



Chairman R. Rex Parris  
Authority Member Marvin Crist  
Authority Member Kenneth Mann  
Authority Member Angela Underwood-Jacobs  
Authority Member Raj Malhi

**CALIFORNIA CLEAN ENERGY AUTHORITY  
SPECIAL MEETING AGENDA  
Tuesday  
March 28, 2017**

Special Meeting – 5:00 p.m.  
Council Chambers – Lancaster City Hall  
The Authority Secretary hereby declares the agenda was posted  
by 5:00 p.m. on Friday, March 24, 2017  
at the entrance to the Lancaster City Hall Council Chambers.

**CALL TO ORDER**

**ROLL CALL**

Authority Members: Crist, Malhi, Mann, Underwood-Jacobs, Chairman Parris

**AGENDA ITEMS TO BE REMOVED - EXECUTIVE DIRECTOR ANNOUNCEMENT**

Sometimes it is necessary to remove items from the agenda. We apologize for any inconvenience this may cause you.

**PUBLIC BUSINESS FROM THE FLOOR - AGENDIZED ITEMS**

This is the time for citizens who would like to address the Authority on any agendized item. Please complete a speaker card for the Authority Secretary and identify the agenda item you would like to discuss. Speaker cards are available at the entrance of the Council Chambers. Individual speakers are limited to three (3) minutes each.

**CITY OF LANCASTER, CALIFORNIA  
CALIFORNIA CLEAN ENERGY AUTHORITY  
SPECIAL MEETING AGENDA  
TUESDAY, MARCH 28, 2017**

**NEW BUSINESS**

**NB 1.** Confirmation of Officers and Establishment of the Order of Business and Rules for the California Clean Energy Authority

Recommendations:

- a. Confirm Officers of the California Clean Energy Authority in accordance with the Bylaws as follows:
  - Chair – Mayor of the City of Lancaster
  - Vice Chair – Vice Mayor of the City of Lancaster, as appointed by the Mayor
  - Executive Director– City Manager of City of Lancaster or his designee
  - Secretary/Clerk of the Board– City Clerk of the City of Lancaster
  - Treasurer/Auditor-Controller– Director of Finance of the City of Lancaster
- b. Adopt **Resolution No. CCEA 01-17**, a resolution of the Board of the California Clean Energy Authority fixing the time and place for regular meetings and providing the manner in which Special Meetings of the Authority may be called, designating an official meeting address and establishing the order of business and rules for its proceedings

**NB 2.** First Amendment to the Joint Exercise of Powers Agreement relating to the California Clean Energy Authority

Recommendations:

Adopt **Resolution No. 02-17**, a resolution of the California Clean Energy Authority adopting the first amendment to the Joint Exercise of Powers Agreement relating to the California Clean Energy Authority, changing the name of the Joint Powers Authority to California Choice Energy Authority.

**ADJOURNMENT**

**MEETING ASSISTANCE INFORMATION**

In compliance with the Americans with Disabilities Act, this meeting will be held at a location accessible to persons with disabilities; if you need special assistance to participate in this meeting, please contact the City Clerk at (661)723-6020. Services such as American Sign Language interpreters, a reader during the meeting, and/or large print copies of the agenda are available. To ensure availability, you are advised to make your request at least 72 hours prior to the meeting/event you wish to attend. Due to difficulties in securing sign language interpreters, five or more business days notice is strongly recommended. For additional information, please contact the City Clerk at (661)723-6020.

**AGENDA ADDENDUM INFORMATION**

On occasion items may be added after the agenda has been mailed to subscribers. Copies of the agenda addendum item will be available at the City Clerk Department and are posted with the agenda on the windows of the City Council Chambers. For more information, please call the City Clerk Department at (661) 723-6020.

All documents available for public review are on file with the City Clerk Department.

