



**MARCH 1, 2022**

# **Supplier Diversity 2021 Annual Report & 2022 Annual Plan**

GREENER ENERGY ▪ LOWER RATES ▪ EMPOWERING OUR COMMUNITY





# Table of Contents

|   |           |
|---|-----------|
| <b>Message from EBCE CEO Nick Chaset</b> . . . . .  | <b>3</b>  |
| <b>Executive Summary</b> . . . . .  | <b>4</b>  |
| <b>2021 Annual Report</b> . . . . .   | <b>5</b>  |
| 9.1.1 Description of WMDVLGBTBE Activities . . . . .  | 6         |
| 9.1.2 Summary of WMDVLGBTBE Purchases & Contracts . . . . .   | 10        |
| 9.1.3 WMDVLGBTBE Program Expenses . . . . .   | 18        |
| 9.1.5 Summary of Prime Contractor Utilization<br>of WMDVLGBTBE Subcontractors . . . . .                           | 18        |
| 9.1.6 List of WMDVLGBTBE Complaints . . . . .   | 19        |
| 9.1.9 Additional WMDVLGBTBE Activity . . . . .  | 19        |
| <b>2021 Power Procurement Annual Report</b> . . . . .   | <b>20</b> |
| 9.1.11A Participation Results by Fuel Category . . . . .  | 21        |
| 9.1.11B Market Conditions and Outreach . . . . .  | 21        |
| <b>2022 Annual Plan</b> . . . . .   | <b>23</b> |
| 10.1.2 Description of WMDVLGBTBE<br>Program Activities Planned for 2021 . . . . .                                 | 24        |
| <b>Non-Applicable Sections</b><br>(9.1.4, 9.1.7, 9.1.8, 9.1.10, 10.1.1, 10.1.3, 10.1.4, 10.1.5, 10.1.6) . . . . . | 25        |
| <b>Appendix A</b> . . . . .   | <b>26</b> |

# Message from EBCE CEO Nick Chaset

In 2021, our global and local communities continued to face immense amounts of uncertainty. Be it in the arena of public health risks or increased economic volatility and supply chain disruption, these global events rippled through and affected daily life. The sustained impacts by no means avoided the communities that we serve across Alameda County and the City of Tracy. Over the past year East Bay Community Energy (EBCE) has continued to work with our community partners to support wellbeing not only through the continued provision of COVID-19 relief grants to various local community-based organizations, but also through the foundation-laying of an innovative and equitable portfolio of customer energy programs.



2021 was the year where EBCE began to see our direct investment in local clean energy projects come to fruition at scale. Through efforts like our Medical Baseline Battery Back-up Program, we provided essential life-sustaining batteries to some of our most vulnerable customers. Through the Resilient Home Program, we began delivering cost-effective solar and storage opportunities for households. We celebrated the commissioning of the Scott Haggerty Wind Energy Center, a 57.5 MW wind farm in Livermore. Our staff worked effortlessly to win grants that will enable EBCE to deploy fast charging hubs for electric vehicles in areas with dense concentrations of renters, but no existing charging infrastructure. All of these efforts, and more, have resulted in the creation of hundreds of good, family-sustaining jobs, notable increase in community engagement and resilience, and over \$9 million in direct customer bill savings.

As a public agency, we answer to our community rather than shareholders, so we reinvest any excess revenue back into the community through these customer programs and clean power projects. EBCE also invests dollars directly in our community through local grants, sponsorships, and local procurement efforts, purchasing goods and services from small and local businesses to the greatest degree we can. We are excited to showcase the results of these efforts in this year's report. After a very impactful 2021, I am pleased to submit East Bay Community Energy's second annual Supplier Diversity Report to the California Public Utilities Commission.

## NICK CHASET

CEO, East Bay Community Energy

A handwritten signature in blue ink, appearing to read 'Nick Chaset', with a stylized flourish at the end.



# Executive Summary

East Bay Community Energy (“EBCE”) hereby submits its second Supplier Diversity Annual Report in accordance with the requirements of SB 255 (2019, Bradford).

EBCE is a Joint Powers Authority (“JPA”) formed on December 1, 2016 pursuant to California Government Code §§ 6500 et. seq. to provide community choice energy to its member jurisdictions: the County of Alameda and each of the following cities incorporated therein: Albany, Berkeley, Dublin, Emeryville, Fremont, Hayward, Livermore, Oakland, Piedmont, San Leandro, and Union City. EBCE started serving Alameda County businesses and municipalities in June 2018 and began serving residential customers in November 2018. In 2020, EBCE added the Alameda County cities of Newark and Pleasanton, as well as the city of Tracy in San Joaquin County, to the JPA, and began serving customers in those new jurisdictions in April 2021.

As a California local government entity bound by California Prop 209, EBCE is prohibited from considering race, sex, color, ethnicity, or national origin in its contracting. Accordingly, in contrast to California’s electrical corporations, EBCE does not set supplier diversity targets or goals. EBCE has, however, developed programming for outreach and education around General Order 156 (“GO 156”) to ensure that EBCE’s current suppliers and potential future suppliers are aware of the California Public Utilities Commission (“CPUC”)-supervised Supplier Clearinghouse and the opportunities that may come along with certification. EBCE also offers technical assistance to suppliers who are interested in applying to the Supplier Clearinghouse for certification as a Women, Minority, Service-Disabled Veteran, and/or LGBT-owned business enterprise (“WMDVLGBTBE”).

EBCE’s contracting process is not influenced by the Supplier Clearinghouse certification status of its potential suppliers. EBCE does not collect data from its suppliers on their status as a diverse business or certified vendor until after the contract with EBCE is executed. In order to provide the state with data on EBCE’s annual spend with diverse suppliers, EBCE asks its suppliers to provide information on their diverse status after contract execution through our Supplier Diversity questionnaire.

Educating suppliers about the Supplier Clearinghouse and providing technical support should increase certification levels of diverse firms over time. Certification brings those vendors greater promotion and visibility to the non-government utility companies that do utilize the Clearinghouse database in their search for suppliers. Furthermore, if certified vendors gain additional contracts with the utility companies, they broaden their value as potential suppliers to entities such as EBCE based on their additional experience and expertise. In other words, encouraging greater participation in the Supplier Clearinghouse can strengthen and broaden the pool of experienced diverse suppliers available in the marketplace in the future.

In accordance with California law, EBCE does not exhibit preference for woman-owned (“WBE”), minority-owned (“MBE”), or LGBT-owned (“LGBTBE”) suppliers in its solicitations or procurement selections. However, EBCE does employ four procurement preferences, incorporated into EBCE’s Administrative Procurement Policy. In 2021 EBCE added a preference for Disabled Veteran-owned businesses (“DVBE”), as well as a preference for businesses located in a Disadvantaged Community (“DAC”) as identified by the California Environmental Protection Agency’s (“CalEPA”) CalEnviroScreen Tool. These two preferences join the existing preferences for Union labor and local suppliers located in the Alameda County and City of Tracy service territory. EBCE’s commitment to local investments is laid out in its Local Development Business Plan<sup>1</sup> (“LDBP”). The LDBP is intended to develop a comprehensive framework for accelerating the development of clean energy assets within Alameda County. The LDBP explores how EBCE can contribute to fostering local economic benefits, such as job creation, customer cost-savings, and community resilience. The LDBP also identifies opportunities for development of local clean energy resources, explains how to achieve EBCE’s community benefits goals, and provides strategies for local workforce development for adoption by the EBCE Board of Directors.

