

CITY OF RIVERSIDE
CITY COUNCIL MEMORANDUM

HONORABLE MAYOR and CITY COUNCIL

DATE: August 26, 1980

AGENDA ITEM #: 45

SUBJECT: SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY *sect*

The Southern California Public Power Authority is now being formed to facilitate joint development, financing and ownership of power supply and transmission facilities by Southern California municipal utilities. It would be advantageous for Riverside to join this Authority.

Last year the State Legislature amended the Joint Powers Act to include provisions for financing generation and transmission of electric power. Joining the Authority will enable Riverside to participate in any of the projects funded by the Authority.

Among projects considered to be likely candidates for Authority funding are the North Brawley Geothermal Project, which has been under negotiation with Union Oil Company, the California Coal Project initiated by Edison, and development of additional transmission capacity from potential power supplies in the Nevada-Arizona area. Purchase of available capacity and energy from other generating resources will also be explored by the Authority.

As a member of the Authority, Riverside can elect to participate or not to participate in any project funded by the Authority. Costs of participation in the Authority will be only those associated with participation in each individual project.

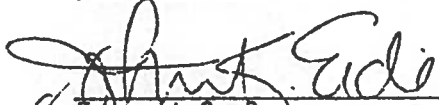
The Board of Public Utilities, at its meeting of August 8, 1980, unanimously recommended joining the Authority. A summary of the pertinent provisions of the Joint Powers Agreement is attached.

RECOMMENDATION

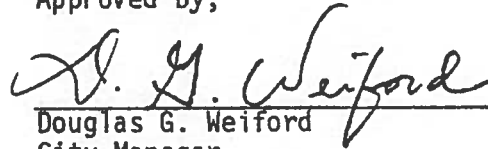
That the City Council adopt a resolution of the City of Riverside approving the terms and conditions of a Joint Powers Agreement, dated as of November 1, 1980, creating the Southern California Public Power Authority and authorizing the Mayor and City Clerk to execute said agreement on behalf of the city.

PREPARED BY:

Approved by,



Everett C. Ross
Public Utilities Director



Douglas G. Weiford
City Manager

ER/CC5/Ks

Attachment: Summary of Joint Powers Agreement

cc: City Attorney
City Clerk

SEP 16 1980
V 66 P 123

SUMMARY OF PERTINENT PROVISIONS
OF THE JOINT POWERS AGREEMENT

1. Purpose

The Agreement creates a separate public entity to undertake the planning, financing, development, acquisition, construction, operation and maintenance of one or more projects for the generation or transmission of electrical energy.

2. Joint Powers Agency

The Joint Powers Agency created pursuant to this Agreement is the "Southern California Public Power Authority."

3. Term

The term of the Agreement is for a period of 50 years from November 1, 1980 or until such later date as all bonds and notes of the Authority have been paid in full.

4. Projects

The Authority has the power to finance, acquire, construct, maintain and operate one or more projects and is authorized to do all acts necessary in the exercise of said power, including:

- a. To plan, construct, maintain and operate buildings, facilities, works, roads, or improvements including generating plants and transmission systems;
- b. To acquire, hold, lease, sell, or otherwise dispose of any real or personal property;
- c. The power to make and enter into contracts with any member with respect to the purchase, sale or transmission of electric power or energy;
- d. To make and enter into contracts;
- e. To employ agents and employees;
- f. To incur debts, liabilities or obligations which do not constitute a debt, liability or obligation of any member;
- g. To sue and be sued in its own name;
- h. To exercise any other power permitted by the Joint Powers Act.

5. Limitations of Exercise of Powers

The powers mentioned in 4 above are subject to restrictions on the manner of exercising such powers as are imposed upon Riverside in the exercise of similar powers.

6. Bonds

The Authority has the power to issue, sell and deliver bonds in accordance with the provisions of the Joint Powers Act for the purpose of acquiring or constructing one or more projects and issue notes for the purpose of financing one or more Study Projects.

7. Board of Directors - Voting

The Authority is administered by a Board of Directors who shall consist of one (1) Director representing each member entity. The Director shall be the Chief Executive Officer of the electric utility of the member or his designee. A majority of the Board of Directors constitutes a quorum for the transaction of business.

A majority vote at any meeting shall decide any question brought before the Board of Directors except for votes on Project Matters and votes to approve the addition of additional members of the Joint Powers Agreement.

With respect to voting on Project Matters, those matters are decided by a vote of 80% of the Project votes cast thereon provided, however, that by unanimous vote, the Board of Directors may include a provision in a Project Contract that such matters may be decided by a majority of the Project Votes.

