## RESOLUTION NO. 13-125

### APPROVING AND ADOPTING A RENEWABLE ENERGY RESOURCES PROCUREMENT PLAN FOR THE HERCULES MUNICIPAL UTILITY IN COMPLIANCE WITH CALIFORNIA ENERGY COMMISSION REGULATIONS

**WHEREAS**, the City of Hercules (City) maintains a publicly owned utility known as the Hercules Municipal Utility (HMU) which distributes electricity to residents and businesses in a portion of the City of Hercules; and

**WHEREAS**, the Hercules City Council has the authority to adopt and implement the requirements of state law applicable to the HMU; and

**WHEREAS**, on April 12, 2011, the Governor of California signed the California Renewable Energy Resources Act (SBX1 2), which requires all energy service providers, including publicly owned utilities, to procure 20% renewables over the 2011-2013 period, 25% renewables by 2016, and 33% renewables by 2020 and thereafter; and

**WHEREAS**, the California Energy Commission (CEC) has issued regulations effective October 1, 2013 implementing the provisions of SBX1 2 for publicly owned utilities; and

**WHEREAS**, the CEC regulations require the adoption of a Renewable Energy Resources Procurement Plan that complies with the CEC's October 1, 2013 regulations by November 30, 2013; and

**WHEREAS**, City staff has developed the attached Hercules Municipal Utility Renewable Energy Resources Procurement Plan, to comply with the CEC's October 1, 2013 regulations.

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

1. That the City Council hereby approves and adopts the Hercules Municipal Utility Renewable Energy Resources Procurement Plan (Plan), attached hereto as Exhibit A, and the City Manager, or designee, is authorized to implement and administer the Plan.
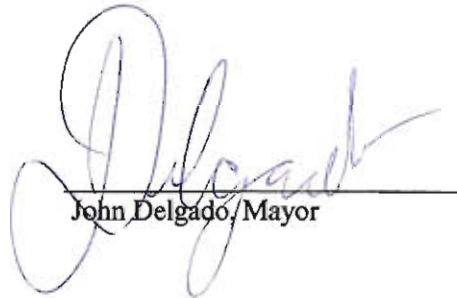
The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the twenty-sixth day of November, 2013 by the following vote of the Council:

AYES: Delgado, de Vera, McCoy, Romero

NOES: None

RECUSED: Kelly

ABSENT: None

John Delgado, Mayor

ATTEST:

Margaret S. Roberts, City Clerk