

## RESOLUTION NO. 2026-05

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ORANGE COUNTY POWER AUTHORITY APPROVING AN UPDATED AMENDMENT NUMBER TWO TO THE COMMUNITY CHOICE AGGREGATION IMPLEMENTATION PLAN AND STATEMENT OF INTENT PROVIDING NEW ELECTRIC SERVICE TO THE CITY OF FOUNTAIN VALLEY

A. The Orange County Power Authority (“OCPA”) is a joint powers authority formed pursuant to the Joint Exercise of Powers Act (Cal. Gov. Code § 6500 *et seq.*), California Public Utilities Code § 366.2, and a Joint Powers Agreement, effective November 20, 2020, by and among the member agencies of the Cities of Buena Park, Fullerton, and Irvine.

B. On October 1, 2024, the City of Fountain Valley adopted a resolution requesting membership in OCPA and approved the OCPA Joint Powers Agreement. On November 5, 2024, the City of Fountain Valley adopted an ordinance pursuant to Public Utilities Code § 366.2 authorizing a community choice aggregation program for retail customers within the City of Fountain Valley with electric service provided by OCPA.

C. Public Utilities Code § 366.2 requires that prior to commencing a community choice aggregation program to a new member agency, OCPA must adopt an amended Implementation Plan and Statement of Intent (Implementation Plan) to be filed with and certified by the California Public Utilities Commission (CPUC).

D. Amendment No. 2 of the Implementation Plan was submitted to the CPUC on December 3, 2024 and certified on January 9, 2025, with an identified start date for Fountain Valley customers on October 1, 2026.

E. OCPA has determined that it would be operationally efficient to move the city’s start date to April 1, 2027.

F. The CPUC requires an updated Implementation Plan to be submitted if there is any modification to the start date, anticipated load, or phase-in schedule.

G. OCPA is hereby submitting an Update to Amendment Number Two to the Implementation Plan describing the revised start date as presented to the Board of Directors at a duly noticed public hearing for consideration and adoption on June 8, 2026.

**NOW, THEREFORE, BE IT RESOLVED** by the Orange County Power Authority Board of Directors, as follows:


Section 1. In accordance with California Public Utilities Code § 366.2, the Board of Directors hereby considers and approves Updated Amendment Number Two to the OCPA Community Choice Aggregation Implementation Plan and Statement of Intent at a duly noticed public hearing held on June 8, 2026 at 11:00 a.m., after allowing interested persons the opportunity to provide public comment.


Section 2. The Board of Directors hereby directs the OCPA Chief Executive Officer to file the Updated Amendment Number Two with the Energy Division of the California Public Utilities Commission, and authorizes the Chief Executive Officer to take any actions required by the CPUC or Southern California Edison Company to effectuate the modified start date, including additional Implementation Plan modifications.

Section 3. This resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** at a meeting of the Board of Directors of the Orange County Power Authority held on June 8, 2026.

ATTEST:

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Susan Sonne, Chair  
Board of Directors  
Orange County Power Authority

Signed by:  
  
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Rogelio Palacios, Secretary  
Board of Directors  
Orange County Power Authority

AYES:   5   NAYS:   0  

ABSENT:   0   ABSTAIN:   0

**Orange County Power Authority**

**COMMUNITY CHOICE AGGREGATION IMPLEMENTATION  
PLAN AND STATEMENT OF INTENT – AMENDMENT No. 2  
(Updated)**

**To update the program start date for City of Fountain Valley**

**Approved June 8, 2026**

**Filed June 8, 2026**

OCPA submitted Implementation Plan and Statement of Intent – Amendment No. 2 (Amendment No. 2) on December 3, 2024, which addressed statutory community choice aggregation requirements for expanding service to the City of Fountain Valley as a new member agency with an October 1, 2026 program start date. Amendment No. 2 also addressed the departure of the County of Orange’s unincorporated area customers and departure of the City of Huntington Beach. CPUC’s Energy Division certified Amendment No. 2 on January 9, 2026. OCPA subsequently notified the Energy Division and the applicable service lists on March 5, 2026 that the City of Fountain Valley’s start date would move to April 1, 2027.

OCPA is hereby updating Amendment No. 2 to reflect Fountain Valley’s modified start date per the January 8, 2025 certification letter that any modification to the start date, anticipated load, or phase-in schedule must be reflected in an updated Implementation Plan. On [DATE], at a duly noticed public hearing, the OCPA Board of Directors considered and adopted Resolution No. 2026-XXX approving the Updated Amendment No. 2 to the Implementation Plan and authorizing OCPA’s Chief Executive Officer to take any actions required by the CPUC to effectuate the modified start date.

The following modifications are made to Amendment No. 2 to reflect the new start date of April 1, 2027 for the City of Fountain Valley:

1. **Chapter 1 (Introduction):** All references to “October 1, 2026” are changed to “April 1, 2027” (pg. 2).
2. **Chapter 2 (Aggregation Process):** All references to “October 1, 2026” are changed to “April 1, 2027” (pg. 6).
3. **Chapter 5 (Program Phase-In):** “Phase 3 – City of Fountain Valley: All Accounts (October 1, 2026)” is changed to “Phase 3 – City of Fountain Valley: All Accounts (April 1, 2027)” (pg. 18).

No other modifications are proposed to Amendment No. 2.