By Hand Delivery

Ms. Lora Johnson, CMC
Clerk of Council
Room 1E09, City Hall
1300 Perdido Street
New Orleans, LA 70112

In Re: RESOLUTION AND ORDER ESTABLISHING ADOCKET AND
OPENING A RULEMAKING PROCEEDING TO ESTABLISH RENEWABLE
PORTFOLIO STANDARDS
DOCKET NO. UD-19-01

Dear Ms. Johnson:

Please find enclosed an original and three (3) copies of Comments of Audubon Louisiana, 350 New Orleans, Vote Solar, and Alliance for Affordable Energy on Replies to the Advisors’ Report in the above-mentioned docket. Please file the attached communication and this letter in the record of the proceeding and return one time stamped copy to our courier, in accordance with normal procedures. If you have any questions, please do not hesitate to contact me.

Thank you for your time and attention,

Sincerely,

Logan A Burke
Executive Director
Alliance for Affordable Energy

P.O. Box 751133, New Orleans, LA 70175 | Office: 504.208.9761 | www.all4energy.org
COMMENTS OF AUDUBON LOUISIANA, VOTE SOLAR, 350 NEW ORLEANS, AND ALLIANCE FOR AFFORDABLE ENERGY

ON REPLIES TO

ADVISORS' REPORT ON RENEWABLE PORTFOLIO STANDARDS


We continue to support the Council's groundbreaking decision to initiate this Renewable Portfolio Standards ("RPS") rulemaking docket. We have been actively engaged in this proceeding in our own right, and as active members of the Energy Future New Orleans ("EFNO") coalition.

On 3 September 2019, the Advisors to the Council of the City of New Orleans ("Advisors") submitted extensive comments reflecting their views on the comments submitted by the parties to this proceeding. On or about 15 October 2019, we and several other parties submitted reply
comments addressing the Advisors' Report. The purpose of these comments is to address Reply Comments to the Advisors’ Report.

Introduction and Overview

In July 2017, the City of New Orleans (“City”) set itself on a course of climate responsibility through adoption and publication of “Climate Action for a Resilient New Orleans” (“Climate Action”) and committed to a 50% reduction in greenhouse gas pollution by 2030. The City further committed to a complementary goal of 100% low-carbon electricity, among other goals, by that same date. Climate Action made the case for its aggressive goals and established essential objectives that include incremental annual energy savings, new renewable energy generation, ending dependence on coal, affordability, equity, and resilience, among others. Transportation, waste reduction, and cultural transformation initiatives are also key elements of the Climate Action vision.

In our view, establishing workable and strong renewable portfolio standards remains a reasonable and necessary major step in achieving the Climate Action vision, and more importantly, in achieving a 100% renewable energy future for the City of New Orleans. Realizing a 100% renewable energy goal is completely aligned with our organizational missions as well, as set forth in our previously-filed comments addressing the Advisors’ Report.

After reviewing the Advisors’ Report and all of the comments filed by parties in this proceeding, we continue to urge the Council to adopt a Resilient and Renewable Portfolio Standard (“R-RPS”) for New Orleans that would require 55% of Entergy New Orleans’ (“ENO”) retail sales to be served by resilient and renewable resources by 2033, and 100% by 2040.
A 100% R-RPS goal will be transformative of almost every aspect of life and work in New Orleans. Design and implementation of the R-RPS requires a holistic vision and approach because of the magnitude and import of the task. It requires a view that transcends the narrow question of electricity supply and embraces a view of affordability, environmental performance, equitable access to clean energy, and, of course, the strength, empowerment, and durability that comes from clean community energy development ("CCED"). Implementing the R-RPS means that some procedures must be changed, and rules that might limit the R-RPS might need amendment. In the end, the R-RPS must embody and exemplify the "triple bottom line" of true sustainability—economic sustainability, environmental sustainability, and equitable sustainability.

Importantly, and unlike Entergy New Orleans ("ENO" or "Entergy") and some other parties who would indefinitely defer the important and transformational work that New Orleans must do, we urge the Council to adopt a strong mandatory R-RPS framework now in order to create the urgency and commitment that Entergy and other naysayers lack.

Comments on Replies to Advisors' Report by Various Parties

Entergy New Orleans

1. Entergy states that in reaching decisions about the RPS, the Council must "remember that ENO is obligated to provide, and the Council is obligated to ensure, reliable electric service to New Orleans and its residents at the lowest reasonable cost." We believe that Entergy is right about its fundamental obligation as an electricity services provider. And for too long, Entergy has failed to address the real and burdensome costs of storm-prone and climate change-causing central station fossil energy electricity generation. The reason an R-RPS is necessary today is...
because Entergy willfully ignored those costs for decades. ENO’s proposal for a voluntary Clean Energy Standard ("CES") of 70% by 2030 is too little and too lax in light of the Company’s record of performance.

2. We agree with ENO that none of the Council Advisors’ "alternatives are yet developed enough to provide the kind of comprehensive, detailed regulatory framework that will be necessary to administer or enforce a goal that affects ENO’s entire portfolio of supply- and demand-side resources, as well as electrification efforts and even third-party resources."

Likewise, we assert that the analysis is not sufficient to support efforts to limit or weaken the vision and reach of an RPS.

3. Entergy’s recommendation that “the Council should (i) make reducing emissions and addressing climate change the primary focus of this proceeding and, as such, (ii) adopt a technology-neutral CES” is illusory and ultimately inadequate. The very concept behind an RPS is to change the direction on the business-as-usual choices that Entergy has made and continues to make. The RPS that the Council adopts must express preferences for local, clean, resilience-enhancing, job-creating, and sustainable resources. The best technologies with the best comprehensive benefit-cost analysis results should be prioritized. Entergy’s proposal is, in the end, for no standard at all.

