

**RESOLUTION NO. \_\_\_\_\_**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA**

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**RESOLUTION: 1. MAKING FINDINGS REQUIRED BY GOVERNMENT CODE SECTION 4217.12; AND 2. AUTHORIZING A SOLAR ENERGY POWER PURCHASE AGREEMENT BETWEEN THE COUNTY OF SAN MATEO, AND FFP BTM SOLAR, LLC (FOREFRONT POWER, LLC) FOR DESIGN, INSTALLATION, OPERATION, AND MAINTENANCE OF SOLAR PHOTOVOLTAIC SYSTEM FOR THE SAN MATEO HEALTH CAMPUS UPGRADE PROJECT**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, the County of San Mateo (County) is committed to the adoption and implementation of energy conservation measures defined in Government Code Section 4217.12 at County facilities including clean and efficient energy system such as photovoltaic systems; and

**WHEREAS**, Government Code section 4217.12 (a) authorizes a public agency to enter into an energy services contract if the determination is made at a regularly scheduled public hearing, public notice of which is duly given, that the anticipated cost to the public agency for thermal or electrical energy or conservation services provided by the energy conservation facility under the contract will be less than the anticipated marginal cost to the public agency of thermal, electrical, or other energy that would have been consumed by the public agency in the absence of those purchases; and

**WHEREAS**, on June 6, 2020, the County, through the Project Development Unit (PDU), issued a Request for Proposals (RFP) for a Power Purchase Agreement

(PPA) for the design, installation, operation, and maintenance of a net-metered solar photovoltaic system for multiple new construction projects including the San Mateo Health Campus Upgrade project (Energy Conservation Measures); and

**WHEREAS**, the County received and evaluated proposals and selected FFP BTM Solar, LLC (Forefront) as the best value provider; and

**WHEREAS**, public notice was duly given two weeks in advance of this public hearing; and

**WHEREAS**, PDU, its consultant Sage Renewable Energy Consulting Inc., and Forefront have analyzed the energy needs for the new administrative and Link Building at the San Mateo Health Campus project and have concluded that the installation and construction of the Energy Conservation Measures at the Facility will result in an anticipated reduction in energy consumption or demand that will result in net cost savings to the County; and

**WHEREAS**, this Board has reviewed the PPA agreement included with this resolution and has desired to enter into it.

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that this Board makes the following findings:

1. That County held a public hearing at a regularly scheduled Board meeting.
2. Based upon reports of staff, reviewed by this Board in connection herewith, and pursuant to Government Code Section 4217.12, this Board finds the anticipated cost to

the County for Energy Conservation Measures provided pursuant to the terms of the draft PPA attached as Attachment A will be less than the anticipated marginal costs to the County of thermal, electrical or other energy that would have been consumed by the County in the absence of such purchase.

3. It is in the best interest of the County to enter into a PPA in form substantially similar to the draft set forth in Attachment A, subject to revisions approved by staff and counsel consistent with the intents and interests of this Resolution.

**BE IT FURTHER RESOLVED** that:

1. The President of the Board be and is hereby authorized and directed to execute the PPA with Forefront, subject to revisions approved by staff and legal counsel consistent with the intents and interests approved in this Resolution, and the Clerk of this Board shall attest the President's signature thereto.

2. The Director of the Project Development Unit, or designee, is authorized to take such actions as are necessary, including the execution of any additional agreements to carry out the intent of these resolutions and to execute amendments to the PPA which modify the contract terms and/or services.

3. The Director of the Project Development Unit is authorized, should the Director determine it necessary or convenient, to file a Notice of Exemption from CEQA.

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