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Section 1: FINDINGS AND PURPOSE. The City Council of the City of Rialto has been actively investigating options to procure and provide electric power to citizens with the intent of achieving greater local control and involvement over the provision of electric services, competitive electric rates, the development of clean, local, renewable energy projects and promoting competitively priced renewable energy. An initial analysis concluded that a Community Choice Aggregation program would benefit the City by delivering the use of local renewable energy at or above the required Renewable Portfolio Standard level while providing economic benefits to the City through lower electric generation rates.

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- 6 a. On September 24, 2002, the Governor signed into law Assembly Bill 117 (Stat.
7 2002, ch 838; see California Public Utilities Code section 366.2. hereinafter
8 referred to as the “Act”), which authorizes any California city or county, whose
9 governing body so elects, to combine the electricity load of its residents and
0 businesses in a community-wide electricity aggregation program known as
1 Community Choice Aggregation.
- 2 b. Through Docket No. R.03-10-003, the California Public Utilities Commission has
3 issued various decisions and ruling addressing the implementation of Community
4 Choice Aggregation programs, including the issuance of a procedure by which the
5 California Public Utilities Commission will review “Implementation Plans,”
6 which are required for submittal to the California Public Utilities Commission, as
7 a the means of describing the Community Choice Aggregation program and
8 assuring compliance with various elements contained in the Act.

- 1 c. The Act requires the Community Choice Aggregation program participants to
2 adopt an Ordinance electing to implement a Community Choice Aggregation
3 program within the jurisdiction of the local government agency.
- 4 d. This Ordinance is adopted pursuant to Public Utilities Code sections 218.3, 331.1,
5 366, 366.2, 381.1, 394 and 394.25, allowing the City of Rialto to establish a
6 Community Choice Aggregation program.

7 **Section 3:** AUTHORIZATION TO IMPLEMENT A COMMUNITY CHOICE
8 AGGREGATION PROGRAM.

- 9 a. The City of Rialto has developed an Implementation Plan that describes the
10 formation of the Community Choice Aggregation program to be implemented by
11 the City for the purpose of providing electricity choices to eligible electricity
12 accounts within the City of Rialto's city limits currently served by Southern
13 California Edison. "Implementation Plan" as defined in this Ordinance means the
14 CCA Implementation Plan, Draft 2, prepared by Good Energy, L.P. dated
15 December 14, 2017.
- 16 b. As described in the Implementation Plan, Community Choice Aggregation by and
17 through the City of Rialto appears to provide a reasonable opportunity to
18 accomplish all of the following goals:
- 19 1) To provide greater levels of local involvement in and collaboration on energy
20 decisions.
- 21 2) To increase the amount of locally supplied renewable energy available to City
22 of Rialto residents and businesses.
- 23 3) To provide initial price stability, long-term electricity cost savings and other
24 benefits for the community when compared to the average corresponding
25 Southern California Edison rate.
- 26 4) To develop custom rates for economic development or other purposes.
- 27 5) To offer energy services not provided by Southern California Edison,
28 including options for additional renewable energy.

- 1
- 2 c. The City Council has determined that it is in the public interest and welfare to
- 3 establish a Community Choice Aggregation Program and the City Council
- 4 authorizes the City proceeding with the implementation of a Community Choice
- 5 Aggregation program within the city limits of the City of Rialto, as described in
- 6 the Implementation Plan.

7 **Section 4:** SEVERABILITY, If any provision, clause, sentence or paragraph of this

8 Ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity

9 shall not affect the other provisions of the Ordinance which can be given effect without the invalid

10 provision or application, and to this end, the provisions of this Ordinance are hereby declared to be

11 severable.

12 **Section 5:** EFFECTIVE DATE. This Ordinance shall take effect thirty (30) days after its

13 adoption.

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PASSED APPROVED AND ADOPTED this ____ day of _____, 2018.

Deborah Robertson, Mayor

ATTEST:

Barbara A McGee , City Clerk

APPROVED AS TO FORM:

FRED GALANTE, City Attorney

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) ss
CITY OF RIALTO)

I, Barbara A. McGee, City Clerk of the City of Rialto, do hereby certify that the foregoing Ordinance No.____ was duly passed and adopted at a regular meeting of the City Council of the City of Rialto held on the ____ day of _____, 2018.

Upon motion of Council Member _____, seconded by Council Member _____, the foregoing Ordinance No. ____ was duly passed and adopted.

Vote on the motion:

AYES:

NOES:

ABSENT:

IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the City of Rialto
this ____ day of _____, 2018.

Barbara A. McGee, CITY CLERK