



1           **WHEREAS**, currently, Pacific Gas and Electric Company (“PG&E”) generates and  
2 provides electricity to the residents of the City of Chico, and there is no alternative provider for  
3 City of Chico; and

4           **WHEREAS**, in July 2024, the City of Chico and Pioneer began discussions and studies to  
5 consider the financial feasibility and assess the risk of adding the City of Chico to Pioneer's service  
6 area; and

7           **WHEREAS**, the Amended and Restated Joint Exercise of Powers Agreement requires a  
8 prospective member to individually adopt a resolution of intent expressing the desire to become a  
9 member of the Joint Powers Authority and adopt an ordinance electing to implement a CCA within  
10 its jurisdiction under Public Utilities Code section 366.2; and

11           **WHEREAS**, in 2019, the City Council previously adopted Ordinance No. 2537 adding  
12 section Chapter 15.60 to create the Butte Choice Energy Community Choice Aggregate Program  
13 and entered into a Joint Powers Agreement with the County of Butte and City of Oroville, but  
14 market conditions have prevented its launch; and

15           **WHEREAS**, the City Council wishes to amend Chapter 15.60 of the Chico Municipal  
16 Code to reflect its interest in joining Pioneer.  
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18           **NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Chico that:

19           **SECTION 1.** The City Council hereby finds that the above recitals are true and correct and  
20 incorporated them herein as part of the findings.

21           **SECTION 2.** Findings. The City Council further finds as follows:

22           A. It is essential that its residents, businesses, and public facilities have  
23 alternative energy procurement options beyond PG&E.

24           B. Contingent on completing discussions with Pioneer and feasibility studies,  
25 the City Council believes joining Pioneer will provide financial and other advantages to businesses  
26 and residents of the City of Chico.

27           C. The implementation and participation in a CCA Program in the City of  
28 Chico is consistent with the Goals and Policies of the City’s adopted General Plan.

1           **SECTION 3.** CEQA. The City Council hereby finds that the adoption of this Ordinance  
2 is exempt from the requirements of the California Environmental Quality Act (“CEQA”) pursuant  
3 to the CEQA Guidelines, as it is not a “project” since it has no potential to result in a direct or  
4 reasonably foreseeable indirect physical change to the environment pursuant to CEQA Guidelines  
5 Section 15378. Further, the Ordinance is exempt from CEQA, as there is no possibility that the  
6 Ordinance or its implementation would have a significant effect on the environment pursuant to  
7 CEQA Guidelines Section 15061(b)(3).

8           **SECTION 4.** Chapter 15.60 of the Chico Municipal Code entitled “Community Choice  
9 Aggregation” is amended in its entirety to read as follows:

10                           **“Chapter 15.60 – COMMUNITY CHOICE AGGREGATION**

11                   **15.60.010       Authorization to Implement Community Choice Aggregation Program**

12           The City Council of the City of Chico authorizes the implementation of a Community  
13 Choice Aggregation Program within the areas of the city currently served by PG&E  
14 through participation in the Community Choice Aggregation Program of the Pioneer  
15 Community Energy Joint Powers Authority, contingent upon all of the following: (a)  
16 completion of the impact analysis by Pioneer, (b) adoption of a resolution of intent by the  
17 city expressing its desire to become a member of Pioneer, (c) approval of Pioneer  
18 Community Energy’s Amended and Restated Joint Exercise of Powers Agreement, as  
19 amended, by the city, (d) approval by the Governing Board of Pioneer Community Energy  
20 of the membership of the city, and (e) the certification by the California Public Utilities  
21 Commission of the Implementation Plan filed by Pioneer to include the city.  
22

23           **SECTION 5.** Severability. The provisions of this Ordinance are separate and severable.  
24 If any provision of this Ordinance is for any reason held by a court to be invalid, the City Council  
25 declares that it would have passed this Ordinance irrespective of the invalidity of the provision  
26 held to be invalid, and such invalidity shall therefore not affect the remaining provisions of this  
27 Ordinance which shall remain in full force and effect or the validity of its application to other  
28 persons or circumstances.

1           **SECTION 6.** Effective Date. This Ordinance shall take effect thirty (30) days after  
2 adoption by the City Council.

3           **SECTION 7.** Certification. The City Clerk shall certify to the passage and adoption of  
4 this Ordinance and shall cause the same to be published or posted in the manner required by law.

5           **THE FOREGOING ORDINANCE WAS ADOPTED** at a meeting of the City Council  
6 of the City of Chico held on **February 18, 2025**, by the following vote:

7 AYES:                   Goldstein, Hawley, O'Brien, van Overbeek, Winslow, Bennett, Reynolds

8 NOES:                   None

9 ABSENT:               None

10 ABSTAINED:           None

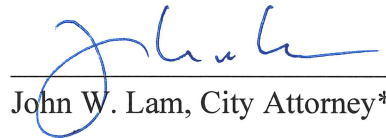
11 DISQUALIFIED:       None

12 ATTEST:

APPROVED AS TO FORM:

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15 

16 Deborah R. Presson  
17 City Clerk

18   
19 John W. Lam, City Attorney\*

20 \*Pursuant to The Charter of  
21 the City of Chico, Section 906(E)  
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