

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE DIRECTOR OF THE ENERGY DEPARTMENT OR THEIR DESIGNEE TO PAY THE CITY SHARE OF THE CALIFORNIA COMMUNITY POWER'S BUDGETED COSTS FOR FISCAL YEAR 2025-2026 IN AN AMOUNT NOT-TO-EXCEED \$600,000, SUBJECT TO THE APPROPRIATION OF FUNDS**

**WHEREAS**, California Community Power ("CC Power"), is a Joint Powers Authority ("JPA") that includes several Community Choice Aggregators ("CCAs") within the state; and

**WHEREAS**, the purpose of CC Power is to enable joint procurement efforts among member CCAs for large energy projects that would typically not be available to a single or smaller collection of CCAs, thereby maximizing procurement opportunities and taking advantage of economies of scale; and

**WHEREAS**, CC Power contracts directly with energy project developers, and program and service providers; and

**WHEREAS**, each member of CC Power is responsible for an equal share of ongoing JPA costs, along with a proportionate share of costs associated with projects, programs or services based on their level of participation in those separate project-specific agreements; and

**WHEREAS**, on January 5, 2021, the City Council approved San José Clean Energy ("SJCE") joining CC Power and authorized the City to pay a share of CC Power's annual costs in an amount not-to-exceed the contract authority of the City Manager for the corresponding fiscal year; and

**WHEREAS**, on June 15, 2021, the City Council adopted a resolution authorizing the Director of Energy or her designee, in consultation with the City Attorney's Office, to negotiate and execute consultant and cost-sharing agreements with CC Power and other CCAs, in an amount not-to-exceed a total of \$320,000 per year in aggregate, to conduct necessary activities to identify, evaluate, and negotiate potential CC Power energy programs and projects; and

**WHEREAS**, the City has continually maintained its membership in CC Power with Lori Mitchell, Director of Energy, serving on the CC Power Board of Directors to represent the interests of SJCE and the City; and

**WHEREAS**, on April 21, 2025, the CC Power Budget Ad Hoc Committee approved the 2025-2026 CC Power Budget and estimated cost share allocation between member CCAs; and

**WHEREAS**, based on the City's level of participation in CC Power projects, the estimated City share of total CC Power costs will be approximately \$410,000, with final costs expected not-to-exceed \$600,000 in Fiscal Year 2025-2026; and

**WHEREAS**, the Energy Department recommends continued participation in CC Power and funding of the City's proportionate share of CC Power budgeted costs to support SJCE's participation in joint CCA energy procurement efforts to help ensure grid reliability and assist with Resource Adequacy compliance and other regulatory obligations; and

**WHEREAS**, the recommended actions support Climate Smart San José (action 1.1 Transition to a Renewable Energy Future) and the Envision San José 2040 General Plan (Goal MS-2 and Appendix 8: GHG Reduction Strategy);

**NOW, THEREFORE,** BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The Director of the Energy Department or their designee is hereby authorized to pay the City share of the California Community Power's budgeted costs for Fiscal Year 2025-2026 in an amount not-to-exceed \$600,000, subject to the appropriation of funds.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2025, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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MATT MAHAN  
Mayor

ATTEST:

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TONI J. TABER, MMC  
City Clerk