



**Contra
Costa
County**

To: Board of Supervisors

From: John Kopchik, Director, Conservation & Development Department

Date: June 20, 2017

Subject: First Amendment to 2017 Bay Area Regional Energy Network Subcontract Agreement between Association of Bay Area Governments and Contra Costa County

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Conservation and Development Director, or designee, to execute a First Amendment to the 2017 Bay Area Regional Energy Network (BayREN) subcontract with the Association of Bay Area Governments (ABAG) to reduce the California Public Utilities Commission (CPUC) grant-funded reimbursement limit by \$23,500 to a new limit of \$128,593, with no change to previously agreed upon modified indemnification language and no change to the original term of January 1 through December 31, 2017.

FISCAL IMPACT:

There will be no impact to the General Fund. Costs are fully reimbursable with CPUC grant funding and no County matching funds are required.

BACKGROUND:

BayREN was established through a Memorandum of Understanding (MOU), which the County entered into in July 2012. All nine Bay Area counties (Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, Santa Clara, Solano, and Sonoma Counties) are a party to an MOU with ABAG, for the purpose of facilitating the implementation of energy

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **06/20/2017** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: June 20, 2017

David Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Demian Hardman,
(925) 674-7826

By: Rolanda Hartfield, Deputy

cc:

efficiency programs throughout the Bay Area. On May 5, 2015, a Restated and Revised MOU was approved by the County in order to better define the roles and responsibilities of ABAG and the counties participating in BayREN.

BACKGROUND: (CONT'D)

All BayREN counties have been receiving CPUC grant funding each calendar year since 2013 to provide marketing, education and outreach for the following four energy efficiency subprograms: (1) Single-Family, (2) Multi-Family; (3) Building Codes and Standards; and (4) Energy Efficiency Financing. Both the Single-Family and Multi-Family subprograms offer free technical services and financial incentives (rebates) if owners/contractors make specific energy efficiency improvements to existing residential structures. The Building Codes and Standards subprogram offers various resources (including training) to support local government officials with building energy code compliance and enforcement. The Energy Efficiency Financing subprogram focuses on marketing various financing options to diverse commercial and residential consumer markets throughout the Bay Area. Continued implementation of energy efficiency programs is consistent with the County's Climate Action Plan adopted in 2015.

To continue to receive CPUC grant funds awarded to ABAG to support BayREN subprograms throughout Contra Costa County, a subcontract agreement between ABAG and Contra Costa County was executed on March 28, 2017 for a period of January 1, 2017 through December 31, 2017 for an amount not to exceed \$153,093.

The proposed First Amendment of the subcontract agreement amount reduces the total allocated funding from \$153,093 to \$128,593 to account for a reduction in funding allocated to the County for Single-Family subprogram work. The reduced subcontract amount (\$23,500) will be reallocated under a separate agreement between ABAG and a third party to streamline the implementation of BayREN Single-Family subprogram outreach activities being provided throughout Contra Costa County. All other terms of the agreement are unchanged, including modified indemnification language. The funds allocated under this subcontract agreement are intended to cover County costs associated with promoting the program for both incorporated and unincorporated areas of the County. Technical services and rebates issued by BayREN are directly administered by ABAG.

CONSEQUENCE OF NEGATIVE ACTION:

ABAG would not be able to reallocate funding in a manner that would more effectively support BayREN activities in Contra Costa County. County staff would also be required to implement specific Single-Family subprogram marketing and outreach activities that ABAG is already handling directly for other BayREN member agencies.