Project Votes are those taken with respect to a Project Matter and each Director has one vote plus that number of votes equal to 1,000 multiplied by the result of dividing that member's right to participate in the Project by the aggregate amount of all member's right to participate in such Project.

With respect to voting on additional members to the Joint Powers Agreement, such votes are required to be unanimous.

8. Contributions

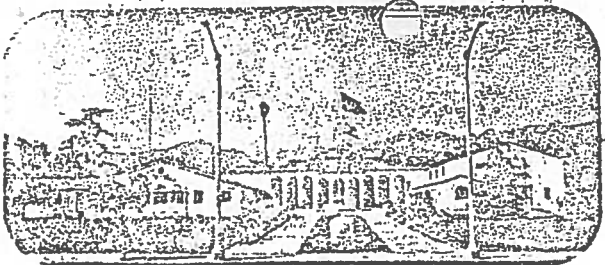
The members are required to make contributions, payments and advances to the Authority as are approved from time to time by the Board of Directors. These contributions, payments and advances would, of course, be approved by a majority vote of the members. In the event a member fails to make contributions, payments or advances, then its rights under the Agreement may be terminated pursuant to Section 14(c) of the Agreement.

9. Entitlement or Participation Rights

There is no provision made in the Agreement for how entitlement or participation rights for any particular Project shall be divided among the members of the Authority. It should be noted, however, that in order for the Authority to finance, either by the issuance of notes or bonds, a Study Project or a Project, all parties to the Joint Powers Agreement must authorize the Authority to issue such notes or bonds.

copies to Council

cc - my
RECEIVED
AUG 20 1980



Office of Azusa 45
CITY OF AZUSA
The Canyon City
CITY CLERK
CITY ADMINISTRATOR

August 19, 1980

Hon. Ab Brown
Mayor
City of Riverside
3900 Main St.
Riverside, CA 92501

RECEIVED
AUG 20 1980

OFFICE OF THE MAYOR

RE: Proposed Joint Powers Agreement -
So. California Public Power Authority

Dear Mayor and Councilmembers:

At their regular meeting of August 18, 1980, the City Council of the City of Azusa considered the proposed referenced Joint Powers Agreement.

Although every member of the City Council is in favor of this agreement, there was concern because of the lack of elected officials on the Board of Directors. Section 9, page 11, provides that the "Chief Executive Officer of the electric utility or his designee" shall serve as the director from each member organization.

Our City Council directed me to contact each member city to see if your City Council has the same concern.

I would appreciate having your thoughts on this matter, so that I may relay them to our City Council.

Yours truly,

Edward A. Cooney
EDWARD A. COONEY
Acting City Administrator

EAC:jg

cc: Everett C. Ross, Public Utilities Director
Mayor and City Council, City of Azusa



CITY OF RIVERSIDE

COUNCIL MEN
 FRIZEL
 BUSTER
 BUSTEN
 BOYD
 BOYD
 SHEPARD
 LOVERIDGE

September 16, 1980

WARDS

communication was presented from John S. Curts, on behalf of Sanborn Theaters and T & S Development, Inc., stating their wish to withdraw their appeal as they have been able to resolve the differences of opinion regarding the issues of concern with the Building Official. Accordingly, the City Council took no action on the matter.

Motion X
 Second X
 All Ayes

ENERGY ORDINANCE IMPACT ANALYSIS

A written report was submitted from the City Manager and the Energy Coordinator recommending that the City Council authorize the filing of a study proposal and execution of a \$6,500 contract with Western Sun to analyze various energy ordinances. Questions from the City Council were answered by the Energy Coordinator. Following a brief discussion, the recommendation was approved as presented.

Motion X
 Second X
 All Ayes

CITY COUNCIL AND MAYOR

SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY - RESOLUTION APPROVING AGREEMENT

Chairman Loveridge presented the recommendation of the City Council Utility Services/Land Use/Energy Development Committee that approval be given a Joint Powers Agreement creating the Southern California Public Power Authority. Following discussion, the Agreement was approved; and Resolution No. 14183 of the City Council of the City of Riverside, California, Approving the Terms and Conditions of a Joint Powers Agreement, Dated as of November 1, 1980, Creating the Southern California Public Power Authority and Authorizing the Mayor and City Clerk to Execute Said Agreement on Behalf of the City, was presented; and the title having been read, and further reading waived by the unanimous consent of Councilmen present, was adopted.

