

**RESOLUTION NUMBER 4277**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE CITY'S INCORPORATED AREA IN THE WESTERN RIVERSIDE COUNCIL OF GOVERNMENTS CONTRACTUAL ASSESSMENT PROGRAM TO FINANCE DISTRIBUTED GENERATION RENEWABLE ENERGY SOURCES AND ENERGY EFFICIENCY IMPROVEMENTS**

**WHEREAS**, the City of Perris (the "City") is committed to the development of renewable energy sources and energy efficiency improvements, reduction of greenhouse gases, and protection of our environment; and

**WHEREAS**, in Chapter 29 of Part 3 of Division 7 of the California Streets and Highways Code (the Act), the Legislature has authorized cities and counties to assist property owners in financing the cost of installing distributed generation renewable energy sources or making energy efficient improvements that are permanently fixed to their property (the "Improvements") through a contractual assessment program; and

**WHEREAS**, installation of such improvements by property owners within the boundaries of the jurisdictions that are members of the Western Riverside Council of Governments ("WRCOG") would promote the purposes cited above and assist the member agencies of WRCOG, including the City in reducing its greenhouse gas emissions; and

**WHEREAS**, the City wishes to provide innovative solutions and cost-effective methods for its property owners to achieve greater energy efficiency and independence, and in doing so cooperate with WRCOG in order to efficiently and economically assist property owners in financing such Improvements; and

**WHEREAS**, WRCOG has authority to establish a contractual assessment program ("the Program") as permitted by the Act, the Joint Powers Agreement of the Western Riverside Council of Governments, originally made and entered into April 1, 1991, as amended to date, and the Implementation Agreement by and between WRCOG and the affected Member Agencies related to the Program to assist property owners in financing the cost of installing distributed generation renewable energy sources or making energy efficient improvements that are permanently affixed to real property; and

**WHEREAS**, WRCOG is conducting an analysis to determine the feasibility of the Program, and to develop parameters pursuant to the Act for implementation and administration of the Program; and

**WHEREAS**, the City wishes to participate with WRCOG in the Program if WRCOG adopts the Program, under terms and conditions to be agreed to by the City and WRCOG; and

**WHEREAS**, state law permits WRCOG to offer participation in the Program to property owners in incorporated areas of any Member Agency so long as the City Council or Board of

such Member Agency approves the proposed Resolution of Intention (defined below) to establish the Program, consents to the inclusion in the Program of properties in the incorporated area within such Member Agency and consents to the improvements to be done within such incorporated area and the assumption of jurisdiction thereover by WRCOG for the purposes described above; and

**WHEREAS**, this City Council has reviewed WRCOG's proposed Resolution of Intention to establish the Program entitled "Resolution of the Western Riverside Council of Governments Declaring its Intention to Finance Distributed Generation Renewable Energy Sources and Energy Efficiency Improvements Through the Use of Contractual Assessments" ("Resolution of Intention") attached hereto as Exhibit A;

**NOW, THEREFORE, BE IT RESOLVED** by the City of Perris City Council as follows:

**Section 1.** The Recitals set forth above are true and correct and are incorporated into this Resolution by reference as though fully set forth herein.

**Section 2.** The City Council finds and declares that property in the City's incorporated area will benefit from the improvements proposed in the Resolution of Intention.

**Section 3.** The City Council hereby supports WRCOG's ongoing feasibility analysis and development of the Program.

**Section 4.** Prior to implementation, the City and WRCOG shall reach an agreement addressing any conditions to be imposed on participating properties within the City.

**Section 5.** This City Council hereby finds and determines that in the event it is necessary for the Executive Committee to make minor, non-substantive changes to the Resolution of Intention; such changes do not require the approval of the City Council.

**Section 6.** The City Council hereby approves the proposed Resolution of Intention, substantially in the form attached hereto as Exhibit A.

**Section 7.** The City Council consents to include in the Program all properties within the incorporated area of the City and to the improvements proposed in the Resolution of Intention, upon the request and agreement of the property owner, in compliance with applicable laws, rules and regulations; and to the assumption of jurisdiction thereover by WRCOG for the purposes aforesaid.

**Section 8.** The consent of this City Council constitutes assent to the assumption of jurisdiction by WRCOG for all purposes of the Program and authorizes WRCOG, upon satisfaction of the conditions imposed in this resolution, to take each and every step required for or suitable for financing the improvements, including the levying, collecting and enforcement of the contractual assessments to finance the improvements and the issuance and enforcement of bonds to represent such contractual assessments.



STATE OF CALIFORNIA)  
COUNTY OF RIVERSIDE) §  
CITY OF PERRIS )

I, Judy Haughney, duly elected CITY CLERK OF THE CITY OF PERRIS, DO HEREBY CERTIFY that the foregoing Resolution Number 4277 was duly adopted by the Perris City Council at a regular meeting of said City Council on the 8<sup>th</sup> day of December 2009, and that it was so adopted by the following vote:

AYES:	COUNCILMEMBERS:	Landers, Yarbrough, Evans, Rogers, Busch
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None

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Judy L. Haughney, C.M.C., City Clerk