



# County of Santa Barbara

## BOARD OF SUPERVISORS

### Minute Order

July 17, 2018

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**Present:** 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

COMMUNITY SERVICES

File Reference No. 18-00574

**RE:** HEARING - Consider recommendations regarding Community Choice Energy (CCE) New Feasibility Study Results, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Receive and file a Community Choice Aggregation Technical Study;
- b) Provide staff with direction regarding CCE options, as follows:
  - i) Option 1. Form a joint powers authority (JPA) to create and administer a new CCE program with interested cities;
  - ii) Option 2. Create a new CCE program to be administered by the County of Santa Barbara ("County") for the unincorporated parts of Santa Barbara County only;
  - iii) Option 3. Join two existing CCE programs for the unincorporated parts of Santa Barbara County only; or
  - iv) Option 4. Not implement a CCE program at this time;
- c) If Option 1 is selected, adopt a Resolution of Intent to Form a CCE JPA affirming your Board's intent to participate in governance and financing discussions with interested cities to form a JPA to jointly create and administer a CCE program;
- d) Determine that the above recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15262, as the actions involve only feasibility or planning studies for possible future actions which the Board has not approved, adopted, or funded and does not have a legally binding effect on later activities; CEQA Guidelines Section 15378(b)(4), finding that the actions are the creation of a governmental funding mechanism or other government fiscal activity, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment; and CEQA Guidelines Section 15378(b)(5), finding that the actions are the organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment; or
- e) Provide other direction to staff.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY



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Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Received and filed;

b) Approved Option 1, form a joint powers authority (JPA) to create and administer a new CCE program with interested cities;

c) Adopted.

**RESOLUTION NO. 18-192**

d) Approved.

The motion carried by the following vote:

**Ayes:** 3 - Supervisor Williams, Supervisor Wolf, and Supervisor Hartmann

**Noes:** 2 - Supervisor Adam, and Supervisor Lavagnino

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF AFFIRMING THE )  
COUNTY'S INTENT TO PARTICIPATE IN )  
GOVERNANCE AND FINANCING )  
DISCUSSIONS FOR A PROPOSED )  
COMMUNITY CHOICE ENERGY JOINT )  
POWERS AUTHORITY )

RESOLUTION NO. 18-192

**WHEREAS**, the Board of Supervisors of the County of Santa Barbara has considered options to provide a community choice energy (CCE), also known as community choice aggregation, program to customers within the County, including unincorporated and incorporated areas, with the intent of achieving greater local control and involvement related to the provision of electric service in Santa Barbara County; and

**WHEREAS**, in 2002, the State Legislature adopted Assembly Bill 117, establishing CCE as an option for local governments; and

**WHEREAS**, the Board of Supervisors adopted an Energy and Climate Action Plan in 2015, establishing a goal to reduce greenhouse gas emissions to 15 percent below 2007 levels by 2020; and

**WHEREAS**, a Community Choice Aggregation Technical Study has been completed for the County of Santa Barbara. The study concluded that a CCE program serving all or part of Santa Barbara County can offer cleaner electricity at a comparable rate to Pacific Gas and Electric and Southern California Edison, and that it is financially beneficial to include multiple participating jurisdictions.

**NOW, THEREFORE**, the County of Santa Barbara affirms its intent to participate in governance and financing discussions for a joint powers authority (JPA) pursuant to California Public Utilities Code section 366.2(c)(12) and Chapter 5 (commencing with section 6500) of Division 7 of Title 1 of the Government Code to create and administer a CCE program serving part or all of Santa Barbara County under the following general terms:

1. The JPA is anticipated to be formed in early 2019, and the JPA is expected to begin providing electric service to customers in 2021 or earlier if allowed under California Public Utilities Commission rules.
2. The JPA is expected to be composed of jurisdictions within Santa Barbara County that elect to implement and choose to participate in a CCE program by adopting an ordinance as required by Public Utilities Code section 366.2(c)(12). The target deadline for passage of said ordinance(s) is December 31, 2018.
3. Joint powers authority and CCE program start-up costs are expected to be shared equitably among participating jurisdictions.
4. Adoption of this resolution authorizes staff of the County of Santa Barbara to participate in discussions in anticipation of JPA formation and CCE program launch. It does not, however, bind the County of Santa Barbara to membership in the JPA, allocation of general funds, or participation in a future CCE program. If the County of Santa Barbara chooses to move forward,

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the Board of Supervisors will consider and take any and all actions as may be required or desired at that time, which may include, but are not limited to: (1) formation of and participation in the JPA, (2) authorization to expend a pro-rata share of County funds, issue bonds, or incur indebtedness, as required and if necessary; and, (3) adoption of an ordinance required by Public Utilities Code section 366.2(c)(12).


**PASSED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this 17<sup>th</sup> day of July, 2018, by the following vote:

AYES: Supervisor Williams, Supervisor Wolf, and Supervisor Hartmann  
NOES: Supervisor Adam, and Supervisor Lavagnino  
ABSENT: None  
ABSTAINED: None

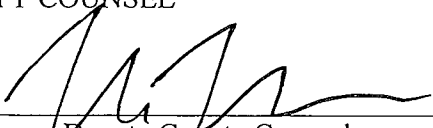
COUNTY OF SANTA BARBARA

ATTEST:  
MONA MIYASATO  
CLERK OF THE BOARD

  
\_\_\_\_\_  
DAS WILLIAMS, CHAIR  
BOARD OF SUPERVISORS

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

APPROVED AS TO FORM:  
MICHAEL C. GHIZZONI  
COUNTY COUNSEL

By:   
\_\_\_\_\_  
Deputy County Counsel