



Consent Item 11

TO: East Bay Community Energy Board of Supervisors
FROM: Annie Henderson, Vice President, Marketing and Account Services
SUBJECT: Extension of Brilliant 100 product to January 31, 2021
DATE: October 21, 2020

Recommendation

Adopt a Resolution that extends the product offering of Brilliant 100 at 100% carbon free content and cost parity with PG&E standard rate until January 31, 2021

Background and Discussion

At June 2020 meeting, the Board of Directors approved the following:

- Close the Brilliant 100 product to new customers
- Continue to offer the Brilliant 100 product at RPS renewables plus the remaining percentage large hydro power for a combined 100% carbon free power, offered at cost parity to the standard PG&E rate for the duration of 2020
- During Q4 2020, take action on Brilliant 100 options for 2021

Subsequently, staff made an initial presentation to the full board on September 16, 2020, and to the executive committee on September 25, 2020. Options discussed to date include:

1. Closing the Brilliant 100 product and moving existing customers to Bright Choice,
2. Continuing to offer Brilliant 100, but at a premium of 2-5% above the standard PG&E rate,
3. Create a new product which is 100% carbon-free, priced at parity with the standard PG&E rate, and would include nuclear power, and
4. Subsidize the current population of Brilliant 100 customers for the next year to maintain the cost at parity without accepting an allocation of nuclear power.

The fourth option was discussed primarily at the Executive Committee meeting.

There are several variables that impact the path forward for Brilliant 100 including:

- Will the CPUC approve a carbon free allocation from PG&E to other load serving entities in 2021? (Decision requested by 10/31.)
- What will be the change in the PCIA when the cap is removed? (Advice letters filed by PG&E in first week of October.)
- What will PG&E rates be in 2021? (Next filing will be in November.)

Given the potential impact of these variables on a decision, staff proposes the following timeline:

Board Action	Date
Vote to extend Brilliant 100 to 1/31/21	10/21/20
Vote on Brilliant 100 options for 2021	11/18/20
Vote on product requests from JPA members for 2021	12/16/20

The new option selected by the Board in November 2020 would be implemented with an effective date of February 1, 2021. This timeline allows for JPA members to discuss the options with their local governing bodies from now until early December and provide feedback to EBCE staff on their preferred products for enrollment and/or default. By extending the current Brilliant 100 product through January 2021, JPA members will have time to do appropriate outreach to their constituents and EBCE staff can make the necessary back-end updates to support the product offerings before the February 1 implementation date.

Fiscal Impact

Brilliant 100 is currently and will continue to be priced at a retail rate to customers that is below the actual cost of service. Extending this product offering for an additional month beyond the previously approved closure date will continue to have a negative impact on the overall financial health of EBCE. However, staff believes this extension is warranted given the numerous decisions that need to be made about changes to the Brilliant 100 product between now and the time of its closure.

Attachments

- A. Resolution to Extend Brilliant 100 to January 31, 2020

RESOLUTION NO. __

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE EAST BAY COMMUNITY ENERGY AUTHORITY TO CONTINUE TO OFFER THE
BRILLIANT 100 PRODUCT UNTIL JANUARY 31, 2021**

WHEREAS The East Bay Community Energy Authority (“EBCE”) was formed as a community choice aggregation agency (“CCA”) on December 1, 2016, Under the Joint Exercise of Power Act, California Government Code sections 6500 *et seq.*, among the County of Alameda, and the Cities of Albany, Berkeley, Dublin, Emeryville, Fremont, Hayward, Livermore, Piedmont, Oakland, San Leandro, and Union City to study, promote, develop, conduct, operate, and manage energy-related climate change programs in all of the member jurisdictions. The cities of Newark and Pleasanton, located in Alameda County, along with the City of Tracy, located in San Joaquin County, were added as members of EBCE and parties to the JPA in March of 2020.

WHEREAS The Board voted on June 17, 2020 to no longer offer the Brilliant 100 product to any customers after December 31, 2020.

WHEREAS As of October 2020, the Board is still discussing the potential product options to replace the current Brilliant 100 product in 2021.

WHEREAS It is in the best interest of our customers that a decision on potential product options be made with as much relevant information as possible and that customers are given adequate notice of changes to our products.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE EAST BAY COMMUNITY ENERGY AUTHORITY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The Brilliant 100 product will be offered until January 31, 2021 at price parity to the standard PG&E rate, with a renewable energy content equivalent to the current Renewable Portfolio Standard, and with the remaining power being supplied by large hydro-electricity for a total of 100% carbon free power.

Section 2. The Board hereby authorizes the Chief Executive Officer to take any necessary actions to implement this Resolution.

ADOPTED AND APPROVED this 21st day of October, 2020.

Dan Kalb, Chair

ATTEST:

Stephanie Cabrera, Clerk of the Board