---

1 [www.ebce.org/local-development-business-plan](http://www.ebce.org/local-development-business-plan)

# 2021 Annual Report



## 9.1.1 Description of WMDVLGBTBE Activities

EBCE recognizes our role and opportunity as a local public agency, investing millions of dollars into our community and our state every year. As such, we hold a strong commitment to investing directly in our service territory to the greatest degree possible. This takes the form of maximizing our direct purchasing from companies and organizations with their home in Alameda County and/or the City of Tracy. It also takes the form of deploying clean energy assets and customer programs that create local jobs and provide economic benefit and community resilience to our customers.

In 2021, EBCE had a Net Procurement of \$5,677,537,<sup>2</sup> spent on professional services, administrative spend, and community grants and sponsorships. As acknowledged in the CPUC Proposed Decision released on February 9, 2021,<sup>3</sup> EBCE—and all CCAs for that matter—face different total purchasing needs, along with restrictions on supplier selection criteria relative to the investor-owned utilities. As such, our Net Procurement amount is limited in size and scope compared to the Net Procurements of the investor-owned utilities, and our diverse supplier spend is only a small portion of our annual Net Procurement, as is further detailed in Section 9.1.2 and the Power Procurement Annual Report section. To promote and grow the statewide Supplier Diversity program we continue to approach and grow our Supplier Diversity activities in an innovative way that drives the program forward, while staying within the legal bounds that constrain CCAs from setting targets and expressing preference for diverse suppliers. Below are the activities undertaken in 2021 to that end.

### INTERNAL ACTIVITIES

#### Diversity, Equity, and Inclusion (“DEI”)

- Growing EBCE’s Supplier Diversity program remained a top priority in 2021 within our internal DEI initiatives.

#### Board of Directors Engagement

- In March 2021, staff provided an informational report to the EBCE Board of Directors on GO 156, SB 255, and EBCE’s first annual Supplier Diversity report.<sup>4</sup>
- In December 2021 the Board approved a resolution adopting an update to EBCE’s Administrative Procurement Policy to include procurement preferences for DVBEs and businesses located in DACs.<sup>5</sup> DVBEs and/or businesses located in DACs shall receive a bonus equal to 2.5% in competitive solicitations for each of the relevant classifications.

#### Staff Engagement

- All of EBCE staff attended an internal training about GO 156 and the Supplier Diversity program, including requirements and resources.

#### CCA Collaboration

- EBCE staff engaged in numerous multi-CCA meetings to share program actions and updates and discuss potential collaborations.

<sup>2</sup> Net Procurement number as defined by the CPUC GO 156 table templates (i.e. includes purchase order, non-purchase order, and credit card dollars) and CPUC guidance not to include staff salaries and benefits. Net Procurement also excludes all power procurement spend, which is reported on in the Power Procurement Annual Report section.

<sup>3</sup> [R-21-03-010 Proposed Decision: Proposed changes to General Order 156 under R-21-03-010](#)

<sup>4</sup> [EBCE Staff Report](#), March 17, 2021.

<sup>5</sup> [EBCE Staff Report and Resolution](#), December 15, 2021.

### **CPUC Collaboration**

- EBCE staff also engaged with CPUC staff to ensure our reporting plans and formats would comply with legal requirements and feature the most relevant details.
- In August 2021 EBCE staff participated in a call with CPUC staff to debrief our 2020 Supplier Diversity Report.
- In September 2021 EBCE staff participated in the first of a quarterly call series with CPUC staff and representatives from other CCAs to discuss GO 156 and SB 255 challenges and opportunities.

### **Website and Supplier Resources**

- EBCE launched a Supplier Diversity webpage on our website,<sup>6</sup> providing background information on GO 156 and detailing benefits and resources for certification, including EBCE's offer for technical assistance.
- Two resources were also developed to share with suppliers. The first is a concise overview of the benefits of and frequently asked questions around becoming GO 156 certified.<sup>7</sup> The second details the types of contracting opportunities EBCE offers and how to participate.<sup>8</sup> Both are available for view and download on the EBCE Supplier Diversity webpage.

### **2022 Planning**

- Through the second year of EBCE's Supplier Diversity program, staff has continued to refine ideas and offerings, as well as generate a number of new ideas for additional components that EBCE can add or develop to further increase vendors' awareness of the CPUC program.
- Staff has also continued to improve internal processes and data capture to make reporting even more thorough and robust.

## **EXTERNAL ACTIVITIES**

### **CPUC 19th Annual Supplier Diversity En Banc**

- EBCE was invited to speak on the CCA panel at the annual En Banc on October 14, 2021. EBCE joined Clean Power Alliance, MCE, and Sonoma Clean Power representatives in discussing CCA Supplier Diversity programs, including challenges, opportunities, and unique learnings.

### **CPUC Small and Diverse Fall Business Expo**

- EBCE was invited to speak on the "Conversation with Community Choice Aggregators on Opportunities for Local, Small, and Diverse Businesses" panel at the Small and Diverse Fall Business Expo on October 27, 2021. EBCE joined Clean Power Alliance, MCE, and Peninsula Clean Energy in discussing CCA contracting opportunities, processes, and resources for businesses to stay up to date with various solicitation postings across the CCA community.
- EBCE also hosted a virtual booth with video meet-and-greet, with two staff members present for virtual meetings with business attendees. The virtual booth linked out to key EBCE resources like our "Doing Business with EBCE" webpage,<sup>9</sup> which further links resources on EBCE's Solicitations and Supplier Diversity program.

### **Chamber Memberships**

- EBCE continued membership with the chambers of commerce for all JPA member cities<sup>10</sup> and the Oakland Chinatown Chamber of Commerce.

---

<sup>6</sup> [EBCE Supplier Diversity webpage](#)

<sup>7</sup> [GO 156 Certification Benefits & FAQs](#), EBCE PDF

<sup>8</sup> [Doing Business with EBCE](#), EBCE PDF

<sup>9</sup> [www.ebce.org/doing-business-with-ebce](http://www.ebce.org/doing-business-with-ebce)

<sup>10</sup> Except for the City of Emeryville, which does not have a Chamber of Commerce.

- To expand upon these types of partnerships, EBCE reached out to seven local diverse and/or ethnic chambers of commerce and business networks in 2021. We achieved engagement and became members of four of the organizations.<sup>11</sup>
- Staff presented to both the Black Business Roundtable of Hayward’s Chamber of Commerce and the Latino Business Roundtable of Hayward’s Chamber of Commerce to educate the business members about the City of Hayward’s decision to transition commercial customers to EBCE’s Renewable 100 electricity product starting in January 2022. This enabled EBCE staff to begin building an active relationship with these local businesses.

### **Certify & Amplify**

- EBCE leveraged outreach to chambers and business organizations to promote MCE’s “Certify & Amplify” event held in June 2021.
- EBCE staff also attended the event.

### **Solicitations**

- EBCE uses standard language in all of our goods, services, and power solicitations pertaining to Supplier Diversity. We provide background on GO 156, state our inability to exhibit preference to diverse suppliers, and share our commitment to supporting the certification process of eligible contractors.
- EBCE has also developed standard slides on GO 156 and certification resources to be used in all solicitation webinars.
- As mentioned previously, the EBCE Board of Directors approved a resolution adopting an update to EBCE’s Administrative Procurement Policy to include procurement preferences for DVBEs and businesses located in DACs. An updated evaluation matrix was prepared to standardize the point preferences (i.e., 2.5% for each of the two relevant bidder classifications), though as the resolution was adopted in December 2021, the matrix will be employed starting in 2022.

### **Local Purchasing**

- EBCE purchases goods and services from small and local businesses to the greatest degree we can. As per EBCE’s Administrative Procurement Policy, procurements of goods, non-professional services, and professional services under \$10,000 in contract value may be made without a formal solicitation; these types of procurements are more likely to be sourced from small and/or local businesses, for which EBCE predominantly utilizes the Alameda County Small, Local, and Energy Business (“SLEB”) Directory to source potential vendors. For larger procurements, and particularly those for which a formal competitive solicitation is issued, potential suppliers may receive points for their small or local business status, but EBCE does not make decisions solely based off of these classifications.

