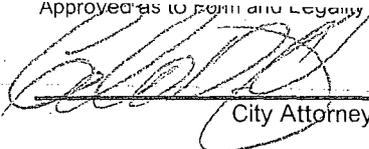


Approved as to Form and Legality

City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember Kalb and Mayor Schaaf

RESOLUTION APPROVING THE EAST BAY COMMUNITY ENERGY AUTHORITY JOINT POWERS AGREEMENT AND AUTHORIZE THE CITY ADMINISTRATOR TO EXECUTE THE EAST BAY COMMUNITY ENERGY AUTHORITY JOINT POWERS AGREEMENT; AND ADOPTING CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) EXEMPTION FINDINGS

WHEREAS, AB 117, adopted as California state law in 2002, permits cities, counties, or city and county Joint Power Authorities to aggregate residential, commercial, industrial, municipal and institutional electric loads through Community Choice Aggregation (CCA); and

WHEREAS, the Oakland City Council is on record in support of this legislation; and

WHEREAS, there are numerous potential benefits for cities and counties that aggregate including: 1) More stable and reliable power supplies; 2) An expectation of lower electricity rates for residents, businesses and municipal operations compared to the rates of Pacific Gas & Electric Company (PG&E); 3) Opportunity for general fund revenue; 4) Greater use of renewable energy resources than are planned by PG&E; 5) Ratepayer access to a democratically elected governing body (the Oakland City Council); and,

WHEREAS, on May 12, 2005, City Council adopted Resolution No. 79325 C.M.S., declaring the City's intent to become a CCA and procure electricity on behalf of Oakland's electric customers; and

WHEREAS, in December 2012, the City Council approved Resolution No. 84126 C.M.S., adopting the City's Energy and Climate Action Plan (ECAP), which provides the actions and programs needed for the City to reach the goal of reducing greenhouse gas (GHG) emissions 36 percent by 2020; and

WHEREAS, ECAP Priority Action 52 states that the City will "continue to monitor the feasibility and utility of implementing community choice energy aggregation in Oakland," and will revisit the program design and needed resources if CCA is demonstrated as a successful model; and

WHEREAS, four CCA programs are currently providing electricity in California, including Marin Clean Energy, CleanPowerSF, Sonoma Clean Power, and Lancaster Choice Energy; and

WHEREAS, in June 2014, the Alameda County Board of Supervisors passed a resolution to explore the creation of a CCA program countywide, to include all eligible cities; and

WHEREAS, in February 2015, the Board of Supervisors passed a subsequent resolution forming a CCA Steering Committee representing cities, key stakeholders, and energy experts ; and

WHEREAS, in March 2015, the County officially invited the City of Oakland to serve on the Steering Committee; and

WHEREAS, in June 2015, City Council passed Resolution No. 85660 C.M.S. supporting the creation of a countywide CCA, appointing a representative and alternate representative to the CCA Steering Committee, and establishing goals for the proposed CCA program, which include providing electricity at lower rates than PG&E, prioritizing development of local renewable energy, reducing greenhouse gases, and creating clean energy jobs in the community; and

WHEREAS, in May 2016, City Council received a presentation on the CCA program from the Alameda County Planning Director; and

WHEREAS, in July 2016, City Council received an informational report on Draft Joint Powers Authority Agreement for Proposed East Bay Community Choice Energy JPA; and

WHEREAS, Alameda County conducted a feasibility study that concluded an Alameda CCA program is feasible, should be able to offer residents and businesses electric rates that are a cent or more per kilowatt-hour lower cost than that available from PG&E under most scenarios, could help facilitate greater amounts of renewable electricity generation to be developed in Alameda County, could reduce greenhouse gas emissions relative to PG&E, but only under certain circumstances, and can offer positive economic development and employment benefits both in the area and beyond; and

WHEREAS, the high desire and demand for clean, renewable energy is creating opportunities for work in the development of new renewable power generation through the building of local and in-state renewable energy in which the Oakland City Council and organized labor are united in ensuring that local union jobs are prioritized in the implementation of the clean energy economy; and

WHEREAS, a Community Choice energy program can accelerate the transition to renewable energy resources and reduce greenhouse gas emissions in the electricity sector, helping to achieve the goals of Oakland's Energy and Climate Action Plan (ECAP); and

WHEREAS, a Community Choice energy program that prioritizes the development of local renewable resources will likely create wealth within the community, boost Oakland's economy, and foster local business development; and

WHEREAS, a Community Choice energy program that prioritizes the development of local renewable resources can create family-sustaining clean energy jobs prioritizing training through union-sponsored apprenticeship programs, hiring of local residents, and expanding the number of unionized and similarly paid and benefitted jobs in the electricity sector thereby helping to lower Oakland's unemployment rate, provide for stable and reasonable wages and working conditions and electricity rates, including rates competitive with PG&E, and incentivize energy efficiency at the local level; and

WHEREAS, a Community Choice energy program can democratize energy by giving the community control and effective ownership of the energy supply and providing residents and businesses with access to a local, public energy agency; and

WHEREAS, a Community Choice energy program can target different categories of electricity customers to incentivize demand reduction and renewable energy installations and include programs to promote ownership of renewable energy assets for low and moderate income residents and communities of color, as well as those who do not own buildings and are often shut out of participation in the clean energy economy; now, therefore, be it

RESOLVED: That the City Council hereby authorizes the City Administrator to enter into an agreement with the East Bay Community Energy Authority Joint Powers Authority (EBCEA) to purchase energy, including clean energy, at lower costs than would be available through direct contracts with PG&E; and be it

FURTHER RESOLVED: That the City Council hereby adopts the California Environmental Quality Act findings set forth in the Agenda Report.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES -

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California