

RESOLUTION NO. 12220

**A RESOLUTION OF THE COUNCIL OF THE CITY OF MESA, ARIZONA,
APPROVING AND AUTHORIZING THE CITY MANAGER TO ENTER INTO
POWER PURCHASE AGREEMENTS ASSOCIATED WITH DISTRIBUTED
SOLAR GENERATING FACILITIES AT CITY-OWNED PROPERTIES WITH
SOLON DEVELOPMENT, LLC AN ARIZONA CORPORATION.**

WHEREAS, the City of Mesa owns and operates a municipal electric distribution utility (“Electric Utility”) and is authorized by the provisions of the Laws of the State of Arizona and the City of Mesa City Charter to acquire, purchase and manage supplies of electric power and energy necessary to meet the demands of the residential, commercial, and industrial customers served by such utility; and

WHEREAS, the City of Mesa is the owner of certain real properties located in its Electric Utility service area, specifically, the “Transportation Building”, “CK Luster Building”, “Mesa Public Library”, and “Solid Waste Building and Meter Shop Parking Lot”, and issued a Request for Proposals (“RFP”), numbered RFP-2024002, to make a portion of such properties available for the construction, operation and maintenance of solar powered electric generating projects, the output and associated environmental attributes therefrom to be purchased by the Electric Utility; and

WHEREAS, Solon Development, LLC, an Arizona Corporation (“Solon”) was selected as the winning responsive vendor to the RFP; and

WHEREAS, Solon desires to develop, finance, design, construct, own and operate solar generating projects at specific portions of City-owned facilities in the Electric Utility service area and sell the output and environmental attributes therefrom to the City at the following rates, less a one percent discount: Transportation Building: \$0.0937/kWh, CK Luster Building: \$0.0964/kWh, Mesa Public Library: \$0.0997/kWh, Solid Waste Building and Meter Shop Parking Lot: \$0.0938/kWh (“the Projects”); and

WHEREAS, the City of Mesa desires to purchase the output of the Projects and all associated environmental attributes, excluding tax attributes, up to a nominal direct current rated solar module capacity of 2,950 kilowatts at the rates quoted by Solon and further desires that the Projects to create an aesthetically pleasing central governmental and lifestyle space.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

Section 1. The City hereby approves, and the City Manager, or his designee, is authorized to enter into Power Purchase Agreements with Solon (“Agreements”), together with all other documents and amendments necessary to carry out the provisions of such Agreements, for operational periods of twenty-five (25) years, the purchase of up to 2,950 kW nameplate (subject to reasonable adjustment as installed) of solar energy and associated environmental attributes at the following rates and locations, less a one percent discount: Transportation Building: \$0.0937/kWh, CK Luster Building: \$0.0964/kWh, Mesa Public Library, \$0.0997/kWh, Solid Waste Building and Meter Shop Parking Lot, \$0.0938/kWh, plus those

change orders and adjusted costs deemed reasonable and appropriate by the City Manager, or his designee up to a maximum rate of \$0.120/kWh (less a one percent discount).

Section 2. Approval by the City Attorney or designee as to from, and signature by the City Manager or designee shall constitute conclusive evidence of this City Council's approval of the various Agreements.

Section 3. The various City officers and employees are hereby authorized and directed to execute such other documents or certificates and to perform all other acts necessary to carry out the intent and purpose of this Resolution.

Section 4. That the City Clerk is authorized to attest to the signature of the City Manager, or his designee, on all such documents.

PASSED AND ADOPTED by the Council of the City of Mesa, Maricopa County, Arizona this 3rd day of June, 2024.

APPROVED:

Mayor

ATTEST:

City Clerk