

RESOLUTION NO. 25-104

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AN AMENDMENT TO THE JOINT POWERS AGREEMENT OF THE MENDOCINO COUNCIL OF GOVERNMENTS TO ADD ENERGY & CLIMATE RELATED PROGRAMS AS SPECIFIC POWERS

WHEREAS, The Mendocino Council of Governments (MCOG) was formed by a Joint Powers Agreement (attached as Exhibit A) in 1972 and amended in 1978, 1993, 1994, 2008, and 2020 by the Cities of Fort Bragg, Point Arena, Ukiah, and Willits and the County of Mendocino to serve as the Regional Transportation Planning Agency and other regional purposes; and

WHEREAS, The Joint Powers Agreement (JPA) identifies specific powers for which MCOG is responsible; and

WHEREAS, The JPA currently identifies transportation planning, economic development planning, and housing production matters as MCOG's specific powers, and states that other specific powers may be expressly authorized by Resolutions adopted by the respective bodies of each of the parties to the agreement; and

WHEREAS, In order to carry out agreements as a Governing Partner of the Northern California Rural Regional Energy Network (REN), a.k.a. Northern Rural Energy Network (NREN), it is proposed that the Joint Powers Agreement be amended to specify that the Joint Powers Agency has the authority to use public purpose program funds paid by ratepayers to plan, administer, and implement energy efficiency programs as approved by the California Public Utilities Commission; and

WHEREAS, The MCOG Board of Directors also has been considering the possibility of forming a climate resilience or protection authority for the benefit of the region and related activities; and

WHEREAS, The MCOG Board of Directors approved an amendment to add these specific powers at their meeting of April 7, 2025, and in order for such an amendment to take effect, it must be approved by resolutions adopted by the respective legislative bodies of each of the parties to this agreement; and

WHEREAS, Upon full execution of an amendment, MCOG shall prepare and file a notice of amendment with the California Secretary of State in accord with California Government Code Section 6503.5.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors RESOLVED, THAT:

Mendocino County Board of Supervisors agrees as follows.

- 1) MCOG's Joint Powers Agreement Section 3 shall be amended as follows:
 - "3. MCOG shall have the power to serve the following specific purposes:
 - a. act as the transportation planning agency for Mendocino County, as designated by the Secretary of the Business and Transportation Agency of the State of California,
 - b. undertake economic development planning for Mendocino County,

- c. undertake planning related to the production of housing in the region, including activities related to development and implementation of the Regional Housing Needs Allocation Plan,
 - d. implement energy programs including partnership in the Northern California Rural Regional Energy Network, a.k.a. Northern Rural Energy Network,
 - e. implement climate programs including potentially forming a climate resilience or protection authority, and similar activities, and
 - f. any other specific power, including regional planning in other functional areas besides transportation, economic development, housing, energy and climate programs, which has been expressly authorized by Resolutions adopted by the respective bodies of each of the parties to this agreement.”
- 2) All other terms and conditions set forth in MCOG’s Joint Powers Agreement of 1972 as amended in 1978, 1993, 1994, 2008, and 2020 shall remain in full force and effect.
- 3) This amendment shall become effective upon approval by resolution of each of the member agencies.

The foregoing Resolution introduced by Supervisor Williams, seconded by Supervisor Cline, and carried this 24th day of June 2025, by the following vote:

AYES: Supervisors Cline, Mulheren, Haschak, Norvell, and Williams
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: DARCIE ANTLE
Clerk of the Board

JOHN HASCHAK, Chair
Mendocino County Board of Supervisors

Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
CHARLOTTE E. SCOTT
County Counsel

BY: DARCIE ANTLE
Clerk of the Board

Deputy