

RESOLUTION NO. 2010-616

Adopted by the Sacramento City Council

October 26, 2010

EXCLUSIVE RIGHT TO NEGOTIATE AGREEMENT FOR A LEASE WITH CONERGY PROJECTS, INC. FOR A SOLAR PHOTOVOLTAIC FARM ON THE 28th STREET LANDFILL.

BACKGROUND

- A. In September 2009, the Department of Utilities released a Request for Qualifications to design, permit, construct and operate a solar photovoltaic farm on the 28th Street Landfill.
- B. Ten Statements of Qualifications were received and reviewed by representatives from the Department of Utilities, Parks and Recreation, Economic Development, Procurement and the Sacramento Municipal Utilities District (SMUD).
- C. Four of the Statements of Qualifications were short listed to submit proposals in response to a Request for Proposals released in April 2010.
- D. Three proposals were received and Conergy Projects, Inc was selected.
- E. The goals of the solar photovoltaic farm are to 1) generate revenue for the City while the 28th Street Landfill completes the required post closure monitoring/maintenance on the landfill; 2) provide interpretive/educational facilities where the public can have access to the landfill and learn about solar, energy and waste; and 3) show case the project by funding development of a solar highway along Business 80 next to the landfill.
- F. Staff is recommending a 120 day period for the Exclusive Right to Negotiate to address the following issues: 1) provide opportunity for Conergy Projects, Inc. to negotiate a power purchase agreement (PPA); 2) complete 30 percent engineering drawings of the solar photovoltaic farm to submit to the regulatory agencies for review and comment; 3) determine the appropriate level of environmental review.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Manager or his designee is authorized to execute an exclusive right to negotiate agreement for a lease with Conergy Projects, Inc. for a solar photovoltaic farm on the 28th Street Landfill, in the form attached as Exhibit A, for a term of 120 days with an option to extend the term an additional three months.

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Exhibit A: Exclusive Right to Negotiate Agreement for a Lease – Solar Photovoltaic Farm on 28th Street Landfill

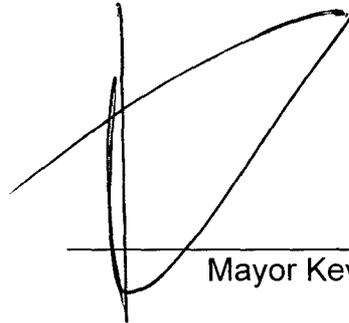
Adopted by the City of Sacramento City Council on October 26, 2010 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

Noes: None.

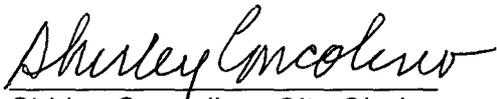
Abstain: None.

Absent: None.



Mayor Kevin Johnson

Attest:



Shirley Concolino, City Clerk