Motion X
 Second X
 All Ayes X

PROPOSED AMENDMENT TO CULTURAL RESOURCES ORDINANCE

Consideration was given the recommendation from Mayor Brown that the Municipal Code be amended to exempt certain electrical or plumbing work in designated buildings from review by the Cultural Heritage Board. A written report was submitted from Chairman Mylne of the Cultural Heritage Board advising that the Board went on record (1) urging the City Council not to approve the proposed addition to the Cultural Resources Ordinance, and (2) promising quick review of any emergency plumbing or electrical plans for Landmarks, continuing its tradition of emergency sessions so as not to inconvenience the owners of Landmark properties. Following discussion, no action was taken.

Motion X
 Second X
 Ayes X
 Noes X

APPOINTMENT OF JOINT BLUE RIBBON SEWER TASK FORCE

Consideration was given the appointment of citizens to a Blue Ribbon Task Force to review the Facilities Plan for the Wastewater Treatment Plant Expansion, prepared by John Carollo Engineers, and present its report to the City Council on December 16, 1980. Chairman Shepard presented the recommendations of the City Council Promotion and Intergovernmental Affairs Committee. Following discussion, it was the decision of the City Council that the committee shall be a joint task force of the City and the Chamber of Commerce, and that all members of the original Chamber of Commerce Blue Ribbon Sewer Task Force who are willing shall be asked to serve on the newly-created joint task force together with Councilman Buster, Rosanna Scott, Judy Orttung, Sed Francis and Frank Gilbert.

Motion X
 Second X
 All Ayes X

PROPOSED FORMATION OF AD HOC COMMITTEE - BASEBALL, FOOTBALL AND SOCCER FIELDS

Consideration was given the recommendation of Mayor Brown that an ad hoc committee be appointed to study the immediate problems of baseball, football and soccer fields in the City's park areas. Mayor Brown advised the City Council that he had discussed the matter with Members of the Park and Recreation Commission, who wish to continue their consideration of the problem. Accordingly, the City Council took no action with regard to appointment of an ad hoc committee, and referred the matter to the Park and Recreation Commission.

Motion X
 Second X
 All Ayes X

PUBLIC HEARING BEFORE THE CITY COUNCIL AT 10:00 A.M.

PROPOSED AMENDMENT TO THE CIRCULATION AND TRANSPORTATION ELEMENTS OF THE GENERAL PLAN - CASE GP-17-767 - CONTINUED

10:00 A.M.--Further hearing was called on the proposed amendment to the Circulation and Transportation Elements of the City of Riverside General Plan by deleting Tyler Street, a planned 88-foot-wide major arterial, generally between Indiana Avenue on the north and Cleveland Avenue on the south, Case GP-17-767; the hearing having been continued from March 4, 1980, to allow time for reevaluation of the Circulation and

CITY OF RIVERSIDE

COUNCILMEN
FITZGERALD
DISNEY
BOWEN
MAYNOR
SHEPARD
LOVE
RIDGE

September 9, 1980

WARDS

REDEVELOPMENT AGENCY

ENVIRONMENTAL ASSESSMENT FOR DEMOLITION OF BUILDINGS AT 3506 AND 3524 MAIN AND CONSTRUCTION OF REPLACEMENT CITY PARKING LOT 32

A written report was submitted from the City Manager and the Executive Director of the Redevelopment Agency recommending that the City Council take the following actions relative to the environmental assessment for the demolition of the buildings located at 3506 and 3524 Main Street and the subsequent construction of replacement City Parking Lot 32: (1) Ratify the Agency action taken on August 26, 1980, in determining that the project will not have a significant effect on the environment; and (2) Approve the project. The recommendations were approved as submitted.

CITY COUNCIL

SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY - CONTINUANCE

Presentation of the City Council Utility Services/Land Use/Energy Development Committee's recommendation relative to a Joint Powers Agreement creating the Southern California Public Power Authority was continued to September 16, 1980.

PAYMENT OF CITY FEES - HARTZ MOUNTAIN PROJECT

A written report was submitted from Chairman Digati of the City Council Economic Development Committee recommending that the City Council allocate \$28,415.45 from the Economic Development Reserve to the Redevelopment Agency Special Escrow Account, with the understanding that the cash bond refund of \$4,481.17 will be returned to the Economic Development Reserve when it is received by the Agency, all as described in greater detail in the report; whereupon, the recommendation was approved and authorized.

CHANGES TO CITY COUNCIL AGENDA

A written report was submitted from Chairman Shepard of the City Council Promotion and Intergovernmental Affairs Committee recommending, with concurrence from the City Clerk and the City Attorney, that the City Council concur with the Committee's determination that the Discussion Calendar is definitely a time for public participation as indicated on the printed agenda; that a new section be added to the printed agenda under the heading "Council Deliberations" which would include items that have already had public testimony presented and which need further City Council deliberation; and that the statement after the heading for public hearings also include the phrase "Audience participation is encouraged." The recommendations were approved as presented.

