

Association of Bay Area Governments

Executive Board

September 17, 2020

Agenda Item 6.f.

Bay Area Regional Energy Network (BayREN)

Subject: Authorization to amend a Bay Area Regional Energy Network (BayREN) contract with CodeCycle in an amount not to exceed \$400,000 for implementation services through December 31, 2022

Background: Since 2013, the Bay Area Regional Energy Network (BayREN) has implemented a portfolio of energy efficiency programs across the region. The Association of Bay Area Governments (ABAG) serves as the program administrator and lead agency for a 10-member unincorporated association of local government entities.

On May 31, 2018 the California Public Utilities Commission (CPUC) issued Decision 18-05-041¹ which, among other things, authorized funding for BayREN through 2025, allowed for modifications to the existing portfolio, and increased the portfolio's total and annualized budget.

In October 2019, the CPUC removed BayREN's "pilot" designation, solidifying BayREN's status as a permanent Program Administrator. Subsequently, the CPUC also allowed PG&E and BayREN to begin negotiating contract terms independent of the CPUC. ABAG, on behalf of BayREN, and PG&E have entered into a funding agreement through 2022.

In 2015, ABAG conducted a competitive procurement process on behalf of BayREN for electronic Energy Code compliance improvement tools, and the winning proposer was CodeCycle. In 2019, BayREN entered into a new contract with CodeCycle through December 2020.

BayREN's CodeCycle Demonstration Project provides funding to allow a small number of Bay Area jurisdictions full access to the tool and associated support from CodeCycle, in order to determine whether the tool is a viable, scalable approach to improving compliance with the Energy Code. Compliance with the California Energy Code is essential for the state to meet its greenhouse gas reduction goals.

CodeCycle is currently completing a software expansion of their tool funded by the California Energy Emission. The expanded tool will be available to jurisdictions by the end of the year. This amendment will provide funds for some Bay Area jurisdictions to

¹ <http://docs.cpuc.ca.gov/PublishedDocs/Published/G000/M215/K706/215706139.PDF>

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receive access to the expanded tool and support by CodeCycle staff during 2021 and 2022 (\$200,000 for 2021 and \$200,000 for 2022). In 2022, BayREN intends to conduct an evaluation to determine whether to continue, end, or expand the demonstration project.

Issues: None

Recommended Action: The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments and the Bay Area Regional Energy Network, to enter into a contract amendment with CodeCycle LLC in an amount not to exceed \$400,000 for the CodeCycle Demonstration Project and extend the contract through December 31, 2022.

Attachments: Summary Approval CodeCycle

Reviewed:



Therese W. McMillan