**STAFF REPORT**  
**California Clean Energy Authority**

NB 1
03/28/17
MVB

Date: March 28, 2017

To: Chairman Parris and Authority Members

From: Mark V. Bozigian, Executive Director

Subject: **Confirmation of Officers and Establishment of the Order of Business and Rules for the California Clean Energy Authority**

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**Recommendations:**

- a. Confirm Officers of the California Clean Energy Authority in accordance with the Bylaws as follows:
  - Chair – Mayor of the City of Lancaster
  - Vice Chair – Vice Mayor of the City of Lancaster, as appointed by the Mayor
  - Executive Director– City Manager of City of Lancaster or his designee
  - Secretary/Clerk of the Board– City Clerk of the City of Lancaster
  - Treasurer/Auditor-Controller– Director of Finance of the City of Lancaster
- b. Adopt **Resolution No. CCEA 01-17**, a resolution of the Board of the California Clean Energy Authority fixing the time and place for regular meetings and providing the manner in which Special Meetings of the Authority may be called, designating an official meeting address and establishing the order of business and rules for its proceedings

**Fiscal Impact:**

None

**Background:**

On August 14, 2012 Resolution No. 12-59 was adopted by the Lancaster City Council approving a Joint Powers Agreement (JPA) with the City of San Jacinto establishing the California Clean Energy Authority (CCEA) for the purposes of solar energy development throughout the State of California. The CCEA can enter into agreements, contracts, and other necessary arrangements to promote the development of solar energy and will be granted jurisdictional authority to finance, build, and operate solar facilities within member municipalities, and counties throughout the state.

In accordance with the Joint Powers Authority Agreement, the Officers of the Authority shall be the Chair, Vice Chair, Executive Director, Secretary/Clerk of the Board, and Treasurer/Auditor Controller.

In accordance with the Joint Powers Authority Agreement **Resolution No. CCEA 01-17** establishes the date, hour and place of the holding of meetings of the California Clean Energy Authority and establishes rules for its proceedings.

MVB/ba

**Attachment:**

Resolution No. CCEA 01-17

RESOLUTION NO. CCEA 01-17

A RESOLUTION OF THE BOARD OF THE CALIFORNIA CLEAN ENERGY AUTHORITY FIXING THE TIME AND PLACE FOR REGULAR MEETINGS AND PROVIDING THE MANNER IN WHICH SPECIAL MEETINGS OF THE AUTHORITY MAY BE CALLED, DESIGNATING AN OFFICIAL MEETING ADDRESS, AND ESTABLISHING THE ORDER OF BUSINESS AND RULES FOR ITS PROCEEDINGS

RESOLVED by the Board Members of the California Clean Energy Authority (the “Board”), as follows:

1. Regular Meetings. The regular meetings of the Board shall be held on the same day and at the same time as the regular meetings of the City Council of the City of Lancaster. If any regular meeting falls on a holiday, such regular meeting shall be held on the next business day at the same hour.

2. Special Meetings. Special meetings of the Board shall be held upon call of the Chairperson of the Board, or by a majority of the members thereof, by delivering personally or by mail written notice to each member, and to each local newspaper of general circulation, radio or television station requesting notice in writing. Such notice shall be delivered personally or by mail and shall be received at least twenty-four (24) hours before the time of such meeting as specified in the notice. Such written notice may be dispensed with as to any member who at or prior to the time the meeting convenes files with the Secretary of the Authority a written waiver of notice. Such waiver may be given by telegram. Such written notice may also be dispensed with as to any member who is actually present at the meeting at the time it convenes. Such call and notice shall specify the time and place of the special meeting and the business to be transacted. No other business shall be considered at such meeting.

3. Meeting Place. All meetings of the Board shall be held at the regular meeting place of the Authority, unless the Board shall adjourn to or fix another place of meeting in a notice to be given thereof, or unless prevented by flood, fire or other disaster. Such regular meeting place is hereby fixed and established as the Chambers of the City Council of the City of Lancaster, 44933 Fern Avenue, Lancaster, California 93534.

4. Order of Business. The order of business at the regular meetings of the Board shall be as from time to time determined by the Board.

5. Rules of Proceedings.

(a) Public Meetings: All legislative sessions of the Board, whether regular or special, shall be open to the public.

(b) Quorum: Three (3) of the members of the Board shall constitute a quorum for the transaction of business.

(c) Method of Action: The Board shall act only by ordinance, resolution or motion, which, to become effective, shall be adopted by the affirmative vote of not less than a majority of the members of the Board voting.

(d) Recording Vote: Except where action shall be taken by unanimous vote of all members present and voting, the Ayes and Noes shall be taken on all actions had.

