

1 **RESOLUTION NO. 2020-110**

2 **A RESOLUTION OF THE ALBANY CITY COUNCIL TO AUTHORIZE**
3 **THE CITY MANAGER TO PROVIDE DEFAULT ENERGY PRODUCT**
4 **PREFERENCES TO EAST BAY COMMUNITY ENERGY**

5 **WHEREAS**, on November 21, 2016, the Albany City Council passed Ordinance
6 No. 16-04 authorizing implementation of a community choice aggregation program; and
7

8 **WHEREAS**, on March 5, 2018 the Albany City Council passed Resolution No.
9 2018-27 requesting that East Bay Community Energy (EBCE) enroll City of Albany
10 municipal accounts in the Brilliant 100 electricity product and develop a 100% renewable
11 product offering; and
12

13 **WHEREAS**, on March 5, 2018 the Albany City Council passed Resolution No.
14 2018-28 requesting that EBCE enroll all City of Albany commercial, industrial, and
15 institutional accounts in the Brilliant 100 electricity product; and
16

17 **WHEREAS**, on May 21, 2018 the Albany City Council passed Resolution No.
18 2018-63 requesting that EBCE enroll all City of Albany residential accounts in the
19 Brilliant 100 electricity product; and
20

21 **WHEREAS**, the Brilliant 100 electricity product offered by EBCE has previously
22 been offered as 100% carbon-free electricity at price parity to Pacific Gas and Electric
23 (PG&E)'s standard electricity rates; and
24

25 **WHEREAS**, Albany's access to 100% carbon-free electricity through EBCE
26 helped the City of Albany reduce communitywide greenhouse gas emissions 33% by
27 2018, compared to 2005 emissions levels; and
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29

1 **WHEREAS**, the City of Albany Climate Action and Adaptation Plan (CAAP),
2 adopted by Albany City Council on December 19, 2019, includes a goal to reach carbon
3 neutrality by the year 2045; and
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5 **WHEREAS**, Albany customers have the ability to choose their preferred electricity
6 product, either through EBCE or PG&E, regardless of the default chosen for the
7 community; and
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9 **WHEREAS**, the EBCE Board of Directors will be deciding which electricity
10 products will be available to individual customers and jurisdictions on November 18,
11 2020; and
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13 **WHEREAS**, the EBCE Board may decide to increase rates for the Brilliant 100
14 electricity product, or discontinue the Brilliant 100 electricity product altogether; and
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16 **WHEREAS**, on October 5, 2020 the Albany City Council received a presentation
17 from EBCE staff regarding potential changes to the 2021 product offerings and rates, and
18 had a preliminary discussion of preferred products for default products for Albany
19 accounts; and
20

21 **WHEREAS**, on November 2, 2020 the Albany City Council approved sending a
22 letter to the EBCE Board requesting that a potential 100% carbon-free electricity product,
23 offered at price parity to PG&E's standard rates, and to include nuclear power, be
24 available for consideration; and
25

26 **WHEREAS**, on November 18, 2020, the EBCE Board is expected to vote on
27 changes to Brilliant 100 service option (i.e., increase rate 2-5%; or discontinue option); or
28 maintain status quo (i.e., subsidize); and
29

1 **WHEREAS**, on November 18, 2020, the EBCE Board is expected to vote on
2 accepting a nuclear allocation to create a new, 100% carbon-free option at price parity
3 with PG&E for customers within self-selecting cities; and
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5 **WHEREAS**, all cities wishing to choose a new default electricity product, to take
6 effect February 1, 2020, must submit decisions to EBCE Board no later than December 1,
7 2020.
8

9 **NOW, THEREFORE, BE IT RESOLVED**, that the Albany City Council hereby
10 provides the following ranked preferences for the default product for all Albany
11 residential, commercial/industrial, and CARE/FERA/Medical Baseline accounts:

- 12 1. Brilliant 100 with subsidy
- 13 2. 100% carbon-free product with nuclear
- 14 3. Place the following accounts on the following electricity products:
 - 15 a. Residential – Renewable 100
 - 16 b. Commercial/industrial – Bright Choice
 - 17 c. CARE/FERA/Medical Baseline – Bright Choice; and

18
19 **BE IT FURTHER RESOLVED**, that all City of Albany municipal accounts be
20 enrolled in Renewable 100; and
21

22 **BE IT FURTHER RESOLVED**, that new City of Albany residential,
23 commercial/industrial and CARE/FERA/Medical Baseline accounts that enroll in EBCE
24 after February 1, 2021, if they are unable to enroll in Brilliant 100, will be enrolled in the
25 100% carbon-free product with nuclear power, if available. If the 100% carbon-free
26 product with nuclear is not available, the following new accounts will be placed on the
27 following electricity products:

- 28 a. Residential – Renewable 100
- 29 b. Commercial/industrial – Bright Choice

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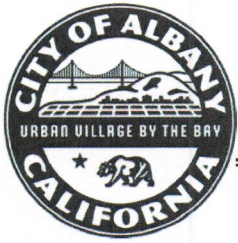
c. CARE/FERA/Medical Baseline – Bright Choice; and

BE IT FURTHER RESOLVED, that the Albany City Council requests that if a 100% carbon-free electricity product that includes nuclear, offered at price parity to PG&E is available, Albany customers will have access to the product; and

BE IT FURTHER RESOLVED, that the Albany City Council authorizes the City Manager to provide default electricity product preferences to the EBCE Board of Directors in advance of the December 1, 2020 deadline.



NICK PILCH, MAYOR



City of Albany

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PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF
ALBANY, The 16th day of November, 2020, by the following votes:

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

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this
17th day of November, 2020.

Anne Hsu
CITY CLERK