

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

RESOLUTION NO. R-34-15

**RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF COLTON, CALIFORNIA, CONSENTING TO
INCLUSION OF PROPERTIES WITHIN THE CITY'S
JURISDICTION IN THE CALIFORNIA HOME FINANCE
AUTHORITY, PROGRAM TO FINANCE RENEWABLE
ENERGY GENERATION, ENERGY AND WATER
EFFICIENCY IMPROVEMENTS AND ELECTRIC
VEHICLE CHARGING INFRASTRUCTURE AND
APPROVING ASSOCIATE MEMBERSHIP IN THE
JOINT EXERCISE OF POWERS AUTHORITY RELATED
THERETO**

WHEREAS, the California Home Finance Authority ("Authority") is a joint exercise of powers authority established pursuant to Chapter 5 of Division 7, Title 1 of the Government Code of the State of California (Section 6500 and following) (the "Act") and the Joint Power Agreement entered into on July 1, 1993, as amended from time to time (the "Authority JPA"); and

WHEREAS, the Authority is in the process of amending the Authority JPA to formally change its name to the Golden State Finance Authority; and

WHEREAS, Authority has established a property-assessed clean energy ("PACE") Program (the "Authority PACE Program") to provide for the financing of renewable energy generation, energy and water efficiency improvements and electric vehicle charging infrastructure (the "Improvements") pursuant to Chapter 29 of the Improvement Bond Act of 1911, being Division 7 of the California Streets and Highways Code ("Chapter 29") within counties and cities throughout the State of California that elect to participate in such program; and

WHEREAS, City of Colton (the "City") is committed to development of renewable energy generation and energy and water efficiency improvements, reduction of greenhouse gases, and protection of the environment; and

WHEREAS, in Chapter 29, the Legislature has authorized cities and counties to assist property owners in financing the cost of installing Improvements through a voluntary contractual assessment program; and

WHEREAS, installation of such Improvements by property owners within the jurisdictional boundaries of the counties and cities that are participating in the Authority PACE Program would promote the purposes cited above; and

WHEREAS, the City wishes to provide innovative solutions to its property owners to achieve energy and water efficiency, and in doing so cooperate with Authority in order to

1 efficiently and economically assist property owners within the City in financing such
2 Improvements; and

3 **WHEREAS**, Authority has established the Authority PACE Program, which is such a
4 voluntary contractual assessment program, as permitted by the Act, the Authority JPA, originally
5 made and entered into July 1, 1993, as amended to date, and the City, desires to become an
6 Associate Member of the JPA by execution of the JPA Agreement, a copy of which is attached
7 as Exhibit "A" hereto, to participate in the programs of the JPA and to assist property owners
8 within the jurisdiction of the City in financing the cost of installing Improvements; and

9 **WHEREAS**, the City will not be responsible for the conduct of any assessment
10 proceedings; the levy and collection of assessments or any required remedial action in the case
11 of delinquencies in the payment of any assessments or the issuance, sale or administration of
12 any bonds issued in connection with the Authority PACE Program.

13 **NOW, THEREFORE, the City Council of the City of Colton does hereby
14 resolve the following:**

15 **Section 1.** This City Council finds and declares that properties in the City's incorporated
16 area will be benefited by the availability of the Authority PACE Program to finance the
17 installation of the Improvements.

18 **Section 2.** This City Council consents to inclusion in the Authority PACE Program of all of the
19 properties in the jurisdictional boundaries of the City and to the Improvements, upon the request
20 by and voluntary agreement of owners of such properties, in compliance with the laws, rules and
21 regulations applicable to such program; and to the assumption of jurisdiction thereover by
22 Authority for the purposes thereof.

23 **Section 3.** The consent of this City Council constitutes assent to the assumption of
24 jurisdiction by Authority for all purposes of the Authority PACE Program and authorizes
25 Authority, upon satisfaction of the conditions imposed in this resolution, to take each and
26 every step required for or suitable for financing the Improvements, including the levying,
27 collecting and enforcement of the contractual assessments to finance the Improvements
28 and the issuance and enforcement of bonds to represent such contractual assessments.

Section 4. This City Council hereby approves joining the JPA as an Associate Member
and authorizes the execution by appropriate City officials of any necessary documents to
effectuate such membership.

Section 5. City staff is authorized and directed to coordinate with Authority staff to facilitate
operation of the Authority PACE Program within the City, and report back periodically to this
City Council on the success of such program.

Section 6. This Resolution shall take effect immediately upon its adoption. The City Clerk is
directed to send a certified copy of this resolution to the Secretary of the Authority.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PASSED, APPROVED AND ADOPTED this 21st day of April 2015.



RICHARD A. DELAROSA
Mayor

ATTEST:



CAROLINA R. PADILLA
City Clerk

1 STATE OF CALIFORNIA)
2 COUNTY OF SAN BERNARDINO) ss
3 CITY OF COLTON)

4 CERTIFICATION

5 I, **CAROLINA R. PADILLA**, City Clerk of the City of Colton, California, do
6 hereby certify that the foregoing is a full, true and correct copy of **RESOLUTION NO.**
7 **R-34-15**, duly adopted by the City Council of said City, and approved by the Mayor of
8 said City, at its Regular Meeting of said City Council held on the **21st day of April, 2015**,
9 and that it was adopted by the following vote, to wit:

10 AYES: COUNCILMEMBER Toro, Jorin, Navarro, González,
11 Bennett, Suchil and Mayor
12 DeLaRosa

13 NOES: COUNCILMEMBER None

14 ABSTAIN: COUNCILMEMBER None

15 ABSENT: COUNCILMEMBER None
16

17 **IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the official
18 seal of the City of Colton, California, this _____ day of _____, 20__.

19
20
21 _____
22 CAROLINA R. PADILLA
23 City Clerk
24 City of Colton

25 (SEAL)
26
27
28