### **Labor & Workforce Development**

- EBCE expresses a strong preference (i.e., 2.5% bonus, as detailed and codified in the Administrative Procurement Policy), and in many cases a contractual requirement, for the use of local and Union labor.<sup>12</sup> As prime contractors source subcontractors within these requirements they are more likely to contract with small and diverse businesses.
- EBCE also has growing partnerships to support local workforce development opportunities for our community members. Some of this work is in direct relation to the deployment of our local clean energy programs, and some is more generally dedicated to advancing clean energy jobs training, workforce development, and career pathways for young people.

<sup>11</sup> Black Business Roundtable of Hayward’s Chamber of Commerce, Latino Business Roundtable of Hayward’s Chamber of Commerce, Oakland African American Chamber of Commerce, Oakland Latino Chamber of Commerce.

<sup>12</sup> A bonus equal to 2.5% in competitive solicitations is awarded to bidders utilizing Union labor, as detailed and codified in the Administrative Procurement Policy.



## Community Sponsorships

- EBCE is dedicated to reinvesting in our communities through a series of ongoing financial sponsorships and grants to local community-based organizations and programs. Community Sponsorships are awarded three times per year. The maximum award amount is \$2,500 per organization per award round, and EBCE funds approximately 12 recipients per round. Community Sponsorships go to all sorts of incredible local organizations in categories spanning from STEM education to local resource conservation efforts to addressing food insecurity. In 2021, 22 unique organizations received an EBCE Community Sponsorship.<sup>13</sup>
- Additionally, EBCE became the official Climate Justice partner of the Oakland Roots Sports Club (“Oakland Roots”), a professional soccer club on a mission to be a model community partner.<sup>14</sup> This sponsorship involves \$125,000 per year for three years, supporting the Oakland Roots in their efforts to become climate positive<sup>15</sup> and to continue building a diverse and inclusive community of fans from across the East Bay and beyond. In turn, EBCE hosts a booth at all home games to engage fans of all ages in learning more about the agency and EBCE was the halftime sponsor for the club’s first “Climate Night” where Oakland Roots and EBCE staff engaged the sold-out stadium in an opt-up campaign for customers to learn about and choose EBCE’s Renewable 100 electricity product.<sup>16</sup>

## COVID-19 Community Relief Grants<sup>17</sup>

- In 2020 EBCE took several immediate actions to help our community during the COVID-19 crisis, including donating over \$2 million to local relief efforts and local organizations serving exceedingly vulnerable populations in the community, as well as donating personal protective equipment and masks to healthcare workers and local partners.
- In 2021, with the pandemic still very present and impacting our community, EBCE continued this support with the disbursement of 12 grants amounting to over \$250,000 to local healthcare systems and food banks.

## Supplier Diversity Questionnaire

- In 2021 EBCE saw an increase in questionnaire responses by over 20%. We sent all requests from the EBCE Supplier Diversity email address—[supplier-diversity@ebce.org](mailto:supplier-diversity@ebce.org)—and attached the GO 156 Certification Benefits & FAQs document,<sup>18</sup> both of which may have increased vendor attention and participation from the first year (2020).
- Given the unique set of vendors EBCE works with, many do not hold contracts with the investor-owned utilities and were unaware of GO 156. When we distributed our survey, we again received feedback that the socialization of the program and the Supplier Clearinghouse was highly informative to many of our vendors. A number of eligible vendors noted their status and interest in pursuing certification as a result of learning of GO 156 and the Supplier Clearinghouse. We will offer them support in their pursuit of certification.
- In addition to collecting required data for this Annual Report, staff also took the opportunity to gather details and feedback relative to local job creation and workforce development opportunities that stem directly from our contracts. EBCE plans to use this information to further expand local job opportunities and evaluate our potential role in further strengthening the local clean energy business economy.

---

<sup>13</sup> List of Community Sponsorships: [www.ebce.org/community-sponsorships](http://www.ebce.org/community-sponsorships)

<sup>14</sup> [EBCE staff report](#), May 2021.

<sup>15</sup> [Oakland Roots press release and EBCE partnership video](#), September 2021.

<sup>16</sup> [www.ebce.org/our-power-mix](http://www.ebce.org/our-power-mix)

<sup>17</sup> List of COVID-19 Community Relief Grants: [www.ebce.org/covid-19-response](http://www.ebce.org/covid-19-response)

<sup>18</sup> [GO 156 Certification Benefits & FAQs](#), EBCE PDF

## 2022 Planning

- Through the second year of EBCE's Supplier Diversity program, staff has continued to refine ideas and offerings, as well as generate a number of new ideas for additional components that EBCE can add or develop to further increase vendors' awareness of the CPUC program.

## SUPPORT AND TECHNICAL ASSISTANCE TO SMALL AND DIVERSE BUSINESSES

- EBCE is committed to assisting our existing GO 156-eligible prime contractors in pursuing certification and offers technical assistance directly to our vendors, as well as publicly on our website. In 2021 EBCE did not receive any requests for support in the certification application process but did actively extend the offer to the four 2020 vendors who self-identified as 'eligible but not yet certified' through last year's questionnaire. In our outreach to diverse and ethnic chambers of commerce, we also included information on GO 156 certification, along with the offer for technical assistance to any of the organizations' members.
- EBCE also evaluated avenues to actively support our existing prime contractors in identifying certified subcontractors from the Supplier Clearinghouse where they have the need and interest. Given low interest from vendors, EBCE did not pursue developing a formal platform to enable prime contractors to more easily review and engage with certified subcontractors. We have, however, continued to promote the Supplier Clearinghouse as a robust database to source subcontractor leads, including highlighting this point on our Supplier Diversity webpage and linking to the Supplier Clearinghouse directly.

## 9.1.2 Summary of WMDVLGBTBE Purchases & Contracts

EBCE is pleased to report that in our second year we have supported seven confirmed GO 156 certified suppliers, for a total WMDVLGBTBE spend of \$390,057, a 28% increase from 2020. In 2021 EBCE also supported at least 14 eligible suppliers. The eligible but not yet certified suppliers have identified as Minority-Owned, Women-Owned, and/or LGBT-Owned Business Entities. One business has already begun their certification application process and we will work with the other interested suppliers to support their pursuit of certification by the Supplier Clearinghouse. If all eligible suppliers were certified in 2021, EBCE's total WMDVLGBTBE spend would have increased by \$449,328 for a would-be total of \$839,385.

As detailed in Section 9.1.1, given that CCAs' supplier selection never considers diverse supplier status for any procurement, our diverse supplier spend is a small portion of our annual Net Procurement. EBCE's total procurement with certified vendors captures spend with small and local business services within our community and bespoke technical consulting services utilized to support our innovative new clean energy programs, power portfolio management, and regulatory analysis and compliance. All seven certified vendors highlighted in this 2021 Annual Report are California-based businesses. Six of the seven businesses are located in Bay Area counties—including one in EBCE's service area—and the remaining vendor is located in Orange County.

Of the seven certified suppliers in our 2020 Annual Report, five suppliers remained active with EBCE in 2021. Of the two new certified suppliers in 2021, one company—Clean Energy Regulatory Research, LLC—was active with EBCE in and before 2020, but only pursued certification upon learning of GO 156 through EBCE's questionnaire process in 2020. The other new 2021 certified vendor for EBCE is the Law Office of Joseph F. Wiedman.

