

## RESOLUTION 02-18-2025-A

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### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SONORA, ADDING CHAPTER 1.30 – COMMUNITY CHOICE AGGREGATION PROGRAM, TO TITLE 1, GENERAL PROVISIONS, OF THE SONORA MUNICIPAL CODE, AUTHORIZING THE IMPLEMENTATION OF A COMMUNITY CHOICE AGGREGATION PROGRAM IN THE CITY OF SONORA**

**WHEREAS**, on September 24, 2002, the Governor of California signed into law Assembly Bill 117 (Statute 2002, Chapter 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 electricity load of its residents and businesses in a Community Choice Aggregation program (CCA). The Act expressly authorizes participation in a CCA through a joint powers authority; and

**WHEREAS**, on September 9, 2015, the County of Placer and the City of Colfax entered into the original Joint Exercise of Powers Agreement for the purpose of establishing the Sierra Valley Energy Authority as a joint powers authority under the Joint Exercise of Powers Act, Government Code section 6500, et seq.; and

**WHEREAS**, the California Public Utilities Commission certified the “Implementation Plan” of Pioneer, confirming Pioneer’s compliance with the requirements of the Act; and

**WHEREAS**, on February 22, 2017, Pioneer Community Energy (Pioneer) was established as a joint powers authority pursuant to an Amended and Restated Joint Powers Agreement, as amended from time to time, for the establishment of a CCA; and

**WHEREAS**, Resolution No. 2017-3 of the Sierra Valley Energy Authority approved a name change from Sierra Valley Energy Authority to Pioneer Community Energy (“Pioneer”), as it is known today; and

**WHEREAS**, subsequent amendments to the Amended and Restated JPA have authorized the County of El Dorado and the Cities of Grass Valley, Nevada City, and Placerville to become Voting Members; and

**WHEREAS**, currently, electricity is generated and provided to the residents of the unincorporated area of Tuolumne County by Pacific Gas and Electric Company (PG&E) with no alternative provider for the jurisdiction; and

**WHEREAS**, the jurisdiction finds it important that its residents, businesses, and public facilities have alternative choices for energy procurement beyond PG&E; and

**WHEREAS**, in June of 2024, the jurisdiction and Pioneer began discussions and studies to consider the financial feasibility and assessed risk of the addition of the jurisdiction into the service area of Pioneer; and

**WHEREAS**, having conducted additional discussions with Pioneer and having reviewed the results of the impact analysis co-commissioned by the Board of Supervisors and Pioneer, the County believes joining Pioneer will provide financial and other advantages to businesses and residents of the jurisdiction by providing alternative choices to energy procurement beyond PG&E; and

**WHEREAS**, the Amended and Restated Joint Exercise of Powers Agreement requires a prospective member to individually adopt a resolution of intent expressing the desire to become a member of the Joint Powers

Authority, agree to be bound by the Joint Exercise of Power Agreement, and its intention to have the Territory of the member's jurisdiction included in the service Territory of the CCA; and

**WHEREAS**, the jurisdiction finds that adoption of this resolution is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to the CEQA Guidelines, as it is not a "project" since it has no potential to result in a direct or reasonably foreseeable indirect physical change to the environment. (14 Cal. Code Reg. § 15378). Further, the resolution is exempt from CEQA, as there is no possibility that the resolution or its implementation would have a significant effect on the environment. (14 Cal. Code Reg. § 15061(b)(3)).

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SONORA DOES HEREBY RESOLVE AS FOLLOWS:**

**Section 1.** The recitals above are true and correct and are incorporated into this resolution by this reference.

**Section 2.** The City Council of the City of Sonora hereby expresses its desire to become a member of the Pioneer Community Energy Joint Powers Authority.

**Section 3.** The City Council of the City of Sonora requests that the Board of Directors of Pioneer Community Energy approve the City as a member of the Pioneer Community Energy Joint Powers Authority.

**Section 4.** The City Council of the City of Sonora authorizes the City Administrator, or designee, to execute other documents necessary or desirable to facilitate membership in Pioneer Community Energy, subject to review and approval by the City Council.

**Section 5.** This resolution shall take effect at the time Ordinance No. 902 Authorizing the Implementation of a Community Choice Aggregation Program in the City of Sonora, becomes effective.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Sonora on this 18th day of February 2025, by the following votes:

**AYES:** \_\_\_\_\_

**NOES:** \_\_\_\_\_

**ABSTAIN:** \_\_\_\_\_

**ABSENT:** \_\_\_\_\_

Signed and dated:

\_\_\_\_\_  
Ann Segerstrom  
Mayor, City of Sonora

ATTEST: \_\_\_\_\_  
Tracy Skelly  
City Clerk, City of Sonora

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