

**BEFORE THE GOVERNING BOARD OF THE
WILLOWS UNIFIED SCHOOL DISTRICT
COUNTY OF GLENN, STATE OF CALIFORNIA**

RESOLUTION #2012-13-09

**RESOLUTION FOR APPROVAL OF FINDINGS REQUIRED BY
GOVERNMENT CODE SECTION 4217.12; APPROVAL OF ENERGY SUPPLY
AGREEMENT BETWEEN DISTRICT AND IEC POWER, LLC FOR THE
PURPOSE OF CONSTRUCTION, INSTALLATION, MAINTENANCE, AND
OPERATION OF SOLAR PHOTOVOLTAIC SYSTEMS AND ENERGY
EFFICIENCY MEASURES ON SELECTED DISTRICT SITES**

WHEREAS, the Willows Unified School District Board of Trustees ("Board") has endorsed the goal of energy efficiency and directed staff to develop energy efficient practices for use at existing District sites; and

WHEREAS, on June 27, 2012, the Board approved to enter into negotiations with Indoor Environmental Services ("IES") and its associated entities which will propose a solar project to the District to include energy efficiency improvements to the sites and the installation of photovoltaic systems on selected sites; and

WHEREAS, IEC, through its special purpose entity, IEC POWER ("Supplier"), has proposed an Energy Supply Agreement ("Agreement"). Supplier will construct, install, operate and maintain photovoltaic systems on selected District sites to produce solar energy

WHEREAS, Section 4217.12 of the California Government Code provides that a government agency may enter into an energy service contract and related agreements after considering the project during a regularly scheduled Board meeting and after making formal findings that the cost of the project will be offset by the anticipated savings in the energy consumption; and

WHEREAS, the Board has received and reviewed information and data presented by District staff demonstrating that the cost to the District for Supplier to provide solar services and conservation measures pursuant to the Agreement will be less than the anticipated cost to the District of energy that would have been consumed by the District in the absence of the Agreement; and

WHEREAS, the District desires to retain Supplier to design, construct, install, operate, and maintain photovoltaic systems on selected District

WHEREAS, in order to maximize the cost savings from the solar energy project, the District desires to improve the interior building energy efficiency at specified school sites with conservation scope specific work

NOW, THEREFORE, BE IT RESOLVED, that based on comments, staff reports and documentation reviewed by the Board, the Board makes the formal findings required by Government Code section 4217.12 that the cost of the solar project will be offset by the anticipated savings in the energy consumption; and

BE IT FURTHER RESOLVED, that the Board hereby approves the Agreement with IEC Power, LLC; and

BE IT FURTHER RESOLVED, that the District's superintendent or his designee is authorized to take such actions and execute such agreements and documentation necessary to effect the intent of this Resolution.

PASSED AND ADOPTED by the Board of Trustees of the Willows Unified School District, Glenn County, California, on this 11th day of October, 2012, at a duly noticed meeting, by the following vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

I, Mort Geivett, Secretary to the Governing Board of the Willows Unified School District, hereby certify that the foregoing is a full, true and correct copy of the Resolution adopted by the said Board of Trustees on this 11th day of October, 2012.

Secretary to the Governing Board