



Ogden City Council
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January 6, 2020

Thad LeVar, Commission Chair
Utah Public Service Commission
160 East 300 South, 4th Floor
Salt Lake City, UT 84111

Dear Commissioner LeVar:

We would like to inform you that the Ogden City Council and Mayor have approved a joint resolution to pursue sourcing net-100% renewable electric energy by 2030. This action took place on December 3, 2019. Ogden City is committed to considering forthcoming options to expand use of renewable energy resources through the Community Renewable Energy Act (Utah House Bill 411) as determined feasible and appropriate.

Please inform us as to the process for the adoption of administrative rules as provided in the Act. In addition, please notify the City of any public meetings, discussions or events related to this. Mark Johnson, Ogden's Chief Administrative Officer (CAO), will serve as the City's primary point of contact. Please ensure that the City Council remains informed throughout this process as well, (801)629-8153 or citycouncil@ogdencity.com.

Respectfully,

A handwritten signature in black ink, appearing to read "BN" followed by a flourish.

Ben Nadolski
City Council Chair

A handwritten signature in blue ink, appearing to read "Michael Caldwell" with a large flourish.

Michael P. Caldwell
Mayor

Enclosure: Ogden City Joint Resolution 2019-3

Cc: Utah Public Service Commission, Ogden City Council, Chief Administrative Officer Mark Johnson, Management Services Director Greg Buxton & Public Services Director Jay Lowder

RESOLUTION NO. 2019-3

A JOINT RESOLUTION OF THE OGDEN CITY COUNCIL AND MAYOR REGARDING THE UTAH COMMUNITY RENEWABLE ENERGY ACT.

WHEREAS, electric energy is a vital yet limited resource that impacts the daily lives of Ogden residents. The city is conscientious of maintaining ready access to electric energy resources while also addressing the resource limitations and environmental impacts that result from generating electric energy; and

WHEREAS, during the 2019 General Session, the Utah Legislature adopted the Community Renewable Energy Act (House Bill 411). This was signed into effect by Governor Gary Herbert on March 29, 2019; and

WHEREAS, the Community Renewable Energy Act provides a mechanism for cities to establish a community goal for electric energy to be sourced from net-100% renewable resources by the year 2030. The city is also granted the option to partner with Rocky Mountain Power, a qualified utility per Utah Code § 54-17-801, to accomplish this goal; and

WHEREAS, the transition to renewable electric energy entails modified utility rates that provide a revenue stream for the purchase, maintenance and use of additional renewable energy infrastructure. This approach includes an opt-out provision for residents who choose not to participate; and

WHEREAS, Ogden City has established a Natural Resources and Sustainability Stewardship Committee to advise the City Council and the Mayor. Upon the Council's request for review, the Committee has provided a favorable recommendation for the city to adopt a resolution outlining its intent to transition to net-100% renewable electric energy by 2030 and to consider participating in the Community Renewable Energy Act as additional information becomes available.

NOW, THEREFORE, BE IT RESOLVED BY THE OGDEN CITY COUNCIL AND MAYOR MICHAEL P. CALDWELL:

SECTION 1. That Ogden City establishes a goal to pursue sourcing net-100% of its annual electric energy supply (for participating customers) from renewable energy resources by 2030. The city is committed to considering forthcoming options to expand use of renewable energy resources per the Community Renewable Energy Act (House Bill 411) as determined feasible and appropriate.

SECTION 2. Ogden's renewable electric energy goal is intended to support and enhance the health, safety and general welfare of its residents.

SECTION 3. As a result of this stated goal, the city intends to review and consider options that will become available to accomplish this, per Utah Code Ann. § 54-17-903:

1. Consideration of an agreement with a qualified utility (Rocky Mountain Power);
2. Consideration of a city ordinance to establish participation in the program, including customer notification, provisions to opt-out and other terms and conditions that will later be solidified by the Utah Public Service Commission.

SECTION 4. Ogden City recognizes that several details relative to the Community Renewable Energy Act, including city costs and prospective utility rates, have yet to be developed and finalized. In light of this, Ogden City reserves the option, as provided in Utah Code Ann. § 54-17-903, to discontinue participation at any time before consideration of an ordinance and prior to any expenditure of city funds. If the Community Renewable Energy Act program is determined infeasible for Ogden City, the city will consider a modified approach to transition to using net-100% renewable energy resources. The city will also seek and consider public input prior to consideration to adopt an ordinance to designate the city as a participant in the Community Renewable Energy Act.

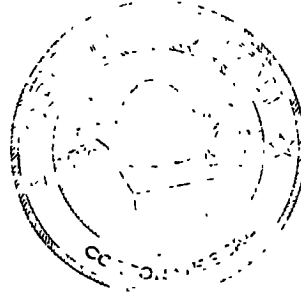
PASSED AND ADOPTED by the Ogden City Council this 9th day of December 2019.


BEN NADOLSKI, COUNCIL CHAIR


MICHAEL P. CALDWELL, MAYOR

ATTEST:





APPROVED AS TO FORM: MAB 11/26/19
LEGAL DATE