

**OLIVEHURST PUBLIC UTILITY DISTRICT**

**RESOLUTION NO. 2289**

**A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE OLIVEHURST PUBLIC UTILITY DISTRICT  
AUTHORIZING AN ENERGY SERVICES CONTRACT AND  
RELATED FACILITY GROUND LEASE FOR SOLAR PROJECTS**

WHEREAS, the Olivehurst Public Utility District (District) operates multiple facilities to provide water, wastewater treatment/collection, parks and fire services to the communities of Plumas Lake and Olivehurst, and

WHEREAS, District provision of services and operation of facilities entails the consumption of considerable electricity and corresponding considerable expense for the District ratepayers and taxpayers; expense that continues to experience recurring electricity rate increases, and

WHEREAS, District has previously offset some of the rising costs of electricity through the construction and operation of solar energy facilities via contract with Pacific Power Renewables, and

WHEREAS, District has negotiated with Pacific Power Renewables to draft contracts for the expansion of District solar energy facilities and the operation thereof, and

WHEREAS, on December 18, 2014, the District has conducted a regularly scheduled public hearing in accordance with California Government Code Section 4217.12 to consider energy services contracts and related facility ground lease for solar projects to be constructed at OPUD property located at 4610 Arboga Road, Olivehurst and the north parking lot of Eufay Wood Sr. Memorial Park, and

WHEREAS, the District Board of Directors finds as follows:

- (1) That the anticipated cost to the District for 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 District in the absence of those purchases.
- (2) That the difference, if any, between the fair rental value for the real property subject to the facility ground lease and the agreed rent, is anticipated to be offset by below-market energy purchases or other benefits provided under the energy service contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Olivehurst Public Utility District as follows:

The Board authorizes the execution of energy services contracts and related facility ground lease agreement shown as Exhibits A and B (respectively), subject to non-substantive changes deemed necessary by OPUD Legal Counsel.

**PASSED AND ADOPTED** this 18 day of December 2014.

**OLIVEHURST PUBLIC UTILITY DISTRICT**

\_\_\_\_\_  
President, Board of Directors

**ATTEST:**


\_\_\_\_\_  
District Clerk & ex-officio Secretary

**APPROVED AS TO FORM AND LEGAL  
SUFFICIENCY**

\_\_\_\_\_  
Legal Counsel

I hereby certify that the foregoing is a full, true and correct copy of a Resolution duly adopted and passed by the Board of Directors of the Olivehurst Public Utility District, Yuba County, California, at a meeting thereof held on the 18<sup>th</sup> day of December 2014, by the following vote:

AYES, AND IN FAVOR THEREOF:	Director Carpenter, Bradford, Dougherty, and Burbank.
NOES	: None.
ABSTAIN	: None.
ABSENT	: Director Floe.

  
District Clerk & ex-officio Secretary