

RESOLUTION NUMBER R- 312675

DATE OF FINAL PASSAGE OCT 08 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO CONFIRMING APPOINTMENTS TO 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)(B) 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 San Diego is entering into a Joint Exercise of Powers Agreement to establish the San Diego Regional Community Choice Energy Authority (Authority) along with other Founding Members, and any additional members approved by the JPA Board in the future; and

WHEREAS, the Governing Body of the Authority shall be a Board of Directors (Board) consisting of two directors for each member of the Authority until there are five or more members of the Authority; and

WHEREAS, when a fifth member joins the Authority, the number of directors per member shall be reduced to one per member; each member shall determine which director shall

be that member's representative on the Board within 45 days of the date the fifth member joins the Authority; and

WHEREAS, each director must be a member of the Governing Body of the appointing member and serve at the pleasure of the Governing Body of the member whom appointed such director and may be removed by such Governing Body at any time; and

WHEREAS, once the Authority reaches five members and becomes governed by a single appointed director for each member, then the Governing Body of each member shall appoint an alternate to serve in the absence of the primary director; the alternate is not required to be a member of the Governing Body of the appointing member and shall have all the rights and responsibilities of the primary director when serving in his/her absence; and

WHEREAS, under the terms of the Joint Exercise of Powers Agreement, each member chooses the terms of its appointed director (s); and

WHEREAS, the cities of Chula Vista, La Mesa, Imperial Beach, and Encinitas have approved resolutions joining the Authority; and

WHEREAS, the Authority now has five members, so the Mayor is appointing one director and one alternate as required under the terms of the JPA to be confirmed by Council;

NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the following appointments by the Mayor of the City of San Diego, to serve as members of the San Diego Regional Community Choice Energy Authority, for the term ending as indicated, are made and hereby confirmed:

Passed by the Council of The City of San Diego on OCT 01 2019, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 08 2019.

(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.

(Seal)

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

By *Hy Brady*, Deputy

Office of the City Clerk, San Diego, California
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