

HAYWARD CITY COUNCIL

RESOLUTION NO. 19-_____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT WITH ENGIE SERVICES U.S., INC., FOR THE OPERATIONS AND MAINTENANCE AGREEMENT FOR THE FIRST PHASE OF A TWO-MEGAWATT SOLAR PHOTOVOLTAIC ENERGY SYSTEM AT THE WATER POLLUTION CONTROL FACILITY (WPCF)

WHEREAS, on March 6, 2018, Council approved a two megawatt (MW) solar project for the WPCF and authorized staff to negotiate and execute a contract with Engie Services U.S., Inc., for the design, construction and operation/maintenance of the project; and

WHEREAS, 600 kilowatts (kW) of the power will be used to further offset the power demands of City facilities through PG&E's Renewable Energy Self-Generation Bill Credit Transfer (RES-BCT) program and the remaining 1,400 kW was intended for export to EBCE as clean, renewable, locally produced energy; and

WHEREAS, staff has not been able to successfully negotiate terms of an economically viable power purchase agreement with EBCE; and

WHEREAS, an approved loan from the California Energy Commission and PG&E's interconnection approval both require the 600kW portion of the project to be constructed by December 31, 2019; and

WHEREAS, the operations and maintenance agreement with Engie is required as part of the 20-year Guaranteed Electrical Production negotiated as part of the design build contract.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is authorized to negotiate and execute a contract with Engie Services U.S., Inc., for the operations and maintenance of the first phase of the two-megawatt solar photovoltaic energy system to be located at and interconnected with the Water Pollution Control Facility's PG&E service meter, in an amount not to exceed \$10,341 per year with a 3% per annum increase over a 20-year warranty period.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2019

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward