

APR 21 2016

## MARIN CLEAN ENERGY

## RESOLUTION NO. 2016-01

### A RESOLUTION OF THE BOARD OF DIRECTORS OF MCE APPROVING THE CITIES OF AMERICAN CANYON, CALISTOGA, LAFAYETTE, NAPA, ST. HELENA, WALNUT CREEK AND THE TOWN OF YOUNTVILLE AS MEMBERS OF MCE

**WHEREAS**, on September 24, 2002, the Governor signed into law Assembly Bill 117 (Stat. 2002, Ch. 838; see California Public Utilities Code section 366.2; hereinafter referred to as the "Act"), which authorizes any California city or county, whose governing body so elects, to combine the electricity load of its residents and businesses in a community-wide electricity aggregation program known as Community Choice Aggregation ("CCA"); and,

**WHEREAS**, the Act expressly authorizes participation in a CCA program through a joint powers agency, and on December 19, 2008, Marin Clean Energy ("MCE"), (formerly the Marin Energy Authority) was established as a joint power authority pursuant to a Joint Powers Agreement, as amended from time to time ("MCE Joint Powers Agreement"); and,

**WHEREAS**, on February 2, 2010, the California Public Utilities Commission certified the "Implementation Plan" of MCE, confirming MCE's compliance with the requirements of the Act; and,

**WHEREAS**, MCE members include the following communities: the County of Marin, the City of Belvedere, the City of Benicia, the Town of Corte Madera, the City of El Cerrito, the Town of Fairfax, the City of Larkspur, the City of Mill Valley, the County of Napa, the City of Novato, the City of Richmond, the Town of Ross, the Town of San Anselmo, the City of San Pablo, the City of San Rafael, the City of Sausalito and the Town of Tiburon; and

**WHEREAS**, requested membership in MCE was made by the Cities of American Canyon and Calistoga on September 2, 2015, Lafayette on August 11, 2015, Napa on August 31, 2015, St. Helena on August 7, 2015, Walnut Creek on August 10, 2015 and the Town of Yountville on August 4, 2015; and,

**WHEREAS**, the ordinance approving membership in MCE was made by the Cities of American Canyon on November 17, 2015, Calistoga on November 3, 2015, Lafayette on March 14, 2015, Napa on February 2, 2016, St. Helena on January 12, 2016, Walnut Creek on March 15, 2016, and the Town of Yountville on March 15, 2016 and,

**WHEREAS**, the membership analyses for the Cities of American Canyon, Calistoga, Lafayette, Napa, St. Helena, Walnut Creek and the Town of Yountville was completed on April 8, 2016, and yielded a positive result,

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED**, by the Board of Directors of MCE that the Cities of American Canyon, Calistoga, Lafayette, Napa, St. Helena, Walnut Creek and the Town of Yountville are approved as members of MCE.

**PASSED AND ADOPTED** at a regular meeting of the MCE Board of Directors on the twenty-first day of April, 2016 by the following vote:

	AYES	NOES	ABSTAIN	ABSENT
City of Belvedere	✓			
City of Benicia	✓			
Town of Corte Madera	✓			
City of El Cerrito	✓			
Town of Fairfax	✓			
City of Larkspur				✓
County of Marin				✓
City of Mill Valley	✓			
County of Napa	✓			
City of Novato	✓			
City of Richmond	✓			
Town of Ross				✓
Town of San Anselmo				✓
City of San Pablo				✓
City of San Rafael	✓			
City of Sausalito	✓			
Town of Tiburon				✓

  
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 TOM BUTT, VICE CHAIR

ATTEST:

  
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 DAWN WEISZ, SECRETARY

**APPROVED**

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