

## RESOLUTION NO. 2021-05

### A RESOLUTION OF THE BOARD OF DIRECTORS OF SAN DIEGO COMMUNITY POWER APPROVING ADDENDUM NO. 1 TO THE COMMUNITY CHOICE AGGREGATION IMPLEMENTATION AND STATEMENT OF INTENT

A. San Diego Community Power (“SDCP”) is a joint powers agency formed pursuant to the Joint Exercise of Powers Act, Cal. Gov. Code § 6500 *et seq.*, California Public Utilities Code § 366.2, and a Joint Powers Agreement effective on October 1, 2019 (“JPA Agreement”); and

B. The member agencies are the Cities of Chula Vista, Encinitas, Imperial Beach, La Mesa, and San Diego.

C. The County of San Diego voted to join SDCP on August 31, 2021, and will become a member of SDCP on or around December 1, 2021 with an anticipated launch date in 2023.

D. The City of National City voted to join SDCP on November 2, 2021, and will become a member of SDCP on or around December 2, 2021 with an anticipated launch date in 2023.

E. California Public Utilities Code section 366.2(c)(3) requires that prior to establishing electrical load aggregation, a community choice aggregator must develop an implementation plan detailing the process and consequences of aggregation, and that the implementation plan, and any subsequent changes to it, must be considered and adopted at a duly noticed public hearing.

F. In order to satisfy the requirements of Public Utilities Code section 366.2(c)(3) and provide electrical load aggregation to the County of San Diego and the City of National City, SDCP has prepared an *Addendum No. 1 to the SDCP Community Choice Aggregation Implementation Plan and Statement of Intent* (“Implementation Plan Addendum”), which will be submitted to the California Public Utilities Commission on or before December 31, 2021.

G. WHEREAS, the Implementation Plan Addendum was presented to the SDCP Board of Directors at a duly noticed public hearing for consideration and adoption on November 18, 2021.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of San Diego Community Power as follows:

Section 1. In accordance with California Public Utilities Code section 366.2(c)(3), the SDCP Board of Directors hereby considers and adopts the Implementation Plan Addendum at a duly noticed public hearing held on November 18, 2021, held via teleconference in compliance with certain provisions of the Ralph M. Brown Act pursuant to Government Code section 54953(e)(1)(A), in relation to the Covid-19

State of Emergency, at 5:00 p.m., after allowing interested persons the opportunity to provide public comment on the Implementation Plan Addendum.

Section 2. The Board of Directors hereby directs the Interim Chief Executive Officer to file the Implementation Plan Addendum with the Energy Division of the California Public Utilities Commission no later than December 31, 2021.

Section 3. This Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** at a meeting of the Board of Directors of San Diego Community Power held on November 18, 2021.

*Joseph M. Mosca*

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Chair, Board of Directors  
San Diego Community Power

ATTEST:

*K. Sleg*

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Secretary  
San Diego Community Power

AYES: Chair Mosca (Encinitas), Director Padilla (Chula Vista), Director Dedina (Imperial Beach), Alternate Director Humora (La Mesa), and Director Montgomery Steppe (San Diego)

NOES: None

ABSTAINED: None

ABSENT: None