

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Resolution No. _____)
Adopt and approve a Resolution making)
findings on energy savings and determining)
other matters and approval of energy service)
contracts with ENGIE Services U.S. Inc.....)

WHEREAS, it is the policy of the State of California and the intent of the State Legislature to promote all feasible means of energy conservation and all feasible uses of alternative energy supply sources; and

WHEREAS, the County of Monterey (“County”) desires to reduce the steadily rising costs of meeting the energy needs at its facilities; and

WHEREAS, County consultants ARC Alternatives and KNN Public Finance have reviewed the project scope and pricing provided by ENGIE Services U.S. Inc. (“ENGIE”), and have provided the County with analysis showing the benefits of implementing certain energy conservation measures in the County (“Analysis”), which is attached hereto as Exhibit A and made part hereof by this reference; and

WHEREAS, the County proposes to enter into two energy services contracts (“Energy Services Contracts”) with ENGIE (one contract for work at Natividad Medical Center, and one contract for the remaining County sites) pursuant to which ENGIE will design, construct, and install on County property certain energy saving improvements, which will result in greater energy efficiency and cost savings for the County sites on which such facilities are located on (“Project”); and

WHEREAS, the Analysis includes data showing that the anticipated cost to the County for the electrical energy provided by the Project will be less than the anticipated marginal cost to the County of electrical energy that would have been consumed by the County in the absence of those purchases; and

WHEREAS, the Board of Supervisors (“Board”) proposes to enter into the Energy Services Contracts substantially in the form presented at this meeting, subject to such changes, insertions or omissions as the Board Chair reasonably deems necessary following the Board’s adoption of this Resolution; and

WHEREAS, pursuant to Government Code section 4217.12, this Board has held a public hearing, public notice of which was given at least two weeks in advance, to receive public comment; and

WHEREAS, the proposed Project is exempt from environmental review under the requirements of the California Environmental Quality Act (CEQA) (Public Resources Code §§ 21000 et seq.) because the construction of a canopy solar power system over existing parking lots and existing buildings is exempt from the provisions of CEQA pursuant to sections 15301—minor alteration to existing facility; 15303—new construction of small structures; 15304—minor alterations to land; and 15311—accessory structures.

NOW, THEREFORE IT IS HEREBY RESOLVED, based upon the above-referenced recitals, the Board of Supervisors of the County of Monterey hereby finds, determines and orders as follows:

The terms of the Energy Services Contracts in the form presented at this meeting are in the best interests of the County.

1. In accordance with California Government Code Sections 4217.10 et seq. the Contracts Purchasing Officer, or designee, is authorize to enter into an Energy Services Agreement with ENGIE Services U.S. Inc. to implement the solar projects at the ITD building at 1590 Moffett St., and the County Administrative buildings at 168 W. Alisal St. and 142 W. Alisal St. for a cost not to exceed \$8,806,635 and complete the proposed energy-related improvements to County facilities.

2. In accordance with California Government Code Sections 4217.10 et seq. the Chief Executive Officer of Natividad Medical Center, or designee, is authorized to enter into an Energy Services Agreement with ENGIE Services U.S. Inc. to implement the solar project at Natividad Medical Center at 1441 Constitution Blvd., for a cost not to exceed \$19,394,418, and complete the proposed energy-related improvements to County facilities.

3. The Project is hereby found to be exempt from the requirements of CEQA as described above.

4. County staff are hereby authorized and directed to file and process a Notice of CEQA Exemption for the Project in accordance with CEQA and the CEQA Guidelines, and the findings set forth in this Resolution.

PASSED AND ADOPTED on this ____ day of _____, 2024, by the following vote, to-wit:

AYES:

NOES:

ABSENT:

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book ____ for the meeting on _____.

Dated: _____

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

By _____
, Deputy