

OFFICE OF THE CITY ATTORNEY
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Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-19-0082

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AUTHORIZING THE CITY TO
5 JOIN THE YGRENE PROGRAM; CONSENTING TO
6 INCLUSION OF RESIDENTIAL PROPERTIES WITHIN THE
7 CITY'S JURISDICTION IN THE GOLDEN STATE FINANCE
8 AUTHORITY CLEAN ENERGY (PACE) PROGRAM TO
9 FINANCE RENEWABLE ENERGY GENERATION,
10 ENERGY AND WATER EFFICIENCY IMPROVEMENTS,
11 ELECTRIC VEHICLE CHARGING INFRASTRUCTURE,
12 AND OTHER AUTHORIZED IMPROVEMENTS

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14 WHEREAS, the Golden State Finance Authority, formerly known as the
15 California Home Finance Authority, ("Authority") is a joint exercise of powers authority
16 established pursuant to Chapter 5 of Division 7, Title 1 of the Government Code of the
17 State of California (Section 6500 et seq.) (the "Act") and the Joint Power Agreement
18 entered into on July 1, 1993, as amended from time to time (the "Authority JPA"); and

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

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

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

4 WHEREAS, the City desires to allow the owners of certain types of
5 properties ("Participating Property Owners") within the jurisdiction of the City to
6 participate in the Authority PACE Program, and to allow the Authority to conduct
7 assessment proceedings under Chapter 29 within the City's jurisdiction and to issue
8 bonds to finance the Improvements; and

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

12 WHEREAS, on April 5, 2016, the City Council approved a resolution
13 consenting to inclusion of commercial, industrial and agricultural properties within the
14 City's jurisdiction in the Authority's Property Assessed Clean Energy Program (PACE) to
15 finance renewable energy generation energy and water efficiency improvements and
16 electrical vehicle charging infrastructure and Associate Membership in the related JPA
17 (Resolution No. RES-16-0031).

18 WHEREAS, the City desires to expand the program to include residential
19 properties as well as commercial, industrial, and agricultural properties within the City's
20 jurisdiction in the Authority's PACE program; and

21 WHEREAS, the City will not be responsible for the conduct of any
22 assessment proceedings; the levy and collection of assessments or any required
23 remedial action in the case of delinquencies in the payment of any assessments, or the
24 issuance, sale or administration of any bonds issued in connection with the Authority
25 PACE Program.

26 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
27 follows:

28 Section 1. This City Council finds and declares that residential as well as

1 commercial, industrial, and agricultural properties ("Participating Parcels") in the City's
2 incorporated area will benefit from the availability of the Authority PACE Program to
3 finance the installation of the Improvements. Participating Parcels consist of residential,
4 commercial (including multifamily properties consisting of five (5) or more units),
5 industrial, and agricultural properties.

6 Section 2. This City Council consents to inclusion in the Authority PACE
7 Program of all of Participating Parcels in the jurisdictional boundaries of the City and to
8 the Improvements, upon the request by and voluntary agreement of owners of such
9 properties, in compliance with the laws, rules and regulations applicable to such program;
10 and to the assumption of jurisdiction thereover by Authority for the purposes thereof.

11 Section 3. The consent of this City Council constitutes assent to the
12 assumption of jurisdiction by Authority for all purposes of the Authority PACE Program
13 and authorizes Authority, upon satisfaction of the conditions imposed in this resolution, to
14 take each and every step required for or suitable for financing the Improvements,
15 including the levying, collecting and enforcement of the contractual assessments to
16 finance the Improvements and the issuance and enforcement of bonds to represent such
17 contractual assessments.

18 Section 4. City staff is authorized and directed to coordinate with
19 Authority staff to facilitate operation of the Authority PACE Program within the City, and
20 report back periodically to this City Council on the success of such program.

21 Section 5. This resolution shall take effect immediately upon its adoption
22 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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1 I hereby certify that the foregoing resolution was adopted by the City
2 Council of the City of Long Beach at its meeting of May 21, 2019 by the
3 following vote:

4 Ayes: Councilmembers: Gonzalez, Pearce, Supernaw, Mungo,
5 Andrews, Uranga, Richardson.

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7 _____
8 Noes: Councilmembers: None.

9 _____
10 Absent: Councilmembers: Price, Austin.

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12 _____
13 M. De La Cruz
14 City Clerk
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