



## Legislation Details

**File #:** 20-0077

**On agenda:** 2/4/2020

**Final action:** 2/4/2020

**Enactment date:**

**Enactment #:** Resolution No. 20-047, Agreement No. 20-064, Agreement No. 20-065, Agreement No. 20-066

**Title:** Conduct a public hearing in accordance with California Government Code § 4217.12 for the Board to determine that the terms of each of the proposed energy services agreements with FFP BTM SOLAR, LLC (ForeFront Power) (in recommended actions #3 and #4, below) are in the best interests of the County, and to find that the anticipated costs to the County for electrical energy or conservation services to be provided by the solar photovoltaic (PV) energy system (in recommended action #3 below) and the energy storage system (in recommended action #4 below) under each of those proposed agreements, respectively, will be less than the County's anticipated marginal costs for the purchase of such energy and conservation services in the absence of each such proposed agreement, respectively; Adopt and authorize the Chairman to execute Resolution making the determinations and findings as described in recommended action #1 (Gov. Code, § 4217.12); Approve and authorize the Chairman to execute Energy Services Agreement-Solar, Fresno County-Juvenile Justice Campus, including General Terms and Conditions of Energy Services Agreement, with ForeFront Power to finance, design, construct, install, operate, and maintain an approximately 27-acre, 3,585 kW (DC) (estimated) solar PV energy system (including solar panels) at the Juvenile Justice Campus, located at 3333 E. American Avenue, Fresno, CA, 93725 (the JJC), for the County to purchase energy at specified rates, for a possible twenty-five (25) year term, with an option to purchase the solar PV energy system after the 5th anniversary of commercial operation of the solar PV energy system; Approve and authorize the Chairman to execute Energy Services Agreement-Energy Storage, Fresno County-Juvenile Justice Campus, including General Terms and Conditions of Energy Services Agreement, with ForeFront Power to finance, design, construct, install, operate, and maintain a 2,000 kW (AC/ 3,946 kWh DC) (estimated) energy storage system at the JJC, for the County to obtain energy conservation services, for a possible ten (10) year term, with annual extensions so long as the Agreement for the solar PV energy system (recommended action #3, above) stays in effect; Authorize the Director of Internal Services/Chief Information Officer (CIO) (the Director/CIO) to approve and execute any further documents, instruments, estoppel and acknowledgement certificates, memoranda of agreements, all subject to the approval of the County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting form, necessary to finalize the recommended Agreements, including any financing that ForeFront Power might later obtain in relation to such Agreements; Authorize the Director/CIO to approve any change in energy storage system size, and amend the Energy Services Agreement - Energy Storage solely for updating the energy storage system size, subject to the approval of the County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting form; Approve and ratify the Rule 21 Generator Interconnection Agreement with Pacific Gas & Electric Company (PG&E), dated June 25, 2018, previously executed by the County Purchasing Manager

**Attachments:** 1. Agenda Item, 2. Exhibit A - Location of the System, 3. Exhibit B (revised) - Early Termination Fees, 4. November 19, 2019 BAI #7 (including its Exhibits), 5. Resolution No. 20-047, 6. Agreement A-20-064 ESA Solar, 7. Agreement A-20-065 ESA Storage, 8. Agreement A-20-066 General Terms and Conditions of Energy Services, 9. PG&E Rule 21 Interconnection Agreement

Date	Ver.	Action By	Action	Result
2/4/2020	1	Board of Supervisors	Approved as Recommended	Pass