(e) Adjournment: The Board may adjourn any regular, adjourned regular, special or adjourned special meeting to a time and place specified in the order of adjournment. Less than a quorum may so adjourn from time to time. If all members are absent from any regular or adjourned regular meeting the Secretary may declare the meeting adjourned to a stated time and place and shall cause a written notice of the adjournment to be given in the manner as provided for special meetings, unless such notice is waived as provided for special meetings. A copy of the order or notice of adjournment shall be conspicuously posted on or near the door of the place where the regular, adjourned regular, special or adjourned special meeting was held within 24 hours after the time of the adjournment. When a regular or adjourned regular meeting is adjourned as herein provided, the resulting adjourned regular meeting is a regular meeting for all purposes. When an order of adjournment of any meeting fails to state the hour at which the adjourned meeting is to be held, it shall be held at the hour specified for regular meetings.

(f) Hearings - Continuance: Any hearing being held, or noticed or ordered to be held, by the Board at any meeting may by order or notice of continuance be continued or reconvened to any subsequent meeting of the Board in the same manner and to the same extent set forth for the adjournment of meetings; provided, that if the hearing is continued to a time less than 24 hours after the time specified in the order of notice of hearing, a copy of the order or notice of continuance of hearing shall be deposited immediately following the meeting at which the order or declaration of continuance was adopted or made.

6. Contracts; Agreements. All contracts or agreements on behalf of the Authority shall be signed by the Executive Director or Chairperson, and countersigned by the Authority Secretary, after having been authorized to do so by action of the Board, except that the Vice Chairperson shall sign in the absence of the Executive Director and the Chairperson (as provided in the Agreement pursuant to which the Authority was created).

7. Office and Mailing Address. The office of the Authority and its official mailing address are hereby fixed and established at 44933 Fern Avenue, Lancaster, California 93534.

8. Initial Meeting. The calling of the initial special meeting of this Authority by City staff at least 24 hours before the meeting at which this Resolution was adopted and the posting and mailing of notice thereof in accordance with the provisions of the Ralph M. Brown Act is hereby ratified, confirmed and approved as if originally ordered and directed by this Board.

PASSED, APPROVED, and ADOPTED this 28<sup>th</sup> day of March, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
BRITT AVRIT, MMC  
City Clerk/Authority Secretary  
California Clean Energy Authority

\_\_\_\_\_  
R. REX PARRIS  
Chairman  
California Clean Energy Authority

STATE OF CALIFORNIA            }  
COUNTY OF LOS ANGELES    }ss  
CITY OF LANCASTER            }

CERTIFICATION OF RESOLUTION  
CALIFORNIA CLEAN ENERGY AUTHORITY

I, \_\_\_\_\_, \_\_\_\_\_ City of Lancaster, CA, do hereby certify that this is a true and correct copy of the original Resolution No. CCEA 01-17, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
(seal)

**STAFF REPORT**  
**California Clean Energy Authority**

NB 2
03/28/17
MVB

Date: March 28, 2017

To: Chairman Parris and Authority Members

From: Jason Caudle, Deputy City Manager  
Patti Garibay, Energy Manager

Subject: **First Amendment to the Joint Exercise of Powers Agreement relating to the California Clean Energy Authority**

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**Recommendation:**

Adopt **Resolution No. 02-17**, a resolution of the California Clean Energy Authority adopting the first amendment to the Joint Exercise of Powers Agreement relating to the California Clean Energy Authority, changing the name of the Joint Powers Authority to California Choice Energy Authority.

**Fiscal Impact:**

It is anticipated that as cities join the California Choice Energy Authority for their Community Choice Aggregation (CCA) operational services the costs to operate Lancaster Choice Energy will decrease, along with increasing revenue opportunities

**Background:**

In 2012 the Lancaster City Council approved Resolution 12-59, an agreement to form the California Clean Energy Authority a joint powers agreement with the City of San Jacinto. The California Clean Energy Authority was established with the purpose of expanding solar partnerships.

The formation of Lancaster Choice Energy (LCE), the first stand-alone CCA in the State and in Southern California Edison (SCE) territory was approved by the Lancaster City Council in 2014. Since then, LCE has saved Lancaster residents millions of dollars in their energy costs, increased the amount of renewable energy flowing through the community and subsequently moved the City closer to achieving Council's goal of becoming a Zero Net Energy community.