RESIGNATIONS

COMMUNITY RELATIONS COMMISSION

A communication was presented from Richard S. Ruben submitting his resignation as a Member of the Community Relations Commission. The resignation was accepted, and the Mayor was requested to send the appropriate letter on behalf of the City Council thanking Mr. Ruben for the time he has served on this Commission.

ENVIRONMENTAL PROTECTION COMMISSION

A communication was presented from Jack W. Maynor submitting his resignation as a Member of the Environmental Protection Commission. The resignation was accepted, and the Mayor was requested to send the appropriate letter on behalf of the City Council thanking Mr. Maynor for the time he has served on this Commission.

RESOLUTION - ADOPTION

CASE GP-2-801 - VAN BUREN AND JACKSON

Resolution No. 14169 of the City Council of the City of Riverside, California, Amending the Land Use Element of the Riverside General Plan by Deleting the Medium High Density Residential and the High Density Residential Land Use Designations From Approximately 7.8 Acres Situated on the East Side of Van Buren Boulevard and the Southwest Side of Jackson Street and by Placing the Retail Business and Office Land Use Designation on the Van Buren Boulevard Frontage to a Depth of 300 Feet and the Medium High Density Residential Designation on the Remainder of the Property Fronting on Jackson Street, Case GP-2-801, was presented; and the title having been read, and further reading waived by the unanimous consent of Councilmen present, was adopted.

1 RESOLUTION NO. 14183

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
3 RIVERSIDE, CALIFORNIA, APPROVING THE TERMS AND
4 CONDITIONS OF A JOINT POWERS AGREEMENT, DATED AS
5 OF NOVEMBER 1, 1980, CREATING THE SOUTHERN CALIFORNIA
PUBLIC POWER AUTHORITY AND AUTHORIZING THE MAYOR AND
CITY CLERK TO EXECUTE SAID AGREEMENT ON BEHALF OF THE
CITY.

6 WHEREAS, the City of Riverside owns and operates an
7 electrical system; and

8 WHEREAS, the City of Riverside desires to enter into
9 an Agreement with other Southern California Public Agencies
10 which operate electrical systems for the purpose of studying,
11 acquiring, constructing and operating electrical generation
12 and transmission projects; and

13 WHEREAS, such activities may be accomplished through
14 the aforementioned Agreement.

15 NOW, THEREFORE, BE IT RESOLVED that:

16 1. A Joint Powers Agreement, dated as of November 1,
17 1980, creating a separate public entity to be known as the
18 "Southern California Public Power Authority" pursuant to the
19 provisions of Chapter 5, Division 7, Title 1, of the Govern-
20 ment Code of the State of California, as amended, has been
21 submitted to the City Council of the City of Riverside, and said
22 City Council hereby finds and determines that the terms and
23 conditions of said Agreement be, and the same hereby are,
24 approved.

25 2. The Mayor and City Clerk of the City of Riverside
26 are hereby authorized to execute and deliver said Agreement for,
27 and on behalf of, the City of Riverside, provided that prior
28 to such execution and delivery there shall be inserted at the
29 head of said Agreement the name, and in Section 19 thereof the
30 name and notice address, of those of the following cities,
31 public corporations and public districts whose governing boards
32 shall have approved, prior to October 1, 1980, execution and

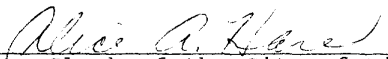
1 delivery by such city, public corporation or public district
2 of said Agreement, City of Anaheim, City of Azusa, City of
3 Banning, City of Burbank, City of Colton, City of Glendale,
4 City of Los Angeles, City of Pasadena, City of Riverside and
5 Imperial Irrigation District.

6 3. This Resolution shall take effect immediately.

7 ADOPTED by the City Council and signed by the Mayor
8 and attested by the City Clerk this 16th day of September, 1980.

9
10 
11 Mayor of the City of Riverside

12 Attest:

13
14 
15 City Clerk of the City of Riverside

16 I, Alice A. Hare, City Clerk of the City of Riverside,
17 California, hereby certify that the foregoing resolution was
18 duly and regularly introduced and adopted by the City Council
19 of said City at its meeting held on the 16th day of September, 1980,
20 by the following vote, to wit:

21 Ayes: Councilmen Loveridge, Shepard, Mansfield, Bowers,
22 Buster and Frizzel.

23 Noes: None.

24 Absent: Councilman Digati.

25 IN WITNESS WHEREOF I have hereunto set my hand and
26 affixed the official seal of the City of Riverside, California,
27 this 16th day of September, 1980.

28
29 
30 City Clerk of the City of Riverside

31 8-1-80
32 JW/v