

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CLARA, CALIFORNIA, AUTHORIZING CITY MANAGER TO AMEND CITY RATE SCHEDULES FOR ELECTRIC UTILITY SERVICE FOR CHANGES OF THE STATE SURCHARGE AS NECESSARY

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, all electric energy and power furnished to customers of the Electric Department of the City of Santa Clara, California, doing business as Silicon Valley Power, shall be supplied and charged to such customers, and paid for by such customers in accordance with certain electric rate schedules, tariffs and rules and regulations adopted and amended from time to time by the City Council;

WHEREAS, Chapter 13.05 of the Santa Clara City Code (“Code”) pertains to Operation of an Electric Utility, and Section 13.05.040 of the Code provides that the City Council may, by resolution, from time to time as it deems necessary for the administration or implementation of the intent of this chapter, review, revise, adopt and/or promulgate new or amended rate schedules and regulations concerning the operation or administration of the Electric Utility;

WHEREAS, the State Surcharge is a non-bypassable charge required by the Energy Resources Surcharge Law (California Revenue & Taxation Code section 40001 et seq.) and is determined by the California Energy Commission (CEC) each November for the following calendar year and is currently not to exceed \$0.0003 per kWh. The State Surcharge rate will increase from \$0.00029 per kWh to \$0.0003 per kWh, effective January 1 through December 31, 2019;

WHEREAS, the Electric Department presented a Report To Council at its regularly scheduled meeting on March 26, 2019 to amend the City of Santa Clara Electric Rate Schedules (“Rate Schedules”) to reflect the new State Surcharge rate; and

WHEREAS, the City Council reviewed and approved the recommendations contained in the Report to Council, which included the recommendation to the City Council to authorize the City

Manager to amend the Rate Schedules for utility service as necessary to account for any future changes in the State Surcharge Rate or other State mandated non-bypassable charges.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That the City Council authorizes the City Manager to amend the Rate Schedules for utility service as necessary to account for any future changes in the State Surcharge Rate or other State mandated non-bypassable charges;
2. That a true and correct copy of the Resolution shall be kept on file in the Office of the City Clerk and in the Billing Division of the City Finance Department at all times while the rates are effective and, until further amended or replaced, shall be open to public investigation and inspection during the regular business hours of such offices;
3. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE 26TH DAY OF MARCH, 2019, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:
NOES: COUNCILORS:
ABSENT: COUNCILORS:
ABSTAINED: COUNCILORS:

ATTEST: _____
NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA