

VALLEY CLEAN ENERGY ALLIANCE

RESOLUTION NO. 2019- 016

RESOLUTION OF THE BOARD OF DIRECTORS OF THE VALLEY CLEAN ENERGY ALLIANCE (VCE) APPROVING THE CITY OF WINTERS MEMBERSHIP IN THE VCE JOINT POWERS AGENCY (JPA) AND AUTHORIZING INTERIM GENERAL MANAGER IN CONSULTATION WITH LEGAL COUNSEL TO UPDATE THE EXHIBITS OF THE VCE JOINT EXERCISE OF POWERS AGREEMENT TO PROVIDE FOR THE MEMBERSHIP OF WINTERS AND ITS PARTICIPATION OF WINTERS IN THE COMMUNITY CHOICE ENERGY PROGRAM

WHEREAS, the Valley Clean Energy Alliance (“VCE”) is a joint powers agency established under the Joint Exercise of Powers Act of the State of California (Government Code Section 6500 et seq.) (“Act”), and pursuant to a Joint Exercise of Powers Agreement Relating to and Creating the Valley Clean Energy Alliance between the County of Yolo (“County”), the City of Davis (“Davis”), and the City of Woodland (“City”) (the “JPA Agreement”), to collectively study, promote, develop, conduct, operate, and manage energy programs;

WHEREAS, under Section 2.4.2 of the JPA Agreement creating Valley Clean Energy Alliance, the Board of Directors may allow other cities and counties to become members in the VCE JPA and thereby to participate in VCE’s Community Choice Energy program (the “Program”) provided certain conditions are met;

WHEREAS, in September 2019 the VCE Board, Cities of Davis and Woodland, and Yolo County approved the First Amendment to the JPA to create an Associate Member classification and on November 14, 2019 the City of Winters became an Associate Member;

WHEREAS, on October 1, 2019, the City Council of the City of Winters (“Winters”) adopted a resolution requesting that the incorporated municipality become a member of VCE and a participant in the Program;

WHEREAS, on October 10, 2019, the VCE Board accepted Winters request and outlined the terms of membership;

WHEREAS, on October 15, 2019, the Winters City Council a) agreed to all the terms of VCE membership; and, b) approved the execution of any and all documents necessary to enter into the VCE JPA Agreement;

WHEREAS, on November 5, 2019 the City of Winters completed the membership requirements with the passing of an ordinance authorizing its participation in the community choice program as required by Public Utilities Code Section 366.2(c)(12);

WHEREAS, the VCE Board has determined that the participation in VCE’s Program by the City of Winters is in the best interests of VCE, its potential customers, residents and businesses in Yolo County, and the public generally; and

WHEREAS, implementation of the VCE Program will benefit electric customers in the City of Winters, by providing electric power to customers at a competitive cost, to benefit ratepayers and the local economy; reducing local greenhouse gas emissions; carrying out programs to reduce total energy consumption; stimulating and sustaining the local economy, including by developing or promoting local distributed energy resources; and promoting long-term electric rate stability, energy security, reliability, and resilience.

NOW, THEREFORE, the Board of Directors of the Valley Clean Energy Alliance resolves as follows:

1. The City of Winters membership in Valley Clean Energy JPA is hereby approved effective December 12, 2019.
2. The Interim General Manager in consultation with legal counsel shall update the exhibits of the Valley Clean Energy Alliance Joint Exercise of Powers Agreement to add the Winters signature page as Exhibit F and to update the Exhibits to add Winters and Winters electric load and voting shares to the Exhibits, together with any other technical amendments to the Exhibits necessary to effectuate Winters membership in VCE.

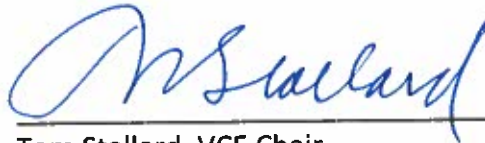
PASSED, APPROVED, AND ADOPTED, at a regular meeting of the Valley Clean Energy Alliance, held on the 12th day of December 2019, by the following vote:

AYES: STALLARD, SANDY, FRERICHS, CARSON, JAYLOR

NOES: NONE

ABSENT: BARAJAS

ABSTAIN: NONE



Tom Stallard, VCE Chair



Alisa M. Lembke, VCE Board Secretary