## WOMEN-OWNED BUSINESS ENTITY PROCUREMENT

Of our seven certified diverse suppliers, four are certified at least as a Woman-Owned Business Entity (“WBE”), with one certified as both a Minority-Owned and Woman-Owned Business Entity (“WMBE”). In the tables within this Section 9.1.2, the WMBE-certified vendor was counted under the Total Minority-Owned Business Entity (“MBE”) column; this vendor was still counted under the appropriate Minority Female portions of the various tables, but was not double counted towards our total diverse spend.

- **Blaisdell’s Business Products** is an East Bay-based office goods vendor that supplies EBCE with various office amenities.
- **California Energy Circuit, Inc.** is a Berkeley-based media outlet that produces an independent technical newsletter on California power markets and policy called ‘California Current.’ EBCE subscribes to this newsletter.
- **Clean Energy Regulatory Research, LLC** is a San Francisco-based regulatory consulting firm providing services to the electric and gas utility sector on clean energy programs.
- **Strategic Energy Innovations** (“SEI”) maintains a Climate Corps fellowship program that provides professional development and experiential learning opportunities for emerging climate protection leaders. SEI was contracted to recruit, train, and place a Climate Corps Fellow with EBCE.

## MINORITY-OWNED BUSINESS ENTITY PROCUREMENT

Of our seven certified diverse suppliers, three are certified at least as a Minority-Owned Business Entity (“MBE”), with one certified as both a Minority-Owned and Woman-Owned Business Entity (“WMBE”). As noted above, the WMBE-certified vendor was counted under the Total Minority-Owned Business Entity (“MBE”) column, and they were not double counted towards our total diverse spend.

- **Clean Energy Regulatory Research, LLC** is a San Francisco-based regulatory consulting firm providing services to the utility sector on clean energy programs.
- **Energy and Environmental Economics** (“E3”) provides industry-leading insights and analytics around power markets and the electricity industry. EBCE has engaged with E3 on a number of bespoke energy consulting projects.<sup>19</sup>
- **Pacific Printing** produced various mailers and printed collateral for EBCE.

## LGBT-OWNED BUSINESS ENTITY PROCUREMENT

Of our seven certified diverse suppliers, one is certified as a Lesbian, Gay, Bisexual, or Transgender-Owned Business Entity (“LGBTBE”).

- **The Law Office of Joseph F. Wiedman** is a Cloverdale-based firm providing legal services in the realm of cleantech law, policy, and energy markets.

---

<sup>19</sup> E3’s Supplier Clearinghouse certification expired on March 6, 2021. As such, EBCE is only reporting spend remitted to E3 between January 1 and March 6, 2021 under the certified spend categories relevant to E3. The remainder of spend made with E3 in 2021 is accounted for within the rest of EBCE’s Net Procurement.

## 9.1.2: WMDVLGBTBE Annual Results by Ethnicity

|   |                              | Direct           | Sub      | Total \$         | %            |
|---|------------------------------|------------------|----------|------------------|--------------|
| Minority Male   | Asian Pacific American       | \$1,200          | -        | \$1,200          | 0.02%        |
|   | African American             | -                | -        | -                | -            |
|   | Hispanic American            | \$286,133        | -        | \$286,133        | 5.04%        |
|   | Native American              | -                | -        | -                | -            |
|   | <b>Total Minority Male</b>   | <b>\$287,333</b> | <b>-</b> | <b>\$287,333</b> | <b>5.06%</b> |
| Minority Female   | Asian Pacific American       | \$27,870         | -        | \$27,870         | 0.49%        |
|   | African American             | -                | -        | -                | -            |
|   | Hispanic American            | -                | -        | -                | -            |
|   | Native American              | -                | -        | -                | -            |
|   | <b>Total Minority Female</b> | <b>\$27,870</b>  | <b>-</b> | <b>\$27,870</b>  | <b>0.49%</b> |
| <b>Total Minority Business Enterprise (MBE)</b>                         |                              | <b>\$315,203</b> | <b>-</b> | <b>\$315,203</b> | <b>5.55%</b> |
| <b>Women Business Enterprise (WBE)</b>                                  |                              | <b>\$61,724</b>  | <b>-</b> | <b>\$61,724</b>  | <b>1.09%</b> |
| <b>Lesbian, Gay, Bisexual, Transgender Business Enterprise (LGBTBE)</b> |                              | <b>\$13,130</b>  | <b>-</b> | <b>\$13,130</b>  | <b>0.23%</b> |
| <b>Disabled Veteran Business Enterprise (DVBE)</b>                      |                              | <b>-</b>         | <b>-</b> | <b>-</b>         | <b>-</b>     |
| <b>Other 8(a)*</b>  |                              | <b>-</b>         | <b>-</b> | <b>-</b>         | <b>-</b>     |
| <b>TOTAL WMDVLGBTBE</b>   |                              | <b>\$390,057</b> | <b>-</b> | <b>\$390,057</b> | <b>6.87%</b> |

**Net Procurement\*\***

**\$5,677,537**

**CPUC Notes:**

\* Firms classified as 8(a) of small business administration includes non-WMDVLGBTBE

\*\* Net procurement includes purchase order, non-purchase order, and credit card dollars

Direct – Direct procurement

Sub – Subcontractor procurement

% – Percentage of net procurement

**EBCE Notes:**

One firm is certified as a WMBE. This firm's procurement cost was counted under the Total MBE.



## 9.1.2: WMDVLGBTBE Direct Procurement by Product & Service Categories

|   |                              |                | Products     |                  | Services         |                  | Total            |              |
|---|------------------------------|----------------|--------------|------------------|------------------|------------------|------------------|--------------|
|   |                              |                | \$           | %                | \$               | %                | \$               | %            |
| Minority Male   | Asian Pacific American       | Direct         | -            | -                | \$1,200          | 0.02%            | \$1,200          | 0.02%        |
|   | African American             | Direct         | -            | -                | -                | -                | -                | -            |
|   | Hispanic American            | Direct         | -            | -                | \$286,133        | 5.20%            | \$286,133        | 5.04%        |
|   | Native American              | Direct         | -            | -                | -                | -                | -                | -            |
|   | <b>Total Minority Male</b>   | <b>Direct</b>  | <b>-</b>     | <b>-</b>         | <b>\$287,333</b> | <b>5.22%</b>     | <b>\$287,333</b> | <b>5.06%</b> |
| Minority Female   | Asian Pacific American       | Direct         | -            | -                | \$27,870         | 0.51%            | \$27,870         | 0.49%        |
|   | African American             | Direct         | -            | -                | -                | -                | -                | -            |
|   | Hispanic American            | Direct         | -            | -                | -                | -                | -                | -            |
|   | Native American              | Direct         | -            | -                | -                | -                | -                | -            |
|   | <b>Total Minority Female</b> | <b>Direct</b>  | <b>-</b>     | <b>-</b>         | <b>\$27,870</b>  | <b>0.51%</b>     | <b>\$27,870</b>  | <b>0.49%</b> |
| <b>Total Minority Business Enterprise (MBE)</b>                         | <b>Direct</b>                | <b>-</b>       | <b>-</b>     | <b>\$315,203</b> | <b>5.73%</b>     | <b>\$315,203</b> | <b>5.55%</b>     |              |
| <b>Women Business Enterprise (WBE)</b>                                  | <b>Direct</b>                | <b>\$1,997</b> | <b>1.16%</b> | <b>\$59,728</b>  | <b>1.08%</b>     | <b>\$61,724</b>  | <b>1.09%</b>     |              |
| <b>Lesbian, Gay, Bisexual, Transgender Business Enterprise (LGBTBE)</b> | <b>Direct</b>                | <b>-</b>       | <b>-</b>     | <b>\$13,130</b>  | <b>0.24%</b>     | <b>\$13,130</b>  | <b>0.23%</b>     |              |
| <b>Disabled Veteran Business Enterprise (DVBE)</b>                      | <b>Direct</b>                | <b>-</b>       | <b>-</b>     |                  |                  |                  |                  |              |
| <b>Other 8(a)*</b>  | <b>Direct</b>                | <b>-</b>       | <b>-</b>     | <b>-</b>         | <b>-</b>         | <b>-</b>         | <b>-</b>         |              |
| <b>TOTAL WMDVLGBTBE</b>   | <b>Direct</b>                | <b>\$1,997</b> | <b>1.16%</b> | <b>\$388,061</b> | <b>7.05%</b>     | <b>\$390,057</b> | <b>6.87%</b>     |              |

|   |                    |
|---|--------------------|
| <b>Total Product Procurement</b>                              | <b>\$172,085</b>   |
| <b>Total Service Procurement</b>                              | <b>\$5,505,452</b> |
| <b>Net Procurement**</b>                                      | <b>\$5,677,537</b> |
| <b>Total Number of WMDVLGBTBEs that Received Direct Spend</b> | <b>7</b>           |

