



City Council

Carl Anduri, Mayor
John McCormick, Vice Mayor
Susan Candell, Council Member
James Cervantes, Council Member
Stella Wotherspoon, Council Member

August 11, 2026

The Honorable Judge Stephen P. Freccero
Marin County Superior Court
P.O. Box 4988
San Rafael, CA 94913-4988

Massey Bambara, Foreperson
Marin County Civil Grand Jury
3501 Civic Center Drive, Room #275
San Rafael, CA 94903

To Whom It May Concern:

Pursuant to your June 16, 2026 letter regarding the Grand Jury Report "**MCE, Marin Clean Energy: A Series of Missteps Highlight Need for Governance Changes**" please consider this to be the City of Lafayette's response. This response was reviewed and authorized by the City Council at a duly noticed City Council meeting on July 27, 2026. According to the Report, Lafayette is invited to respond to Findings 4-5 and Recommendations 5-6.

The City of Lafayette appreciates the Marin County Civil Grand Jury's efforts in examining the governance of Marin Clean Energy (MCE) and the important role that effective oversight plays in the operation of a public community choice energy agency.

Pursuant to California Penal Code section 933.05, the City's response is limited to those findings and recommendations directed to the City of Lafayette. We can only speak to the Grand Jury's findings as they relate to Lafayette and therefore, the City respectfully disagrees with Findings F4 and F5 as they pertain to Lafayette. The City has already implemented the actions contemplated by Recommendations R5 and R6 through its appointment process, the qualifications of its appointed representatives, and its longstanding expectations regarding Board participation and attendance.

The City's responses to the applicable findings and recommendations are set forth below.
We appreciate your time and attention in consideration of these important matters and trust this letter is responsive to your request.

Response to Finding F4

The City of Lafayette disagrees with Finding F4 as it pertains to the City of Lafayette.

While the City recognizes that the qualifications of MCE Board members may vary among member jurisdictions, the finding does not accurately describe Lafayette's appointments. The City's primary and alternate representatives possess substantial technical, financial, business, and governance experience relevant to MCE's responsibilities.

Lafayette's primary Board representative, John McCormick, holds a B.S. in Industrial Engineering and Operations Research from the University of California, Berkeley, with coursework in economics, finance, statistics, and quantitative analysis. He has prior professional experience managing business units with budget and profit-and-loss responsibility and has completed additional coursework in energy economics.

Mr. McCormick has served as Lafayette's primary MCE Board member since 2025. He is Vice Chair of the MCE Finance Committee, a member of the MCE Technical Committee, and a member of the MCE Interim Advisory Committee reviewing short-term energy contracts. He has also participated in voluntary budget workshops, technical tours, and other educational opportunities related to MCE and the energy industry.

Lafayette's alternate representative, Susan Candell, holds a B.S. in Nuclear Engineering from the University of California, Berkeley, and an M.S. in Nuclear Engineering from the Massachusetts Institute of Technology. Her academic and professional experience includes nuclear power generation, reactor analysis, energy systems, and advanced medical and industrial imaging technology. Since her appointment as alternate, she has completed MCE's Board orientation and is prepared to serve when the primary representative is unavailable.

Accordingly, the City believes its appointed representatives possess the expertise necessary to effectively oversee a large and complex public energy organization.

Response to Finding F5

The City of Lafayette disagrees with Finding F5 as it pertains to the City of Lafayette.

The City acknowledges that attendance challenges may exist among some member jurisdictions; however, this finding does not reflect Lafayette's experience. Lafayette's primary representative, John McCormick, has missed only one regularly scheduled MCE Board meeting during the past two years. He has also attended all Finance Committee meetings and most Technical Committee meetings.

The City has designated Susan Candell as its alternate representative to attend when the primary representative is unavailable. Accordingly, the City believes its representatives have demonstrated a consistent commitment to active participation in MCE governance.

Response to Recommendation R5

Recommendation R5 has already been implemented.

The City appoints both a primary Board member and an alternate representative. The City's expectation is that the primary representative will attend each regular MCE Board meeting and that the alternate

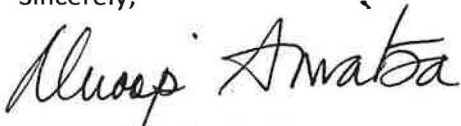
will attend when the primary representative is unavailable. Lafayette's attendance record demonstrates that this practice has been effective.

Response to Recommendation R6

Recommendation R6 has already been implemented.

In making appointments to the MCE Board, the City considers the qualifications, experience, and ability of prospective representatives to effectively oversee a complex public energy agency. Lafayette's current primary and alternate representatives possess substantial expertise in engineering, finance, business management, governance, and energy-related matters and actively participate in MCE committee work, training, and educational opportunities.

Sincerely,

A handwritten signature in black ink, appearing to read "Niroop Srivatsa". The signature is fluid and cursive, with the first name "Niroop" and last name "Srivatsa" clearly distinguishable.

Niroop Srivatsa, City Manager