch.thesupplierclearinghouse.com/> \*

Yes

No

Qualified as a WMDVLGBTBE but not GO 156 Certified

5. If certified, when does your certification expire? \*

Please input date (M/d/yyyy)



6. If you answered "yes" or "qualified but not certified", under which categories? Please choose all that apply.

\*Pursuant to Proposition 209, OCPA does not give preferential treatment based on race, sex, color, ethnicity, or national origin. Providing information in these categories is optional and will not impact the selection process. \*

- Minority owned
- Woman owned
- LGBT owned
- Disabled Veteran owned
- Other 8(a) (found to be disadvantaged by the US Small Business Administration)

7. If a minority-owned business enterprise, certified or qualified as which of the following?

\*Pursuant to Proposition 209, OCPA does not give preferential treatment based on race, sex, color, ethnicity, or national origin. Providing information in these categories is optional and will not impact the selection process.

\*

- African American
- Asian American
- Hispanic American
- Native American



8. Please list the Standardized Industrial Code (SIC) of the products and services contracted for.

Reference sheet, here: [www.osha.gov/data/sic-manual](http://www.osha.gov/data/sic-manual) \*

9. If certified, please list your business's annual revenue as reported to the Supplier Clearinghouse.

Refer to: <https://sch.thesupplierclearinghouse.com/> \*

10. If your business is qualified but not GO 156 certified, please explain why your business has not gone through the certification process. \*

11. If your business will use GO 156 certified subcontractors for your OCPA contract, please include a list of your subcontractor business names, if their subcontract is for products or services, and the anticipated subcontract amount.

Example: Electrical Design Technology, Inc; products (batteries); \$100,000. If OCPA is audited, we'll ask you for demonstration that subcontractor payments have occurred, such as a canceled check, bank statement, etc. \*

12. If applicable, please describe any hiring targets your business has for minority- owned, women-owned, LGBTQ-owned, or disabled veteran-owned subcontractors. \*

13. Does your business have a history of using apprenticeship programs, local-hires, union labor, or multi-trade project labor agreements?

Local hires can be defined as labor sourced from within OCPA's service area which includes the cities and towns of Buena Park, Fullerton, Huntington Beach, and Irvine. \*

- Yes, apprenticeship programs in this recent contract with OCPA
- Yes, local labor in this recent contract with OCPA
- Yes, union labor in this recent contract with OCPA
- Yes, multi-trade PLA in this recent contract with OCPA
- Yes, apprenticeship programs but not in this contract with OCPA
- Yes, history of local hire but not in this contract with OCPA
- Yes, history of union labor but not in this contract with OCPA
- Yes, history of multi-trade PLA but not in this contract with OCPA
- Uses California-based labor, but not local to OCPA service area
- None of the above

14. If you answered yes, please describe your history with labor agreements, union labor, multi-trade labor, apprenticeship labor, or how many local workers/businesses you employ for your contract with OCPA. \*

15. Does your business pay workers prevailing wage rates or the equivalent?

Prevailing wage in California is required by state law for all workers employed on public works projects and determined by the California Department of Industrial Relations according to the type of work and location of the project. To see the latest prevailing wage rates, go to [www.dir.ca.gov/Public-Works/Prevailing-Wage.html](http://www.dir.ca.gov/Public-Works/Prevailing-Wage.html) \*

- Yes, including for this contract with OCPA
- Yes, but not for this contract with OCPA
- No
- Not Applicable

16. Is there anything else you'd like to add? If you'd like for us to promote your survey participation on our social media, please include your handles here.

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