### CPUC Notes:

\* Firms classified as 8(a) of small business administration includes non-WMDVLGBTBE

\*\* Net procurement includes purchase order, non-purchase order, and credit card dollars

Direct - Direct procurement

Sub - Subcontractor procurement

% - Percentage of net procurement

### EBCE Notes:

One firm is certified as a WMBE. This firm's procurement cost was counted under the Total MBE category.

% within the Product and Service columns are % of Total Product and Total Service, respectively. % within the Total column is % of Net Procurement.

## 9.1.2: WMDVLGBTBE Subcontractor Procurement by Product & Service Categories

|   |                              |            | Products |          | Services |          | Total    |          |
|---|------------------------------|------------|----------|----------|----------|----------|----------|----------|
|   |                              |            | \$       | %        | \$       | %        | \$       | %        |
| Minority Male   | Asian Pacific American       | Sub        | -        | -        | -        | -        | -        | -        |
|   | African American             | Sub        | -        | -        | -        | -        | -        | -        |
|   | Hispanic American            | Sub        | -        | -        | -        | -        | -        | -        |
|   | Native American              | Sub        | -        | -        | -        | -        | -        | -        |
|   | <b>Total Minority Male</b>   | <b>Sub</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> |
| Minority Female   | Asian Pacific American       | Sub        | -        | -        | -        | -        | -        | -        |
|   | African American             | Sub        | -        | -        | -        | -        | -        | -        |
|   | Hispanic American            | Sub        | -        | -        | -        | -        | -        | -        |
|   | Native American              | Sub        | -        | -        | -        | -        | -        | -        |
|   | <b>Total Minority Female</b> | <b>Sub</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> |
| <b>Total Minority Business Enterprise (MBE)</b>                         | <b>Sub</b>                   | <b>-</b>   | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> |          |
| <b>Women Business Enterprise (WBE)</b>                                  | <b>Sub</b>                   | <b>-</b>   | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> |          |
| <b>Lesbian, Gay, Bisexual, Transgender Business Enterprise (LGBTBE)</b> | <b>Sub</b>                   | <b>-</b>   | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> |          |
| <b>Disabled Veteran Business Enterprise (DVBE)</b>                      | <b>Sub</b>                   | <b>-</b>   | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> |          |
| <b>Other 8(a)*</b>  | <b>Sub</b>                   | <b>-</b>   | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> |          |
| <b>TOTAL WMDVLGBTBE</b>   | <b>Sub</b>                   | <b>-</b>   | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>-</b> |          |

|                                  |                    |
|----------------------------------|--------------------|
| <b>Total Product Procurement</b> | <b>\$172,085</b>   |
| <b>Total Service Procurement</b> | <b>\$5,505,452</b> |
| <b>Net Procurement**</b>         | <b>\$5,677,537</b> |

**CPUC Notes:**

\* Firms classified as 8(a) of small business administration includes non-WMDVLGBTBE

\*\* Net procurement includes purchase order, non-purchase order, and credit card dollars

Direct - Direct procurement

Sub - Subcontractor procurement

% - Percentage of net procurement

**EBCE Notes:**

EBCE did not collect sufficient data in 2021 to have visibility into certified subcontractor spend by our prime contractors.

## 9.1.2: WMDVLGBTBE Procurement by Standard Industrial Categories, Pt. 1

| SIC Category  |    | Asian Pacific American |                 | African American |        | Hispanic American |        | Native American |        |
|---|----|------------------------|-----------------|------------------|--------|-------------------|--------|-----------------|--------|
|   |    | Male                   | Female          | Male             | Female | Male              | Female | Male            | Female |
| <b>SIC 2752 - Commercial Printing, Lithographic</b> | \$ | -                      | -               | -                | -      | \$286,133         | -      | -               | -      |
|   | %  | -                      | -               | -                | -      | 99.97%            | -      | -               | -      |
| <b>SIC 5044 - Office Equipment</b>                  | \$ | -                      | -               | -                | -      | -                 | -      | -               | -      |
|   | %  | -                      | -               | -                | -      | -                 | -      | -               | -      |
| <b>SIC 7383 - News Syndicates</b>                   | \$ | -                      | -               | -                | -      | -                 | -      | -               | -      |
|   | %  | -                      | -               | -                | -      | -                 | -      | -               | -      |
| <b>SIC 8111 - Legal Services</b>                    | \$ | -                      | -               | -                | -      | -                 | -      | -               | -      |
|   | %  | -                      | -               | -                | -      | -                 | -      | -               | -      |
| <b>SIC 8748 - Business Consulting Services, NEC</b> | \$ | \$1,200                | \$27,870        | -                | -      | -                 | -      | -               | -      |
|   |    | 0.1%                   | 2.1%            | -                | -      | -                 | -      | -               | -      |
| <b>TOTAL</b>  | \$ | <b>\$1,200</b>         | <b>\$27,870</b> | -                | -      | <b>\$286,133</b>  | -      | -               | -      |
|   | %  | <b>0.04%</b>           | <b>1.0%</b>     | -                | -      | <b>10.3%</b>      | -      | -               | -      |

|                                  |                    |
|----------------------------------|--------------------|
| <b>Total Product Procurement</b> | <b>\$172,085</b>   |
| <b>Total Service Procurement</b> | <b>\$5,505,452</b> |
| <b>Net Procurement**</b>         | <b>\$5,677,537</b> |

**CPUC Notes:**

\* Firms classified as 8(a) of small business administration includes non-WMDVLGBTBE

\*\* Net procurement includes purchase order, non-purchase order, and credit card dollars

Total dollars – Total procurement dollar amount in the specific sic category

% – Percentage of total dollars

**EBCE Notes:**

One firm is certified as a WMBE. This firm's procurement cost was counted under the Total MBE category.

