



Alameda Labor Council, AFL-CIO



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September 26, 2016

President Scott Haggerty and Supervisors
Alameda County Board of Supervisors
1221 Oak Street, Suite 536
Oakland, California 94612

RE: Proposed Amendments to Draft Joint Powers Agreement for
East Bay Community Energy Authority

Dear President Haggerty and Supervisors:

The Alameda Labor Council and the East Bay Clean Power Alliance hereby submit language that is strongly supported by both parties to be incorporated into the proposed JPA Agreement of the East Bay Community Energy Authority.

Please substitute the attached proposed language for the draft sent earlier in the week.

We find that the addition of this language will help ensure that Alameda County's Community Choice program ("CCA Program") is committed and on track to fostering local economic benefits, such as job creation, community energy programs, local power development and other community benefit goals. The Business Plan provides a CCA Program the opportunity to provide the foregoing benefits while also facilitating a transition to a clean energy economy. Having a roadmap for the integration of local energy resources will provide the CCA Program the guidance it needs to balance its energy procurement options at launch.

We strongly urge the adoption of these amendments, and we appreciate the opportunity to comment on this matter.

Josie Camacho
Respectfully,
Josie Camacho
Executive Secretary-Treasurer
Alameda Labor Council, AFL-CIO

Jessica Tovar
Coordinator
East Bay Clean Power Alliance

cc: Alameda County CDA Staff

Jointly Submitted by Alameda Labor Council and East Bay Clean Power Alliance

Proposed Draft Language for JPA – Insert as Sec. 2.5.14

2.5.14 The Authority shall have the power to negotiate Project Labor Agreements, Community Benefits Agreements, and Collective Bargaining Agreements with the local building trades council and other interested parties.

Proposed Draft Language for JPA – Insert as Sec. 5.1.4

5.1.4 The Authority shall cause to be prepared a Business Plan, which will include a roadmap for the development, procurement, and integration of local renewable energy resources as outlined in Section 5.3 of this Agreement. The Business Plan shall include a description of how the CCA Program will contribute to fostering local economic benefits, such as job creation and community energy programs. The Business plan shall identify opportunities for local power development and how the CCA Program can achieve the goals outlined in Recitals 3 and 6 of this Agreement. The Business Plan shall include specific language detailing employment and labor standards that relate to the execution of the CCA Program as referenced in this Agreement. The Business Plan shall identify clear and transparent marketing practices to be followed by the CCA Program, including the identification of the sources of its electricity and explanation of the various types of electricity procured by the Authority. The Business Plan shall cover the first five (5) years of the operation of the CCA Program and be reviewed and approved by the Authority prior to launch of the CCA Program. Progress on the implementation of the Business Plan shall be subject to annual public review.

5.1.4.1 The Authority shall provide its customers energy primarily from Category 1 eligible renewable resources, as defined under the California RPS and consistent with the goals of the CCA Program. The Authority shall not procure energy from Category 3 eligible renewable resources (unbundled Renewable Energy Credits or RECs) to achieve its renewable portfolio goals. However, for Category 3 RECs associated with generation facilities located within its service jurisdiction, the limitation set forth in the preceding sentence shall not apply.

5.1.4.2 The Authority shall remain neutral in the event its employees, and the employees of its subcontractors, if any, wish to unionize.

5.1.4.3 The Authority shall recognize the value of workers in existing jobs that support the energy infrastructure of Alameda County and Northern California. The Authority, as a leader in the shift to a clean energy, commits to ensuring it will take steps to minimize any adverse impacts to these workers to ensure a “just transition” to the new clean energy economy.

Proposed Draft Language for JPA – Insert as Sec 5.3

The Authority shall cause to be prepared an Integrated Resource Plan that will ensure the long-term development and administration of a variety of energy programs that promote local renewable resources, conservation, demand response, and energy efficiency. The Authority shall prioritize the development of energy projects in Alameda and adjacent counties. Principal aspects of its planned operations shall be in a Business Plan as outlined in Section 5.1.4 of this Agreement.