



RESOLUTION NO. 2011 - 04

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE MARIN ENERGY AUTHORITY TO SUPPORT AND SPONSOR
CALIFORNIA SENATE BILL 790 TO FACILITATE
COMMUNITY CHOICE AGGREGATION IN CALIFORNIA**

WHEREAS, the California Legislature and the Governor enacted State Assembly Bill 117 (AB 117) in 2002, enabling California cities and counties to aggregate the electric loads of residents, businesses, and public facilities and to procure the electricity to serve those loads; and

WHEREAS, AB 117 was intended to provide competition in the energy portfolio offered to customers of electrical corporations following a period of skyrocketing electricity costs and widespread electricity blackouts and brownouts in electrical corporation service territories; and

WHEREAS, since the enactment of AB 117 in 2002 only one community choice aggregation (CCA) program has been successfully launched in the state, Marin Clean Energy, which was established by the Marin Energy Authority and began serving customers in May of 2010; and

WHEREAS, numerous jurisdictions around the state have sought to launch CCA programs, but have not as yet been successful and some efforts have been abandoned altogether after facing strong resistance from electrical corporations; and

WHEREAS, Proposition 16, a state initiative constitutional amendment financed primarily by Pacific Gas and Electric Company (PG&E), appeared on the June 8, 2010 ballot and sought to limit the establishment of CCA programs and limit the expansion of publicly owned electric utilities by requiring a two-thirds approval of the electorate; and

WHEREAS, PG&E, the state's largest investor owned electric utility, spent forty-six million dollars in its effort to pass Proposition 16, the opponents spent one hundred thirty-two thousand dollars, and a majority of the California electorate voted "no" with the measure failing passage; and

WHEREAS, On February 18, 2011 California State Senator Mark Leno introduced Senate Bill 790, which would foster fair competition between CCA programs and electrical corporations and would allow cities and counties to pursue CCA without undue barriers and excessive burdens; and

WHEREAS, community choice aggregation programs procure electricity only for their customers while the electrical corporation retains responsibility for transmission, distribution, line maintenance, and billing; and

WHEREAS, CCA programs give local governments the ability to provide their customers with electricity that reflects local values regarding renewable energy, local economic development, and green jobs; and

WHEREAS, Marin Clean Energy, the only currently operating CCA program in the California, has reported the highest delivered renewable energy percentage in the state at twenty-seven percent renewable for 2010, exceeding the state renewable portfolio standard mandate of twenty percent, and far exceeding PG&E's renewable energy procurement of just seventeen percent; and

WHEREAS, San Francisco's CleanPowerSF, the CCA program most likely to next begin operations has set its renewable energy targets at fifty-one percent by 2020 with a strong focus on energy efficiency and distributed generation; and

WHEREAS, the San Joaquin Valley Power Authority has sought to establish a CCA program to reduce the cost of power, increase the region's generation capacity, provide stability in pricing, and invest in both conventional and renewable generation; and

WHEREAS, providing electrical corporation customers with a choice for greener more stable CCA program power at competitive prices is in the interest of all ratepayers as it pushes the monopoly corporations to do better, and it accelerates the state's overall compliance with the renewable portfolio standard and greenhouse gas emission reduction goals;

NOW, THEREFORE, BE IT RESOLVED , that the Marin Energy Authority is a sponsor of Senate Bill 790 and urges the California Legislature to pass, and Governor Jerry Brown to sign, Senate Bill 790; and be it



FURTHER RESOLVED, that the clerk of this legislative body shall send copies of this resolution to Senator Mark Leno, our elected representatives in the California Legislature, and to Governor Jerry Brown.

PASSED AND ADOPTED at a regular meeting of the Marin Energy Authority Board of Directors on this 7th day of April 2011 by the following vote:

	AYES	NOES	ABSTAIN	ABSENT
City of Belvedere	✓			
Town of Fairfax	✓			
County of Marin				✓
City of Mill Valley	✓			
Town of San Anselmo	✓			
City of San Rafael	✓			
City of Sausalito	✓			
Town of Tiburon	✓			



CHAIR, MARIN ENERGY AUTHORITY BOARD

Shawn Marshall

ATTEST:



SECRETARY, MARIN ENERGY AUTHORITY BOARD

