

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
AMENDING SILICON VALLEY POWER'S RULES AND
REGULATIONS**

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 City Council adopted a Resolution (No. 7083) at its regularly scheduled meeting on November 10, 2003, to amend the City of Santa Clara, Silicon Valley Power Rules and Regulations, effective immediately;

WHEREAS, California Public Utilities Code section 454.53(a) states that it is the policy of the state that eligible renewable energy resources and zero-carbon resources supply 100 percent of all retail sales of electricity to California end-use customers and 100 percent of electricity procured to serve all state agencies by December 31, 2045;

WHEREAS, California Public Resources Code section 25741(a)(1) sets the criteria for renewable electrical generation facilities as a facility that uses biomass, solar thermal, photovoltaic, wind, geothermal, fuel cells using renewable fuels, small hydroelectric generation of 30 megawatts or

less, digester gas, municipal solid waste conversion, landfill gas, ocean wave, ocean thermal, or tidal current, and any additions or enhancements to the facility using that technology;

WHEREAS, the Council adopted the City of Santa Clara Climate Action Plan on December 3, 2013, which includes recommended target of reducing the community's Greenhouse Gas emissions to 15% below the baseline year of 2008 by 2020, and 55% below baseline levels by 2035 and use of renewable electrical generation facilities align with these goals;

WHEREAS, the Electric Department presented a Report To Council at its regularly scheduled meeting on May 7, 2019 to amend the City of Santa Clara, Silicon Valley Power Rules and Regulations to limit the interconnection of Parallel Generation to the Distribution System to facilities meeting the criteria for renewable electrical generation facilities as defined in the California Public Resources Code; and,

WHEREAS, the City Council reviewed and approved the recommendations in the Report to Council, which included the recommendation to the City Council to amend the City of Santa Clara, Silicon Valley Power Rules and Regulations.

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

1. That the City of Santa Clara, Silicon Valley Power Rules and Regulations, which are attached to this Resolution and incorporated by reference, are amended to include and memorialize the changes as presented by City Staff to the City Council during its regularly scheduled meeting on May 7, 2019 to revise the definition of Parallel Generation and to limit the interconnection of Parallel Generation to facilities meeting the state criteria for renewable electrical generation facilities for the purpose of limiting greenhouse gas emissions in the City;
2. That the amended Rules and Regulations attached to this Resolution are hereby approved and adopted by the City Council and said Rules and Regulations are designated to become effective and operative June 1, 2019; and,

3. That a true and correct copy of the Resolution, including the amended Rules and Regulations, 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 regulations are effective and, until further amended or replaced, shall be open to public investigation and inspection during the regular business hours of such offices.

4. 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 7TH DAY OF MAY, 2019, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

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

Attachments incorporated by reference:

1. Silicon Valley Power Rules and Regulations