

WHEREAS, on May 30, 2013, Administrative Action No. 13-0679 authorized a professional services contract with Baker Roofing Company dba Baker Renewable Energy for a detailed audit of the Dallas Convention Center (DCC) in an amount not to exceed \$5,000 for energy saving measures; and,

WHEREAS, on June 12, 2013, Resolution No. 13-1020 authorized a Memorandum of Understanding with the State Energy Conservation Office for energy projects to install a solar array at the Dallas Convention Center in the amount of \$2,980,000; and,

WHEREAS, on August 30, 2013, Administrative Action No. 13-6704 authorized Supplemental Agreement No. 1 to add City Hall and Jack Evans Police Headquarters to the DCC contract in the amount of \$4,815; and,

WHEREAS, the energy audit resulted in proposals for energy installation of solar arrays for the Dallas Convention Center, City Hall and Jack Evans Police Headquarters; and,

WHEREAS, in February 2014, an independent third party review was completed as required by the State Energy Conservation Office (SECO); and,

WHEREAS, the terms of the contract stipulate that the project financing will be repaid from realized annual energy savings, as identified and proposed in the contract; and,

WHEREAS, this project will be funded through a 2.5% interest rate loan with SECO LoanSTAR Fund and the ONCOR rebates; and,

WHEREAS, on February 7, 2014, Administrative Action No. 14-0068 authorized a \$50,000 deposit to ONCOR to reserve the rebate funds; and

WHEREAS, the implementation costs and repayments were verified by the third party engineering review and the implementation costs have been reduced so that the 10-year repayment required by the LoanSTAR loan terms has been met; and

WHEREAS, it is desirable to authorize **(1)** the acceptance of a loan from the State of Texas Energy Conservation Office LoanSTAR Funds in the amount of \$2,353,972 to be repaid from electric savings, plus interest, beginning in FY 2014-15 for a period of ten years; **(2)** the establishment of appropriations in an amount not to exceed \$2,353,972 in the State of Texas Energy Conservation Office LoanSTAR Fund; **(3)** the acceptance of energy efficiency rebates from Oncor in the amount of \$1,732,944; **(4)** the establishment of appropriations in an amount not to exceed \$1,732,944 in the Oncor Rebate Fund; and **(5)** Supplemental Agreement No. 2 to the contract with Baker Roofing Company dba Baker Renewable Energy for construction of Photovoltaic Solar arrays at the Dallas Convention Center, City Hall, and Jack Evans Police Headquarters in an amount not to exceed \$4,086,916.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That the City Manager is hereby authorized to execute a ten-year term loan agreement with SECO LoanSTAR Fund, in the amount of \$2,353,972 for the funding of the Photovoltaic Solar array projects, upon approval as to form by the City Attorney of all loan documents required.

Section 2. That the City Controller is hereby authorized to receive and deposit loan proceeds from SECO LoanSTAR Funds in the SECO Loan Star Fund 0574, Department PBW, Unit C023, Revenue Source Code 6532.

Section 3. That the City Manager is hereby authorized to establish appropriations in the SECO LoanSTAR Fund 0574, Department PBW, Unit C023, Object Code 4310 in an amount not to exceed \$2,353,972.

Section 4. That the City Controller is hereby authorized to receive and deposit the Oncor Rebate funds in the Oncor Rebate Fund 0576, Department PBW, Unit C024, Revenue Source Code 6532.

Section 5. That the City Manager is hereby authorized to establish appropriations in the Oncor Rebate Fund 0576, Unit C024, Object 4310 in an amount not to exceed \$1,732,944.

Section 6. That the City Manager is hereby authorized to execute Supplemental Agreement No. 2 to the contract with Baker Roofing Company dba Baker Renewable Energy for the construction of Photovoltaic Solar arrays at the Dallas Convention Center, City Hall and Jack Evans Police Headquarters, in an amount not to exceed \$4,086,916 after it has been approved as to form by the City Attorney.

Section 7. That the City Controller is hereby authorized to disburse funds to Baker Roofing Company dba Baker Renewable Energy in accordance with the terms and conditions of the Supplemental Agreement No. 2 from:

SECO Loan Star Fund	
Fund 0574, Department PBW, Unit C023	
Object 4310, Program #PBSECO003, CT PBWPRC023C1	
Vendor #VS0000077034 in an amount not to exceed	\$2,353,972

Oncor Rebate Fund	
Fund 0576, Department PBW, Unit C024	
Object 4310, Program #PBSECO003, CT PBWPRC023C1	
Vendor #VS0000077034 in an amount not to exceed	\$1,732,944

Section 8. That the City Manager is hereby authorized to set aside funds from the annually appropriated electric budgets for City departments, in an amount equal to the savings, in order to repay the loan.

Section 9. That the City Controller is hereby authorized to disburse funds to the State of Texas to repay the loan, in accordance with the terms and conditions of the loan agreement, in an amount not to exceed \$2,353,972 plus interest over a ten year period, subject to appropriation beginning FY 2014-15, from the electricity savings, from:

SECO Loan Repayment Fund
Fund 0575, Department PBW, Unit DG47
Object #3535/3536, Program #PBSECO003, CT PBWPRC023C1
Vendor #269648, in an amount not to exceed \$3,020,209.21

Section 10. That Resolution No. 13-2154, passed by the City Council on December 11, 2013, is replaced in its entirety by this resolution and is no longer of any force or effect.

Section 11. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