## 9.1.2: WMDVLGBTBE Procurement by Standard Industrial Categories, Pt. 2

| SIC Category  |    | Minority Business Enterprise (MBE) | Women Business Enterprise (WBE) | Lesbian, Gay, Bisexual, Transgender Business Enterprise (LGBTBE) | Disabled Veterans Business Enterprise (DVBE) | Other 8(a)* | Total WMDVLGBTBE | Total Dollars      |
|---|----|------------------------------------|---------------------------------|--|--|-------------|------------------|--------------------|
| <b>SIC 2752 - Commercial Printing, Lithographic</b> | \$ | \$286,133                          | -                               | -  | -  | -           | <b>\$286,133</b> | <b>\$286,208</b>   |
|   | %  | 99.97%                             | -                               | -  | -  | -           | <b>99.97%</b>    |                    |
| <b>SIC 5044 - Office Equipment</b>                  | \$ | -                                  | \$1,997                         | -  | -  | -           | <b>\$1,997</b>   | <b>\$7,314</b>     |
|   | %  | -                                  | 27.3%                           | -  | -  | -           | <b>27.3%</b>     |                    |
| <b>SIC 7383 - News Syndicates</b>                   | \$ | -                                  | \$7,500                         | -  | -  | -           | <b>\$7,500</b>   | <b>\$67,500</b>    |
|   | %  | -                                  | 11.1%                           | -  | -  | -           | <b>11.1%</b>     |                    |
| <b>SIC 8111 - Legal Services</b>                    | \$ | -                                  | -                               | \$13,130   | -  | -           | <b>\$13,130</b>  | <b>\$1,107,917</b> |
|   | %  | -                                  | -                               | 1.2%   | -  | -           | <b>1.2%</b>      |                    |
| <b>SIC 8748 - Business Consulting Services, NEC</b> | \$ | \$29,070                           | \$52,228                        | -  | -  | -           | <b>\$81,297</b>  | <b>\$1,304,841</b> |
|   | %  | 2.2%                               | 4.0%                            | -  | -  | -           | <b>6.2%</b>      |                    |
| <b>TOTAL</b>  | \$ | <b>\$315,203</b>                   | <b>\$61,724</b>                 | <b>\$13,130</b>  | -  | -           | <b>\$390,057</b> | <b>\$2,773,780</b> |
|   | %  | <b>11.4%</b>                       | <b>2.2%</b>                     | <b>0.5%</b>  | -  | -           | <b>14.1%</b>     |                    |

|                                  |                    |
|----------------------------------|--------------------|
| <b>Total Product Procurement</b> | <b>\$172,085</b>   |
| <b>Total Service Procurement</b> | <b>\$5,505,452</b> |
| <b>Net Procurement**</b>         | <b>\$5,677,537</b> |

**CPUC Notes:**

\* Firms classified as 8(a) of small business administration includes non-WMDVLGBTBE

\*\* Net procurement includes purchase order, non-purchase order, and credit card dollars

Total dollars – Total procurement dollar amount in the specific sic category

% – Percentage of net procurement

**EBCE Notes:**

One firm is certified as a WMBE. This firm's procurement cost was counted under the Total MBE category.



## 9.1.2: Number of WMDVLGBTBE Suppliers and Revenue Reported to the Clearinghouse

CCAs are not required to submit the Number of WMDVLGBTBE Suppliers and Revenue Reported to the Clearinghouse at this time, as per the CPUC Staff Presentation to CCAs made on September 22, 2021. EBCE recognizes this is subject to change in future reporting years.

### SMALL & LOCAL SPEND

EBCE is also including an optional table to the CCAs to highlight local, California, and certified small business spend. Local is constituted by a business' location within EBCE's service area, and small businesses are those certified by the California Department of General Services ("DGS"). These values do not influence our WMDVLGBTBE spend values reported elsewhere in this report. As the table shows, EBCE spends with the highest number of local businesses, and spends just over 70% of our Net Procurement within California.

|                     | Small Business*  |                | Local Business     |                | Combined                          |   |
|---------------------|------------------|----------------|--------------------|----------------|-----------------------------------|---|
|                     | Procurement (\$) | # of Suppliers | Procurement (\$)   | # of Suppliers | Small & Local Combined Spend (\$) | Small & Local Combined Spend (% of Net Procurement) |
| <b>EBCE Local</b>   | -                | -              | \$1,106,078        | 97             | <b>\$1,106,078</b>                | <b>19.48 %</b>                                      |
| <b>In State</b>     | \$77,755         | 2              | \$2,835,060        | 53             | <b>\$2,912,815</b>                | <b>51.30%</b>                                       |
| <b>Out of State</b> | -                | -              | \$1,658,644        | 46             | <b>\$1,658,644</b>                | <b>29.21%</b>                                       |
| <b>TOTAL</b>        | <b>\$77,755</b>  | <b>2</b>       | <b>\$5,599,782</b> | <b>196</b>     |                                   |   |

---

**Net Procurement\*\*** **\$5,677,537**

---

**CPUC Notes:**

\* Firms classified as small businesses by DGS include non-WMDVLGBTBE

\*\* Net procurement includes purchase order, non-purchase order, and credit card dollars

Direct – Direct procurement

Sub – Subcontractor procurement

% – Percentage of net procurement

**EBCE Notes:**

EBCE Local is constituted by a business' location within EBCE's service area.

Companies that are both certified small and local are not double counted.

All certified small businesses hold a Small Business (micro) certification from the DGS.

## 9.1.3 WMDVLGBTBE Program Expenses

EBCE's Supplier Diversity program expenses include staff and consulting time in the development of internal and external activities, as well as the preparation of the 2020 Report that occurred at the beginning of calendar year 2021. This included multiple sessions focused on collaboration and preparation with other CCAs as well as staff-wide training time.

| <b>EXPENSE CATEGORY</b>        | <b>YEAR (ACTUAL)</b> |
|--------------------------------|----------------------|
| <b>Wages</b>                   | \$12,854             |
| <b>Other Employee Expenses</b> | \$0                  |
| <b>Program Expenses</b>        | \$0                  |
| <b>Reporting Expenses</b>      | \$0                  |
| <b>Training</b>                | \$0                  |
| <b>Consultants</b>             | \$1,943              |
| <b>Other</b>                   | \$0                  |
| <b>TOTAL</b>                   | <b>\$14,797</b>      |

## 9.1.5 Summary of Prime Contractor Utilization of WMDVLGBTBE Subcontractors

Understanding the certification status of subcontracted business entities continues to be a blind spot for EBCE. Though we requested information from our prime contractors in the Supplier Diversity questionnaire, EBCE's current data collection processes do not capture the necessary information on subcontractors to have certainty on certification status or potential eligibility.

In our 2021 Supplier Diversity questionnaire, EBCE again asked vendors to detail their subcontracting with certified and/or eligible subcontractors. Over 90% of the questionnaire respondents do not utilize subcontractors for their work for EBCE, and most of the prime contractors who required subcontractors did not know the status of their subcontractor businesses. With heightened awareness of the Supplier Diversity program and Supplier Clearinghouse, we fully expect the knowledge of subcontractor status to improve as more prime contractors ask for this information. This may also naturally translate into an increase in reported certified subcontractors, as well.

Additionally, as we committed to in our 2021 Annual Plan, EBCE surveyed our prime contractors in 2021 to gather feedback regarding the value of a platform to connecting them to certified subcontractors as a way of supporting our existing prime contractors' own supplier diversity efforts. Given low interest from vendors, EBCE did not pursue developing a formal platform, though we have continued to promote the Supplier Clearinghouse as a robust database to source subcontractor leads, including highlighting this point on our Supplier Diversity webpage and linking to the Supplier Clearinghouse directly.