4. In addition, Entergy’s premise in opposing a strong RPS that “currently-viable technologies cannot support 100% carbon-free electricity or net-zero carbon emissions by 2050” is false and caviling. First, “currently viable” is a vague and meaningless characterization. Entergy has an abundant array of cost-effective and reliable distributed energy resources available for use today, if it would only stop preferring uneconomic and polluting utility-scale
1. We agree with Air Products and Chemicals, Inc. ("APC" or "Air Products") that further analysis is an appropriate next step. APC raises the somewhat opaque way in which the Advisors’ reviewed and characterized party analysis and recommendations in order to compose their report and its three alternative optional approaches. Other parties have raised the same concern. As SREA noted, the Advisors’ Report “may not fully capture [party] positions on all items,” and therefore, the Council should “continue to develop opportunities for stakeholder feedback and various iterations of the proposed RPS.”
2. Air Products proposes a cap on impacts on any rate impacts it may incur as a result of
RPS implementation. While we agree that guard rails like a rate impact cap are an appropriate
consideration, it is too early in the process to formally set the actual limitations—analysis of the
RPS pathways is required first. Any limitations must be equitable for all customers and must
recognize the major role that large industrial operations play in causing climate pollution.

3. We agree with APC that progress toward achieving the R-RPS should be tracked through
reports from Entergy. We further agree that such reports should be submitted in docketed
proceedings that give all interested stakeholders access to the information and an opportunity to
comment on appropriate action.

4. APC raises the issue of how Entergy’s failures to meet targets under an RPS will be
addressed. We agree that this is an important design element and deserves further discussion.

5. APC opposes commingling of funds from an alternative compliance mechanism with
funds in the Clean NOLA Fund. We believe this issue needs further discussion after the terms of
a compliance mechanism are established.

Alliance for Affordable Energy & 350 New Orleans

1. We endorse and reiterate Alliance for Affordable Energy’s (“AAE”) reply comments and
the recognition that the RPS should be seen as, and integrated with, a comprehensive strategy of
decarbonization and utility transformation. We further agree that this transformation should
include Entergy moving to a platform model of service that provides all New Orleans citizens
with non-discriminatory access to clean energy products and services.

2. We agree with and reiterate AAE’s comments that renewable energy procurement should
rely more on competitive procurement processes. Entergy’s capex bias and generous rate of
return create a strong incentive for the utility to prefer its own unnecessarily expensive fossil, nuclear, and renewable resources. Markets are delivering renewables at much lower cost than Entergy proposes.

3. We agree with and reiterate AAE’s comments that the RPS is not just about the type of electricity supply resources that provide energy and capacity. The R-RPS can and will lead Entergy and New Orleans in a particular direction toward a particular goal, that is, toward enhanced grid resilience and greater integration of clean, renewable, job-creating distributed energy resources.

4. We agree with AAE and 350 New Orleans on their comments regarding the Advisors’ promotion of nuclear power and carbon capture and storage (“CCS”). That is, these options should not be a priority resource for an RPS or for New Orleans because they are unreliable and too expensive. Under New Orleans’ R-RPS, best buys should go first—a sustainable energy future requires it.

PosiGen Solar

1. We agree with PosiGen Solar (“PosiGen”) that customer- and third-party-owned and operated solar resources represent a superior economic value to New Orleans as compared to Entergy-owned solar.

2. We agree with PosiGen that leveraging private investment to secure energy resources in the New Orleans community offers additional, premium value to an R-RPS investment strategy. Further, the R-RPS community benefits can be strengthened with market-friendly mechanisms like a local Green Bank.

3. We agree with PosiGen that Council should rely on the practical, real-world experiences of actual businesses engaged in developing and delivering distributed energy resource services.
and products. PosiGen's comments are about what can be done. Further, we agree with PosiGen that any assumptions about rate impacts must be grounded on facts and transparent data.

Southern Renewable Energy Association

1. In addition to Southern Renewable Energy Association’s ("SREA") comments regarding the Advisors' Report's characterization of party recommendations addressed above, we also agree with SREA that any RPS tiers, carve-outs, or other technology-, customer-, and location-specific provisions in the ultimate R-RPS should be carefully modeled and evaluated prior to adoption. However, we caution that the Council should not make the "perfect" into the enemy of the "good." In the end, results should control, and the R-RPS policy should be flexible in service of those results—a resilient and renewable energy system for New Orleans. We further support SREA’s recognition that diversity—whether geographic, technological, or in ownership of resources—can and will improve grid performance in New Orleans.

Conclusion

The adoption of an R-RPS framework and the hard work to come in fleshing it out represent some of the most auspicious and important work the Council can and should undertake to ensure a safe, clean, equitable, and affordable life for New Orleans and its citizens today and in the future. We appreciate the opportunity to provide these additional comments in the proceeding and reiterate our commitment to active participation in the proceedings in the weeks and months to come. The comments to date, as well as the report from the Advisors, are clarifying the important decisions that the Council should and must soon make. The Audubon Society, the Alliance for Affordable Energy, Vote Solar, 350 New Orleans, and other members of the Energy Future New Orleans Coalition strongly urge the Council to adopt the R-RPS framework and to set a truly sustainable course for New Orleans.
In Re: RESOLUTION AND ORDER ESTABLISHING A DOCKET AND OPENING A RULEMAKING PROCEEDING TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS. DOCKET UD-19-01

I hereby certify that I have on this 19th day of November, 2019, served the required number of copies of the foregoing correspondence upon all other known parties of this proceeding, by USPS or electronic mail.

Logan Atkinson Burke
Executive Director
Alliance for Affordable Energy

November 5, 2019

RULEMAKING PROCEEDING TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS

DOCKET UD-19-01

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