

RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA  
APPROVING AND AUTHORIZING THE EXECUTION OF THE JOINT  
EXERCISE OF POWERS AGREEMENT CREATING THE SAN DIEGO  
REGIONAL COMMUNITY CHOICE ENERGY AUTHORITY

WHEREAS, Section 6500 et seq. of the Government Code authorizes the joint exercise by two or more public agencies of any power common to them as a Joint Powers Authority ("JPA"); and

WHEREAS, Public Utilities Code Section 366.2(c)(12) specifically authorizes two or more cities and counties to conduct a Community Choice Aggregation (CCA) program through the creation of a Joint Powers Authority; and

WHEREAS, the creation of a JPA would allow its members to share resources and jointly provide and achieve the environmental and economic benefits of a CCA program on a regional basis; and

WHEREAS, the City of Chula Vista desires to enter into a Joint Exercise of Powers Agreement to establish the San Diego Regional Community Choice Energy Authority along with Cities of San Diego, La Mesa, Encinitas, and Imperial Beach, and any additional members approved by the JPA Board in the future.

NOW, THEREFORE, the City Council of the City of Chula Vista hereby resolves as follows:

1. The Joint Exercise of Powers Agreement Creating the San Diego Regional Community Choice Energy Authority (SDRCCEA) is hereby approved, and the Mayor is directed and authorized to execute the Agreement in substantially the form attached hereto as Exhibit A, together with minor technical or clerical corrections, if any, as may be approved by the City Attorney.
2. Staff is authorized and directed to take such further actions as may be necessary and appropriate to implement the intent and purposes of this Resolution.
3. This Resolution and the creation of the SDRCCCEA is exempt from the requirements of the California Environmental Quality Act (CEQA), as it involves organizational and administrative activities of government that will not result in direct or indirect physical changes on the environment, and therefore is not considered a "project." (14 Cal. Code Regs. § 15378(b)(5).) Further, the resolution is exempt from CEQA as there is no possibility that the resolution or its implementation would have a significant negative effect on the environment, pursuant to the State CEQA Guidelines (14 Cal. Code Regs. § 15061(b)(3).)

Presented by

Eric Crockett

Director of Economic Development

Approved as to form by

Glen R. Googins

City Attorney