**SUMMARY OF PRIME CONTRACTOR UTILIZATION OF WMDVLGBTBE SUBCONTRACTORS**

|                  | Minority Male    | Minority Female | Minority Business Enterprise (MBE) | Women Business Enterprise (WBE) | Lesbian, Gay, Bisexual, Transgender Business Enterprise (LGBTBE) | Disabled Veterans Business Enterprise (DVBE) | Other 8(a)* | Total WMDVLGBTBE |
|------------------|------------------|-----------------|------------------------------------|---------------------------------|--|--|-------------|------------------|
| <b>Direct \$</b> | \$287,333        | \$27,870        | \$315,203                          | \$61,724                        | \$13,130   | -  | -           | <b>\$390,057</b> |
| <b>Sub \$</b>    | -                | -               | -                                  | -                               | -  | -  | -           | -                |
| <b>Total \$</b>  | <b>\$287,333</b> | <b>\$27,870</b> | <b>\$315,203</b>                   | <b>\$61,724</b>                 | \$13,130   | -  | -           | <b>\$390,057</b> |
| <b>Direct %</b>  | 5.06%            | 0.49%           | 5.55%                              | 1.09%                           | 0.23%  | -  | -           | <b>6.87%</b>     |
| <b>Sub %</b>     | -                | -               | -                                  | -                               | -  | -  | -           | -                |
| <b>Total %</b>   | <b>5.06%</b>     | <b>0.49%</b>    | <b>5.55%</b>                       | <b>1.09%</b>                    | <b>0.23%</b>   | -  | -           | <b>6.87%</b>     |

---

**Net Procurement\*\*** **\$5,677,537**

---

**CPUC Notes:**

\* Firms classified as 8(a) of small business administration includes non-WMDVLGBTBE

\*\* Net procurement includes purchase order, non-purchase order, and credit card dollars

Direct – Direct procurement

Sub – Subcontractor procurement

% – Percentage of net procurement

**EBCE Notes:**

One firm is certified as a WMBE. They were counted under the MBE category.

## 9.1.6 List of WMDVLGBTBE Complaints

EBCE did not receive any complaints in regard to our Supplier Diversity program or procurement methodologies. On the contrary, for a second year in a row we received positive feedback from various vendors grateful for the opportunity to not only share their status relative to our compliance needs—i.e. which ‘boxes they tick’—but to also share the active programs and initiatives they have developed and/or are maintaining relative to their own supplier diversity and workforce development efforts.

## 9.1.9 Additional WMDVLGBTBE Activity

All of EBCE’s 2021 activities supporting WMDVLGBTBEs are described in [Section 9.1.1](#).

# **2021 Power Procurement Annual Report**





## 9.1.11A Participation Results by Fuel Category

See results in table in [Appendix A](#).

## 9.1.11B Market Conditions and Outreach

EBCE supports the mission of GO 156 and experiences the same challenges as investor-owned utilities in its application to the power procurement space as well as additional challenges unique to EBCE.

As explained by the utilities in previous reports, the wholesale electric marketplace is comprised of large, long-term assets primarily owned and operated by large corporations and financial institutions. The generating resources that provide electricity to California customers are capital-intensive to construct and operate, thus there are limited opportunities for small to medium-sized businesses to enter the market as primary developers, owners, or operators. In the limited instances where small and medium-sized businesses do achieve contracts with load serving entities, these small businesses typically sell their assets to larger institutions; thus, the small businesses ultimately perform the role of an agent to develop and execute contracts for generating resources rather than the long-term owner or operator of the resource. This reality eliminates the opportunity for load serving entities to make ongoing payments to these small businesses.

Load serving entities typically do not make payments on contracts during the development process; any spend associated with a generating resource occurs when it is operational. Of EBCE's executed contracts for more than 825MW of long-term renewables and around 350MW of utility-scale storage, only four achieved commercial operation by the end of 2021, two of which generated invoices that were requested or paid during the calendar year.

GO 156 tracks load serving entities' physical power procurement in the form of (1) renewable and non-renewable physical power, and (2) fuels procured for generation (typically diesel or natural gas). EBCE aspires to achieve an emissions-free portfolio of generating resources by 2030. By the end of 2021, other than the three long-term contracts for renewable energy that had achieved commercial operation, the remainder of EBCE's physical power needs were filled through short-term hedges to minimize exposure to price volatility; the fourth of the long-term contracts that came online in 2021 was a standalone battery energy storage system. GO 156 reporting explicitly excludes financial hedges, Inter-SC Trades, and purchases from the CAISO in the report. As such, the table in Appendix A only reflects EBCE procurement of Renewable Energy Credits ("RECs") and the two long-term renewables contracts that generated invoices in 2021 in the 'Renewable Power Products Direct' category and the procurement of both Resource Adequacy<sup>20</sup> and Carbon-Free Energy in the 'Non-Renewable Power Products Direct' category. EBCE does not contract with fossil-fired generators for electricity; as a result, the organization has no cause to procure diesel or natural gas used to generate electricity. Additionally, as EBCE only provides electric service, EBCE does not contract for any fuels for non-generation. Thus, EBCE has no ability to engage in transactions with certified vendors for fuels.

---

<sup>20</sup> All 2021 Resource Adequacy was counted as 'non-renewable power products' for the purposes and interpretations of the definitions for this report, despite some capacity coming from renewable resources.

EBCE, as a local government entity, is further challenged in its ability to engage in transactions with certified vendors in the power procurement space as EBCE is legally prohibited under California Prop 209 from granting preferential treatment to certified vendors or other diverse businesses in the contracting process.

EBCE does have preferences to transact with businesses based in its service territory, certified as DVBEs, and/or located in a DAC, as well as for generating resources and/or energy storage that will be sited in Alameda County or the City of Tracy. Businesses that meet these criteria receive extra points in the valuation process when considered for long-term contracts with EBCE.

As referenced in the Executive Summary, EBCE's Local Development Business Plan ("LDBP") provides a blueprint for how EBCE can increase local jobs, reduce pollution, and accelerate a just transition in Alameda County. EBCE is implementing the LDBP across the agency's functions.

In the Fall of 2020, EBCE released a request for offers ("RFO") to procure additional long-term renewable energy resources, energy storage, and clean energy hedges.<sup>21</sup> In written materials describing the solicitation, EBCE provided background resources on GO 156 and specifically encouraged eligible suppliers to pursue certification. That RFO closed in 2021. At the end of 2021, EBCE prepared materials for an RFO to be released in 2022, including the same encouragement.

Procurement across EBCE also now includes a section in standard contracts defining prime counterparties' responsibility to perform annual reporting to EBCE of their status as a certified vendor, if applicable, and their annual spend with eligible and/or certified subcontractors or other businesses. In addition to the highlighting of GO 156 and the Supplier Diversity program in written materials, EBCE also describes the program and its importance in solicitation webinars.

---

<sup>21</sup> [EBCE Fall 2020 RFO](#)

# 2022 Annual Plan



## 10.1.2 Description of WMDVLGBTBE Program Activities Planned for 2022

As EBCE does not have any specific goals nor targets in terms of contracting with diverse suppliers, as per California Prop 209, we focus our goals on engagement of our existing prime contractors with the Supplier Diversity program. This takes the form of: 1) identifying and encouraging eligible vendors to complete the certification process—we already have a number of vendors in this stage after the 2021 questionnaire was completed—as well as 2) ensuring our prime contractors are aware of the Supplier Clearinghouse as they go out to source subcontractors, and 3) continued efforts to reach the business community with educational materials around EBCE’s contracting opportunities and GO 156 certification information.

In addition to continued commitments to local purchasing and community grants and scholarships, EBCE has also committed to the below activities to include and or continue in 2022.

### INTERNAL ACTIVITIES

#### Website and Supplier Resources

- EBCE will continue to add relevant updates and resources to our Supplier Diversity webpage and promote it to businesses and their networks.

#### Staff Engagement

- All EBCE staff will attend an annual internal training on GO 156, covering program overview, requirements, and responsibilities. The 2022 training will be expanded from 2021 to capture updates to the Administrative Procurement Policy and the associated evaluation scoring matrix updates to incorporate new bonus point opportunities for DVBEs and businesses located in DACs.

#### Data Capture and Improved Processes

- Staff has identified opportunities to improve internal processes and data capture to make our future reports even more thorough and robust. These initiatives will be implemented across the organization.

### EXTERNAL ACTIVITIES

#### Solicitations

- EBCE will continue including information on the CPUC Supplier Diversity program in all of our solicitations and solicitation webinars.

