



**Contra
Costa
County**

To: Board of Supervisors

From: John Kopchik, Director, Conservation & Development Department

Date: November 5, 2019

Subject: Contract Amendment with Energy Council to Support East Bay Energy Watch Activities - 2019

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Conservation and Development Director, or designee, to execute, on behalf of the County, a contract amendment with Energy Council, a joint exercise of powers agency, to increase the payment limit to the County by \$40,000 to a new payment limit of \$125,000, and to extend the term of the contract from December 31, 2018, through December 31, 2019, for the County's continued work in connection with East Bay Energy Watch.

FISCAL IMPACT:

There will be no impact to the General Fund. The funding provided by this contract will continue to cover Department of Conservation and Development (DCD) staff time costs associated with assisting PG&E and the Energy Council with its East Bay Energy Watch (EBEW) Local Government Partnership Program for calendar year 2019.

BACKGROUND:

East Bay Energy Watch (EBEW) is a Local Government Partnership (LGP) collaboration between PG&E, local governments, non-profit and for-profit service providers in the East Bay providing energy efficiency solutions for residents and businesses in communities

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **11/05/2019** ☒ 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: November 5, 2019

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

Contact: Demian Hardman,
(925) 674-7826

By: Laura Cassell, Deputy

cc:

throughout Alameda and Contra Costa Counties. EBEW is one of twenty-two (22) Energy Watch LGPs administered by PG&E and funded by California utility ratepayers under the auspices of the California Public Utilities Commission (CPUC). EBEW consists

BACKGROUND: (CONT'D)

of city and county staff members of both Alameda and Contra Costa Counties that work together to support energy efficient programs to meet the needs of local customers and communities.

Since 2010, the County has been actively participating in EBEW and receiving funding to assist with marketing and outreach on the various energy efficient incentive (rebate) programs being offered to businesses throughout Contra Costa.

In early 2016, the County was allocated funding to act as Co-Administrator in partnership with the Energy Council (a joint powers agency formed by Alameda County and its cities) to (1), support EBEW administrative functions on behalf of EBEW programs in Contra Costa County and (2), implement a marketing and outreach campaign targeting small/medium businesses within the incorporated and unincorporated areas of the County. In 2017, the County entered into a contract with the Energy Council for \$40,000 for a period of January 1, 2017 through December 31, 2017, which included the same activities, but excluded the requirement of implementing a marketing and outreach campaign. A contract amendment was executed for the period of December 31, 2017 to December 31, 2018, which also increased the dollar amount from \$40,000 to \$85,000 to continue to act as Co-Administrator with the Energy Council for EBEW and cover staff costs. The proposed contract amendment increases the dollar amount an additional \$40,000 to \$125,000 for the period December 31, 2018 through December 31, 2019, for County staff to continue to support EBEW activities.

Due to PG&E's existing financial circumstances and the unique nature of the required contract language and funding source, both agencies needed to wait until other agreements were established with PG&E before each agency could move forward with this contract amendment. As with all prior amendments to this contract, the agreement requires the County to defend and indemnify the Energy Council from all claims and liabilities to the extent that the claims and liabilities arise from the County's negligence or willful misconduct while performing its obligations under the agreement. The proposed effective date of this contract will provide for cost reimbursement for eligible work completed by DCD staff, in accordance with the contract requirements.

CONSEQUENCE OF NEGATIVE ACTION:

Inaction or negative action would deprive the Conservation and Development Department of an additional \$40,000 to cover staff time to support EBEW activities on behalf of the incorporated and unincorporated areas of the county for calendar year 2019.