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RESOLUTION NO. 2016-84

A RESOLUTION OF THE ALBANY CITY COUNCIL TO APPROVE AN AGREEMENT TO PARTICIPATE IN A JOINT POWERS AGENCY FOR COMMUNITY CHOICE AGGREGATION PROGRAM IN ALAMEDA COUNTY

WHEREAS, the Albany Council has demonstrated its commitment to environmental sustainability through its Climate Action Plan and Strategic Vision, including energy reduction, clean energy programs, and the expansion of local renewable power supply; and

WHEREAS, Community Choice Aggregation is a mechanism by which local governments assume responsibility for providing electrical power for residential and commercial customers in their jurisdiction in partnership with local commercial energy purveyors and owners of transmission facilities, which in the case of Alameda County is Pacific Gas & Electric Co.; and

WHEREAS, Community Choice Aggregation has the potential to reduce greenhouse gas emissions related to the use of power in Alameda County; provide electric power and other forms of energy to customers at a competitive cost; carry out programs to reduce energy consumption; stimulate and sustain the local economy by developing local jobs in renewable energy; and promote long-term electric rate stability and energy security and reliability for residents through local control of electric generation resources; and

WHEREAS, the Climate Action Plan, adopted in 2010, identifies Community Choice Aggregation as a key strategy to meet local clean energy goals and projected greenhouse gas reduction targets; and

WHEREAS, in June 2014, the Alameda County Board of Supervisors directed the Community Development Agency (CDA) to determine if a Community Choice Aggregation (CCA) program is feasible for Alameda County; and

WHEREAS, in 2015 CDA staff engaged MRW & Associates of Oakland to prepare a Technical / Feasibility Study (Technical Study for Community Choice Aggregation Program in Alameda County, Draft (MRW & Associates, July 2016); and WHEREAS, taken comprehensively, the Technical Study suggests that an Alameda County CCA would be feasible, could operate economically, could provide

ratepayers reductions on their electric bills, and could both increase renewable energy

and reduce greenhouse gas emissions if the right balance is achieved by a JPA; and

WHEREAS, if a municipality is to form a CCA with other municipalities, it must become a part of a Joint Powers Agency (JPA) as required by the legislation that permits CCAs, Assembly Bill 117 (Migden, 2002); and

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WHEREAS, a draft JPA Agreement has been prepared by the Office of the County Counsel and has been reviewed by City Attorneys and the membership of the Steering Committee over the course of several months.

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NOW, THEREFORE, BE IT RESOLVED, that the Albany City Council hereby approves the agreement entitled, "East Bay Community Energy Authority - Joint Powers Agreement" in order to participate with other prospective signatories in a CCA Joint Powers Authority for Alameda County municipalities, and authorizes the City Manager or her designee to execute the agreement and any amendments.

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BE IT FURTHER RESOLVED, that in taking this action, the City of Albany is not committing to providing working capital to the JPA upon its formation and any proposals for such City involvement must be approved by the Council of the City of Albany.

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PETER MAASS, MAYOR



City of Albany

1000 San Pablo Avenue • Albany, California 94706 (510) 528-5710 • www.albanyca.org

RESOLUTION NO. 2016-84

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,

the 7th day of November, 2016, by the following votes:

AYES: Council Members McQuaid, Nason, Pilch and Mayor Maass

NOES: Council Member Barnes

ABSENT: none

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this

8th day of November, 2016.

Elen Harrington

Eileen Harrington

DEPUTY CITY CLERK