

RESOLUTION NO. 40-11

RESOLUTION OF THE MEMBERS OF THE CITY COUNCIL, RICHMOND, TO DEMONSTRATE THE CITY'S INTENT TO EXPLORE COMMUNITY CHOICE AGGREGATION WITH THE MARIN ENERGY AUTHORITY, DEMONSTRATE THE CITY'S SUPPORT OF CLEAN, LOCAL ENERGY AND COMMUNITY CHOICE AGGREGATION, AND AUTHORIZE THE CITY MANAGER TO REQUEST THE CITY'S ENERGY CONSUMPTION DATA FROM PACIFIC GAS & ELECTRIC

WHEREAS, Community Choice Aggregation (CCA) is a system enabled by Assembly Bill 117 (2002) that allows local governments to procure electric energy for residents and businesses within a community; and

WHEREAS, The City of Richmond conducted a greenhouse gas emissions inventory of the 2005 calendar year and found that the consumption of electricity resulted in 132,021 metric tons of carbon dioxide emissions annually; and

WHEREAS, the City Council passed a resolution committing to the GHG emissions reduction targets established by California's Global Warming Solutions Act, Assembly Bill 32, which are 2000 levels by CY 2010, 1990 levels by CY 2020, and 80% below 1990 levels by CY 2050; and

WHEREAS, the consumption of electricity generated by renewable energy sources would reduce greenhouse gas emissions; and

WHEREAS, the Marin Energy Authority oversees a Community Choice Aggregation program that provides electricity with a higher renewable energy content than electricity provided by Pacific Gas & Electric; and

WHEREAS, City Council passed a resolution on May 4, 2010 opposing Proposition 16 and declared it supports "citizens' ability to opt for locally controlled public power by forming municipal utility districts or CCAs in Contra Costa County and communities throughout the state;" and

WHEREAS, the California State Bill 790 (SB 790) ensures that Community Choice Aggregation remains a viable option for local governments as intended by the original Assembly Bill 117 and by the voters who opposed Proposition 16 in 2010; and

WHEREAS, California Assembly Bill 976 (AB 976) would curtail a Community Choice Aggregator's ability to exercise its rights under state law to establish and operate a CCA program; and

WHEREAS, the Marin Energy Authority oversees the only Community Choice Aggregation program in the State of California – Marin Clean Energy; and

WHEREAS, Policy EC3.A of the Energy and Climate Change Element encourages the City to "Conduct an assessment to determine the fiscal and operational feasibility of partnering in Community Choice Aggregation. Collaborate with neighboring jurisdictions to support local efforts to expand the generation and use of energy from renewable sources while increasing revenue for City."

NOW, THEREFORE, the Richmond City Council does resolve as follows:

SECTION 1. The Council does hereby oppose California Assembly Bill 976.

SECTION 2. The Council does hereby support California State Bill 790.

SECTION 3. The Council does declare its intent to explore Community Choice Aggregation with the Marin Energy Authority.

SECTION 4. The Council does authorize the City Manager to request the City's energy consumption data from Pacific Gas & Electric.

I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a special meeting held on Tuesday, May 24, 2011, by the following vote:

AYES: Councilmembers Beckles, Ritterman, Rogers, Vice Mayor Butt, and Mayor McLaughlin.
NOES: Councilmember Boozé.
ABSTENTIONS: None.
ABSENT: Councilmember Bates.

DIANE HOLMES
Clerk of the City of Richmond

(SEAL)

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

RANDY RIDDLE
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 40-11**, finally passed and adopted by the City Council of the City of Richmond at a special meeting held on Tuesday, May 24, 2011.