

NOTICE OF ADOPTION
ORDINANCE NO. 2019-04

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WINTERS AMENDING
THE WINTERS MUNICIPAL CODE TO ADD CHAPTER 13.20 TO BE ENTITLED
COMMUNITY CHOICE AGGREGATION (ELECTRICITY) AND
AUTHORIZING THE IMPLEMENTATION OF A COMMUNITY CHOICE
AGGREGATION PROGRAM**

BE IT ORDAINED by the City Council of the City of Winters as follows:

SECTION 1. PURPOSE

The purpose of this Ordinance is to authorize the implementation of a community choice aggregation program, otherwise known as community choice energy, through the Valley Clean Energy Alliance Joint Powers Authority, as required by California Public Utilities Code section 366.2(c)(12).

SECTION 2. AMENDMENT OF THE MUNICIPAL CODE: Chapter 13.20 is hereby added to the Municipal Code to read as follows:

Chapter 13.20: Community Choice Aggregation (Electricity)

Article 13.20.01 : Authorization to Implement a Community Choice Aggregation Program.

Section13.20.01.010. Authorization: In order to provide businesses and residents within the City with a choice of power providers, the City hereby elects to implement a community choice aggregation program within the jurisdiction of the City by participating in the Community Choice Aggregation Program of the Valley Clean Energy Alliance, as described in its Joint Powers Agreement.

SECTION 3. SEVERABILITY

If any section, sub-section, sentence, clause, or phrase of this Ordinance is held by a court of competent jurisdiction to be invalid, such decision shall not affect the remaining portions this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, sub-section, sentence, clause, and phrase hereof, irrespective of the fact that one or more sections, sub-sections, sentences, clauses, and phrases be declared invalid.

SECTION 4. EFFECTIVE DATE

This Ordinance shall take effect and be in force thirty (30) days following its adoption.

Prior to expiration of fifteen (15) days after its passage of this Ordinance, it shall be published by title and summary only in a newspaper of general circulation together with the names of members of the City Council voting for and against the same.

I HEREBY CERTIFY that the foregoing Ordinance was introduced before the City Council of the City of Winters at a duly called City Council meeting on the 15th day of October, 2019, and, at a further regular Council meeting, the Council adopted this Ordinance on the 5th day of November, 2019, by the following vote:

AYES: Council Members Anderson, Loren, Neu, Mayor Biasi
NOES: None
ABSENT: Mayor Pro Tem Cowan
ABSTAIN: None

Bill Biasi, MAYOR

ATTEST:

Tracy S. Jensen, City Clerk