#### Diversifying Outreach

- EBCE will continue to expand our outreach efforts to not only reach our existing network of local community environmental groups, trade organizations, and chambers of commerce. Staff will continue outreach and partnership efforts with other local networks to more directly communicate our solicitations and contracting opportunities with these groups and their members.

#### CCA Collaboration

- EBCE will continue to explore the potential to collaborate with other CCAs in outreach and education efforts to our supplier ecosystems. We plan to, at the very least, participate in MCE’s 2022 “Certify & Amplify” workshop.

## **Non-Applicable Sections (9.1.4, 9.1.7, 9.1.8, 9.1.10, 10.1.1, 10.1.3, 10.1.4, 10.1.5, 10.1.6)**

The following sections are not applicable to CCAs and therefore EBCE has intentionally not included responses to these sections.

- 9.1.4
- 9.1.7
- 9.1.8
- 9.1.10
- 10.1.1
- 10.1.3
- 10.1.4
- 10.1.5
- 10.1.6



# APPENDIX

| Product <sup>1</sup>                | Unit                                  | Results by Ethnicity & Gender |        |       |                  |        |       |                   |        |       |                 |        |       | Results by WMDVLGBTBE Certification |                                 |  |   |                         | Total WMDVLGBTBE Procurement Spend <sup>3</sup> | Total Procurement Spend |                      |      |      |      |      |                            |               |
|-------------------------------------|---------------------------------------|-------------------------------|--------|-------|------------------|--------|-------|-------------------|--------|-------|-----------------|--------|-------|-------------------------------------|---------------------------------|--|---|-------------------------|---|-------------------------|----------------------|------|------|------|------|----------------------------|---------------|
|                                     |                                       | Asian Pacific American        |        |       | African American |        |       | Hispanic American |        |       | Native American |        |       | Minority Business Enterprise (MBE)  | Women Business Enterprise (WBE) | Lesbian, Gay, Bisexual, Transgender Business Enterprise (LGBTBE) | Disabled Veteran Business Enterprise (DVBE) | Other 8(a) <sup>6</sup> |   |                         | Subcontracting Total |      |      |      |      |                            |               |
|                                     |                                       | Male                          | Female | Total | Male             | Female | Total | Male              | Female | Total | Male            | Female | Total | Total                               | Total                           | Total  | Total                                       | Total                   |   |                         | Total                |      |      |      |      |                            |               |
| Renewable Power Products Direct     | \$                                    | \$ -                          | \$ -   | \$ -  | \$ -             | \$ -   | \$ -  | \$ -              | \$ -   | \$ -  | \$ -            | \$ -   | \$ -  | \$ -                                | \$ -                            | \$ -   | \$ -  | \$ -                    | \$ -  | \$ -                    | \$ -                 | \$ - | \$ - | \$ - | \$ - | \$ 9,893,821               |               |
|                                     | %                                     |                               |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      |                            |               |
|                                     | \$ <sup>2</sup>                       | \$ -                          | \$ -   | \$ -  | \$ -             | \$ -   | \$ -  | \$ -              | \$ -   | \$ -  | \$ -            | \$ -   | \$ -  | \$ -                                | \$ -                            | \$ -   | \$ -  | \$ -                    | \$ -  | \$ -                    | \$ -                 | \$ - | \$ - | \$ - | \$ - | \$ -                       |               |
|                                     | % <sup>2</sup>                        |                               |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      |                            |               |
| Non-Renewable Power Products Direct | Physical                              | \$                            | \$ -   | \$ -  | \$ -             | \$ -   | \$ -  | \$ -              | \$ -   | \$ -  | \$ -            | \$ -   | \$ -  | \$ -                                | \$ -                            | \$ -   | \$ -  | \$ -                    | \$ -  | \$ -                    | \$ -                 | \$ - | \$ - | \$ - | \$ - | \$ -                       | \$ 52,128,997 |
|                                     |                                       | %                             |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      |                            |               |
|                                     |                                       | \$ <sup>2</sup>               | \$ -   | \$ -  | \$ -             | \$ -   | \$ -  | \$ -              | \$ -   | \$ -  | \$ -            | \$ -   | \$ -  | \$ -                                | \$ -                            | \$ -   | \$ -  | \$ -                    | \$ -  | \$ -                    | \$ -                 | \$ - | \$ - | \$ - | \$ - | \$ -                       | \$ -          |
|                                     |                                       | % <sup>2</sup>                |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      |                            |               |
| Fuels for Generation                | Diesel Direct                         | \$                            | \$ -   | \$ -  | \$ -             | \$ -   | \$ -  | \$ -              | \$ -   | \$ -  | \$ -            | \$ -   | \$ -  | \$ -                                | \$ -                            | \$ -   | \$ -  | \$ -                    | \$ -  | \$ -                    | \$ -                 | \$ - | \$ - | \$ - | \$ - | \$ -                       | \$ -          |
|                                     |                                       | %                             |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      |                            |               |
|                                     | Nuclear Direct                        | \$                            | \$ -   | \$ -  | \$ -             | \$ -   | \$ -  | \$ -              | \$ -   | \$ -  | \$ -            | \$ -   | \$ -  | \$ -                                | \$ -                            | \$ -   | \$ -  | \$ -                    | \$ -  | \$ -                    | \$ -                 | \$ - | \$ - | \$ - | \$ - | \$ -                       | \$ -          |
|                                     |                                       | %                             |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      |                            |               |
| Natural Gas Direct                  | Physical                              | \$                            | \$ -   | \$ -  | \$ -             | \$ -   | \$ -  | \$ -              | \$ -   | \$ -  | \$ -            | \$ -   | \$ -  | \$ -                                | \$ -                            | \$ -   | \$ -  | \$ -                    | \$ -  | \$ -                    | \$ -                 | \$ - | \$ - | \$ - | \$ - | \$ -                       | \$ -          |
|                                     |                                       | %                             |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      |                            |               |
| Post 2011                           | SubTotal of Columns <sup>2</sup>      | \$                            |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      | \$ -                       |               |
|                                     | SubTotal % of Total Procurement Spend | %                             |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      | Overall WMDVLGBTBE %: 0.0% |               |
| ALL                                 | SubTotal of Columns <sup>4</sup>      | \$                            |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      | \$ -                       |               |
|                                     | SubTotal % of Total Procurement Spend | %                             |        |       |                  |        |       |                   |        |       |                 |        |       |                                     |                                 |  |   |                         |   |                         |                      |      |      |      |      | Overall WMDVLGBTBE %: 0.0% |               |

**CPUC Notes:**

<sup>1</sup> Excludes purchases from the CAISO, other IOUs, utilities, Federal entities, State entities, Municipalities and cooperatives

<sup>2</sup> Includes only long term power procurement commitments after June 6, 2011 or as a result of RFOs after June 6, 2011

<sup>3</sup> Total WMDVLGBTBE spend does not include pre-COD subcontracting values

<sup>4</sup> Includes all power procurement commitments

<sup>5</sup> Firms with multi-minority ownership status

<sup>6</sup> Firms classified as 8(a) by the Small Business Administration includes non-WMDVLGBTBE

% - percentages calculated by the Row Category Total Procurement Spend

**EBCE Notes:**

EBCE also excluded any purchases from any other CCAs.

Non-Renewable Power Products Direct includes 2021 purchases Carbon-Free Energy (large hydro and ACS), and Resource Adequacy (all resources).

Renewable Power Products Direct includes 2021 long-term renewables contracts payments, as well as Renewable Energy Credit (REC) purchases.

Dollar figures in this table are standard; entered in \$MMs in supplemental Excel template submitted to CPUC.

