

RESOLUTION NO. _____

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

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**ADOPT A RESOLUTION AUTHORIZING AGREEMENTS WITH TEAM-SOLAR, INC,
FOR THE TERM OF JULY 15, 2014 THROUGH DECEMBER 31, 2015, IN AN
AMOUNT NOT TO EXCEED \$3,977,042, AND SOLARCITY CORPORATION FOR
THE TERM OF JULY 15, 2014 THROUGH MARCH 31, 2015, IN AN AMOUNT NOT
TO EXCEED \$1,134,112, TO DESIGN, FURNISH, AND INSTALL SOLAR
PHOTOVOLTAIC SYSTEMS**

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

WHEREAS, the Board of Supervisors adopted the County Strategic Energy Master Plan recommending the acquisition of solar energy for the purposes of expanding renewable energy sources and reducing greenhouse gas emissions; and

WHEREAS, the Board of Supervisors approved a Memorandum of Understanding with the County of Alameda to participate in their Regional Renewable Energy Procurement (R-REP) Process; and

WHEREAS, the County of Alameda conducted a formal Request for Proposals process, evaluated all proposals received, and recommended the best qualified to deliver each bundle of solar projects nominated by participating agencies, and

WHEREAS, the Director of Public Works has reviewed the proposals submitted for the three projects nominated by staff and recommends entering into an agreement with the respective contractors for design and construction of the projects; and

WHEREAS, the Director of Public Works has reviewed the projects and determined that they are each categorically exempt from the provisions of CEQA per Section 15301, Class I, of Title 14 of the California Code of Regulations; and

WHEREAS, the Director of Public Works has determined that the cost of energy after completion of these three projects will be less than the cost of energy would have otherwise been without these projects, and that therefore, these projects can be accomplished under the authority of Public Contract Code 4217 *et seq.*; and

WHEREAS, the Director of Public Works has recommended that an agreement be entered into with SolarCity Corporation to design, furnish, and install a 223 KW DC solar photovoltaic system at the East Palo Alto Government Center and a 119 KW DC solar photovoltaic system at Elections Registration Building for the term of July 15, 2014 through March 31, 2015 in an amount not to exceed \$1,134,112; and

WHEREAS, the Director of Public Works has recommended that an agreement be entered into with Team-Solar, Inc., a wholly owned subsidiary of Sun Edison LLC to design, furnish, and install an 1066 KW DC solar photovoltaic system at the San Mateo Medical Center for the term of July 15, 2014 through December 31, 2015 in an amount not to exceed \$3,977,042; and

WHEREAS, this Board has considered and concurs with the recommendation of the Director of Public Works; and

WHEREAS, this Board has been presented with a form of said Agreements and has examined and approved them as to both form and content, and desires to enter into them.

NOW THEREFORE, BE IT RESOLVED that the Board makes the following

findings:

1. With the proposed installations at these three locations, the Elections Buildings, the East Palo Alto Government Center, and the San Mateo Medical Center are “Energy conservation facilities” as that term is defined in Government code section 4217.11(e).
2. These projects include the acquisition, design, construction, and installation of equipment that reduces energy use or makes for a more efficient use of energy and thereby qualifies as “conservation measures” as that term is defined in Government code section 4217.11(c).
3. The construction and installation of these systems, which will generate energy savings, are “conservation services” as that term is defined in Government code section 4217.11(d).
4. The proposed contracts with Team-Solar Inc. and Solar-City Corporation qualify as “energy service contracts” as that term is defined in Government code section 4217.11(f).
5. Over the 25 year expected live span of these systems, the total acquisition costs of these systems will be less than the anticipated cost of electricity that will have been consumed by these three facilities in the absence of these systems.
6. The terms of the award of the contracts are in the best interests of the County.

7. The installation projects at the East Palo Alto Government Center, the Elections Registration Building and the San Mateo Medical Center are categorically exempt from the provisions of CEQA per Section 15301, Class I, of Title 14 of the California Code of Regulations.

BE IT FURTHER RESOLVED that:

1. The President of the Board be and is hereby authorized and directed to execute Agreements with Team-Solar, Inc., a wholly owned subsidiary of Sun Edison LLC and SolarCity Corporation on behalf of the County of San Mateo, and the Clerk of this Board shall attest the President's signature thereto.
2. The Director of the Department of Public Works or his designee is authorized to execute Agreement amendments which modify the contract terms and/or services so long as the modified terms or services is/are written within the current or revised fiscal provisions.
3. The Director of the Department of Public Works is authorized to file a Notice of Exemption from CEQA.

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