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(R-2010-178 Rev.)
MEET

RESOLUTION NUMBER R- 305276

DATE OF FINAL PASSAGE OCT 14 2009

A RESOLUTION OF THE CITY OF SAN DIEGO AUTHORIZING THE ACCEPTANCE OF FUNDS AND TAKING RELATED ACTIONS IN CONNECTION WITH AN ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT AWARD FROM THE U.S. DEPARTMENT OF ENERGY.

WHEREAS, in June 2009 by Resolution No. R-304982, the Council authorized the City's application to the U.S. Department of Energy for grant funding under the Energy Efficiency and Conservation Block Grant Program; and

WHEREAS, the Council also authorized the establishment of an ad hoc committee to develop energy efficiency and conservation strategies to administer such grant funds, if received; and

WHEREAS, the Ad Hoc Committee has been meeting since it was established and has issued its final report with project concepts and recommendations; and

WHEREAS, on September 9, 2009, the Natural Resources & Culture Committee approved the final report and recommendations of the Ad Hoc Committee; and

WHEREAS, the U.S. Department of Energy has recommended the City receive Award No. DE-EE0000877 in the amount of $12,541,700 in grant funding, provided the City submit its strategy for energy efficiency and conservation and list of specific projects; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Mayor or his designee is authorized, for and on behalf of the City, to apply for and take all necessary actions to secure funding for Award No. DE-EE0000877 from the United States Department of Energy, grantor agency, for developing and implementing energy conservation measures and programs in the City of San Diego, in accordance with the terms of the award.

2. That the Council accepts the six project concept recommendations developed by the City's Energy Efficiency and Conservation Block Grant Ad Hoc Committee, as set forth in detail in Report to City Council No. 09-131, dated September 22, 2009, and on file with the City Clerk, provided however, that the project concept for the Energy Efficiency and Water Conservation Program for buildings owned by the City of San Diego and leased to non-profit organizations, as shown on the table on page 3 of said Report, is hereby amended to be specify that the concept shall apply to City-owned buildings in Balboa Park only.

3. That subject to grant guidelines, the Council authorizes the reallocation of remaining funds previously allocated for purposes of hiring a consultant to assist City staff in preparing an Energy Efficiency and Conservation Strategy: (a) to develop Requests for Proposals [RFPs] for Department of Energy approved projects; (b) to ensure that project activities meet the recommendations of the Ad Hoc Committee; and (c) to ensure that funds are allocated to projects before the expiration of the fund allocation milestone of January 2011.

4. That the Council accepts the strategy recommendations developed by City's Energy Efficiency and Conservation Block Grant Ad Hoc Committee, entitled "A Comprehensive Approach to a Sustainable Future, an Energy Efficiency and Conservation Strategy for the City

of San Diego," as set forth in Attachment C of Report to City Council No. 09-131, dated September 22, 2009, and on file with the City Clerk.

5. That Mayor or his designee is authorized, for and on behalf of the City, to submit the Energy Efficiency and Conservation Strategy and associated project summaries, to the U.S. Department of Energy, and to negotiate and execute all agreements for the total grant award of $12,541,700.

6. That the Chief Financial Officer is authorized to establish a separate interest-bearing fund and to deposit grant funds received under the above award in a separate account established by the City Comptroller.

7. That the Chief Financial Officer is authorized to accept grant funds up to $12,540,700 and the expenditure of such grant funds is authorized, solely and exclusively for Energy Efficiency and Conservation Block Grant activities, as determined by the Mayor or his designee, subject to the block grant guidelines.

8. That the Mayor or his designee is authorized to take all necessary action to administer, monitor, and manage the agreement with the U.S. Department of Energy, and when required, to develop, advertise, negotiate, and award contracts to third parties to implement the Energy Efficiency and Conservation Strategy approved by the U.S. Department of Energy.

9. That subject to further authorizations required of the Council by law, the Council authorizes the study, classification, and creation of three limited positions assigned to the Environmental Services Department, solely to administer, monitor, and implement City projects identified in the Energy Efficiency and Conservation Strategy.

APPROVED: JAN I. GOLDSMITH, City Attorney

By _____
Frederick M. Ortlieb
Deputy City Attorney

FMO:mb
09/22/09
09/23/09 Corr.
10/07/09 Rev.
Or.Dept:ESD
R-2010-178

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of OCT 0 5 2009.

ELIZABETH S. MALAND, City Clerk

By _____
Deputy City Clerk

Approved: 10-14-09
(date)

_____
JERRY SANDERS, Mayor

Vetoed: _____
(date)

_____
JERRY SANDERS, Mayor

R-305270