LCE's success has encouraged many of the cities served by SCE to explore the formation of their own CCA. While the benefits of a CCA are obvious, the costs to operate a stand-alone CCA can deter many cities from pursuing the opportunity. Through this joint powers agreement there exists a unique opportunity to reduce the costs of operating a CCA by sharing costs among CCEA members. A member would contract with CCEA for their energy procurement, data management, compliance and legal support. Members would benefit from established contracts and avoided staff costs. Lancaster Choice Energy staff would carry out functions on behalf of the CCEA member and a portion of their time would be covered by the partner city through their operational services payment.

With approval of Resolution No. CCEA 02-17, California Clean Energy Authority will be renamed the California Choice Energy Authority (CCEA) to better reflect its newly defined purpose of giving communities the power to choose CCA. A section will be added in the joint exercise of powers agreement which details the steps that must be taken by a city in order to become a member of the CCEA. The agreement also provides detail on the obligations which must be met by a member city before they are able to withdraw from the CCEA. The Lancaster City Council will serve as the governing body of the CCEA retaining all administrative and executive authority and will approve the addition of new CCEA members. It is anticipated that the CCEA will contract with LCE for the CCA operational functions required for each member city.

**Attachments:**

Resolution No. CCEA 02-17

First Amendment to the Joint Exercise of Powers Agreement Relating to the California Clean Energy Authority.

RESOLUTION NO. CCEA 02-17

A RESOLUTION OF THE CALIFORNIA CLEAN ENERGY AUTHORITY ADOPTING THE FIRST AMENDMENT TO THE JOINT EXERCISE OF POWERS AGREEMENT RELATING TO THE CALIFORNIA CLEAN ENERGY AUTHORITY, CHANGING THE NAME OF THE JOINT POWERS AUTHORITY TO CALIFORNIA CHOICE ENERGY AUTHORITY.

WHEREAS, the California Clean Energy Authority (“Authority”) is a Joint Exercise of Powers Authority created by that certain “Joint Exercise of Powers Agreement Relating to the California Clean Energy Authority” dated as of August 14, 2012 (“Agreement”) and entered into by and between the City of Lancaster, California and the City of San Jacinto, California under the Joint Exercise of Powers Act (California Government Code Section 6500, *et seq.*);

WHEREAS, Section 15 of the Agreement provides that the Agreement may only be amended, modified, or altered upon (i) 30 day notice being given to the Authority’s members, and (ii) an affirmative majority vote of the administrative body of the Authority (“Authority Board”);

WHEREAS, the Authority Board desires to make those certain amendments to the Agreement that are set forth in the First Amendment to the Joint Exercise of Powers Agreement Relating to the California Clean Energy Authority attached hereto as Exhibit “A” (“First Amendment”) in order to change the name of the Authority to the “California Choice Energy Authority” and ensure a member may not withdraw from the Agreement prior to the withdrawing member fully performing pursuant to all energy contract(s) and/or ensuring the prior termination of all energy contracts to which the Authority is a party on behalf of the withdrawing member; and

WHEREAS, 30-day notice of the proposed First Amendment has been given to the members of the Authority.

NOW, THEREFORE, THE BOARD OF THE CALIFORNIA CLEAN ENERGY AUTHORITY, DOES HEREBY RESOLVE, DETERMINE AND ORDER, AS FOLLOWS:

Section 1. The foregoing recitals are true and correct.

Section 2. The First Amendment is hereby adopted and incorporated into the Agreement.

Section 3. The Board Chair is directed to date and execute the First Amendment and ensure the executed First Amendment becomes attached to the Agreement.

Section 4. This resolution shall take effect immediately upon its adoption.

