

RESOLUTION NUMBER R- 309038

DATE OF FINAL PASSAGE JUL 02 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO EXPRESSING OPPOSITION TO ASSEMBLY
BILL 2145 (BRADFORD) WHICH POSITS OBSTACLES FOR
THE PROVISION OF ELECTRIC COMMODITY SERVICE
THROUGH COMMUNITY CHOICE AGGREGATION

WHEREAS, in 2002, the California Legislature adopted AB 117, the Community Choice Aggregation (CCA) law, to provide local public agencies the ability to aggregate customer electric loads for the provision of electricity as a commodity, and to offer their communities a choice of electricity service provider; and

WHEREAS, Assembly Bill (AB) 2145 (Bradford) is currently pending in the California Assembly and contains provisions which, if adopted, would enact such substantial obstacles to the ability of local agencies to create a CCA program option, that the practical intention and purpose of the Community Choice Aggregation law (AB 117) would be eviscerated and undermined; and

WHEREAS, under existing law, when local agencies establish a CCA program, electrical customers within the agency's area automatically become customers of the CCA program, but have the right to opt out of the CCA and receive service by the incumbent Investor Owned Utility; however, AB 2145 would reverse this essential aspect of the law to provide that customers must affirmatively opt in to the CCA program, thus making the creation of a successful CCA program much more difficult; and

WHEREAS, AB 2145 also contains provisions that would impose unacceptable administrative requirements on a prospective CCA program, and would cede more control of local CCA programs to the California Public Utilities Commission; and


WHEREAS, if enacted, AB 2145 will limit local energy choice, impinge on possible approaches for meeting San Diego's environmental goals, curb local government prerogatives, and materially diminish local communities' ability to create CCA programs in California; NOW THEREFORE,

BE IT RESOLVED that the City Council hereby lodges its opposition to Assembly Bill 2145 (Bradford) – Electricity: Community Choice Aggregation.

BE IT FURTHER RESOLVED that the City's State Legislative Affairs representatives and lobbyists are hereby directed to actively engage State Legislators with the resolution made here, to convey the City of San Diego's complete opposition to Assembly Bill 2145 (Bradford).

APPROVED: JAN I. GOLDSMITH, City Attorney

By



Frederick M. Ortlieb
Deputy City Attorney

FMO:js:mt
6/16/2014 REV.
6/12/2014 COR. COPY
5/28/2014
Or.Dept: Committee on the Environment
Doc. No.:796206

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 16 2014.

ELIZABETH S. MALAND
City Clerk

By Karen Ousk
Deputy City Clerk

Approved: _____
(date)

KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

NOTE: This resolution was returned unsigned by the Mayor's Office to the City Clerk on July 2, 2014. Pursuant to San Diego City Charter Section 295(a)(2), this resolution is deemed approved on July 2, 2014.

Passed by the Council of The City of San Diego on JUN 16 2014, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Harris	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 02 2014.

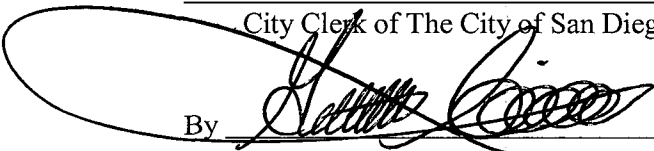
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By  Deputy

Office of the City Clerk, San Diego, California

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