

Town of Castle Valley
RESOLUTION 2021-3

**A RESOLUTION OF THE CASTLE VALLEY TOWN COUNCIL APPROVING
AN INTERLOCAL COOPERATION AGREEMENT
AMONG PUBLIC ENTITIES REGARDING THE
COMMUNITY RENEWABLE ENERGY PROGRAM**

WHEREAS, the Castle Valley Town Council (“*Council*”) met in regular session on April 21, 2021, to consider, among other things, approving an Interlocal Cooperation Agreement Among Public Entities Regarding the Community Renewable Energy Program; and

WHEREAS, in 2019, the Utah State Legislature enacted H.B. 411 that was codified at Utah Code Ann. § 54-17-901 et seq. and is known as the “Community Renewable Energy Act” (“*Act*”); and

WHEREAS, the Act authorizes the Utah Public Service Commission to establish a community renewable energy program whereby municipalities may cooperate with qualified utilities to provide electric energy for participating customers from renewable energy resources, in an amount that equals their annual consumption; and

WHEREAS, the Act provides that to participate in the renewable resources program (“*Participating Community*”) that a community must adopt a resolution that establishes a goal of a net 100% renewable electric energy supply for that community by 2030; and

WHEREAS, on December 18, 2019, Castle Valley adopted the applicable Resolution 2019-7 to be a potential Participating Community and 22 other Utah communities adopted similar resolutions; and

WHEREAS, the Act contemplates (as supplemented by rules adopted by the Utah Public Service Commission) that the Participating Communities collaborate to develop a Community Renewable Energy Program and adopt a governance agreement (which is this Interlocal Agreement, a copy of which is attached hereto); and

WHEREAS, Castle Valley is a public agency, and the services contemplated in the Interlocal Agreement are joint and cooperative actions, as contemplated in the Utah Local Cooperative Act; and

WHEREAS, the Interlocal Agreement contemplates a concept known as an Anchor Community that creates a critical mass to make decisions and provides a financial mechanism to assure funding of critical components of the Program implementation; and

WHEREAS, Castle Valley desires to become an Anchor Community and commit to contribute no more than \$608 toward Phase 1 and Phase 2 Initial and Anchor Payments, in accordance with the Interlocal Agreement, to continue to implement the Program, however, such amount may be reduced depending on the number of other entities who become Anchor Communities; and

WHEREAS, the Interlocal Agreement has been presented to the Council for review and approval; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the Town's residents to so act;

NOW, THEREFORE, BE IT RESOLVED that the Interlocal Agreement is approved, and that the Mayor and Recorder are hereby authorized and directed to execute and deliver the same.

BE IT FUTHER RESOLVED, that the Mayor is hereby authorized and directed to approve a revised Schedule 2 provided that the aggregate of the Phase 1 and 2 Initial and Anchor Payment as defined therein does not exceed \$608 paid in accordance with the Interlocal Agreement.

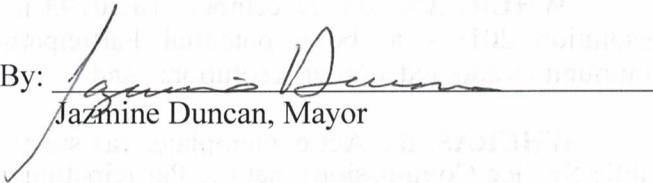
This Resolution assigned 2021-3, shall take effect immediately on passage.

PASSED AND APPROVED by the Castle Valley Council this 21st day of April 2021. By the following vote:

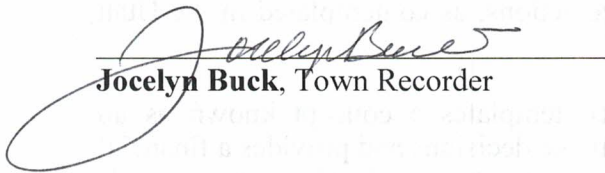
Those voting AYE: Mayor Jazmine Duncan, Council members Pamela Gibson, Tory Hill and Robert O'Brien

Those voting NAY: Council Member Holland

Those ABSENT: None

By: 
Jazmine Duncan, Mayor

ATTEST:


Jocelyn Buck, Town Recorder

OFFICIAL COPY
CV Recorder 