PASSED, APPROVED, and ADOPTED this 28<sup>th</sup> day of March, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
BRITT AVRIT, MMC  
City Clerk/Authority Secretary  
California Choice Energy Authority

\_\_\_\_\_  
R. REX PARRIS  
Chairman  
California Choice Energy Authority

STATE OF CALIFORNIA            }  
COUNTY OF LOS ANGELES       }ss  
CITY OF LANCASTER             }

CERTIFICATION OF RESOLUTION  
CALIFORNIA CHOICE ENERGY AUTHORITY

I, \_\_\_\_\_, \_\_\_\_\_ City of Lancaster, CA, do hereby certify that this is a true and correct copy of the original Resolution No. CCEA 02-17, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
(seal)

**EXHIBIT "A"**

**FIRST AMENDMENT TO THE JOINT EXERCISE OF POWERS AGREEMENT  
RELATING TO THE CALIFORNIA CLEAN ENERGY AUTHORITY**

This first amendment to the JOINT EXERCISE OF POWERS AGREEMENT RELATING TO THE CALIFORNIA CLEAN ENERGY AUTHORITY ("Agreement") is dated as of \_\_\_\_\_, 2017 ("First Amendment").

WHEREAS, the City of Lancaster, California and the City of San Jacinto, California previously entered into the Agreement dated as of August 14, 2012;

WHEREAS, the Agreement created and established, pursuant to the Joint Exercise of Powers Act, the "California Clean Energy Authority" ("Authority") for the purposes set forth therein and to exercise the powers provided therein;

WHEREAS, the Agreement authorizes the amendment, modification or alteration of the Agreement by (i) a 30 day notice being given to participating members, and (ii) an affirmative majority vote of the administrative body of the Authority ("Authority Board");

WHEREAS, the Authority Board desires to amend the Agreement in order to change the name of the Authority to the "California Choice Energy Authority";

WHEREAS, the Authority Board desires to amend the Agreement to ensure that no member may withdraw from the Agreement without first fully performing pursuant to all energy contract(s) and/or ensuring the prior termination of all energy contracts to which the Authority is a party on behalf of the withdrawing member;

WHEREAS, 30-day notice of this First Amendment has been given to participating members of the Authority; and

WHEREAS, this First Amendment was approved by an affirmative majority vote of the Authority Board via Resolution No. CCEA 02-17.

**NOW, THEREFORE**, the Agreement is amended as follows:

**1. The title of the Agreement shall be deleted in its entirety and replaced as follows:**

Joint Exercise of Powers Agreement Relating to the California  
Choice Energy Authority

**2. The final recital of the Agreement shall be deleted in its entirety and replaced as follows**

WHEREAS, by this Agreement, each Member desires to create and establish the “California Choice Energy Authority” for the purposes set forth herein and to exercise the powers provided herein.

**3. Section 3, subsection A, of the Agreement is hereby deleted in its entirety and replaced as follows:**

**A. CREATION AND POWERS OF AUTHORITY.**

Pursuant to the Joint Exercise of Powers Act, there is hereby created a public entity to be known as the “California Choice Energy Authority” (the “Authority”), and said Authority shall be a public entity separate and apart from the Members. Its debts, liabilities and obligations do not constitute debts, liabilities or obligations of any Members.

**4. Section 12 of the Agreement is hereby deleted in its entirety and replaced as follows:**

Qualifying public agencies may be added as parties to this Agreement and become Members upon: (1) the filing by such public agency with the Authority of an executed counterpart of this Agreement, together with a copy of the resolution of the governing body of such public agency approving this Agreement and the execution and delivery hereof; and (2) adoption of a resolution of the Board approving the addition of such public agency as a Member. Upon satisfaction of such conditions, the Board shall file such executed counterpart of this Agreement as an amendment hereto, effective upon such filing.

A Member may withdraw from this Agreement upon written notice to the Board; provided, however no such withdrawal notice shall be effective until and unless: (a) such withdrawal will not result in the dissolution of the Authority so long as any Bonds remain outstanding; (b) all obligations of such Member under all of the Energy Contracts to which the Authority is a party on behalf of such Member have been fully performed by such Member, and (c) the date on which all of the Energy Contracts to which the Authority is a party on behalf of such Member have terminated in accordance with their respective terms. For purposes of the foregoing sentence, “Energy Contact” means an agreement for the purchase of energy, renewable energy or related products, including a power purchase agreement and/or confirmation letter thereto.

**IN WITNESS WHEREOF**, the Authority Board has caused this First Amendment to be executed and attested by its duly authorized representatives as of the date and year set forth above.

[SIGNATURE PAGE TO FOLLOW]

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

**ATTEST**

By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_