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190704

Ordinance

Authorize Asset Purchase Agreement with East Portland Solar, LLC to purchase the solar facility at East Portland Community Center for \$23,000

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland recognizes the importance of encouraging the development of alternative and renewable energy generation sources to increasing environmental quality and livability of the City of Portland.
2. In order to encourage the City's own use of electricity generated from such sources, Portland Parks & Recreation (PP&R) entered into the Solar Facility License Agreement, dated October 24, 2008 and authorized by Ordinance 182285, for Commercial Solar Ventures, Inc., predecessor in interest to East Portland Solar, LLC., to install and operate at East Portland Community Center a solar photovoltaic electric generation facility (Solar Facility) that generates electricity that is sold to PP&R at or below the energy rates charged by its current utility providers.
3. The Solar Facility License Agreement also outlined a process for selling the Solar Facility to PP&R. PP&R and East Portland Solar, LLC have reached agreement on the terms of the sale as stated in the Asset Purchase Agreement (Agreement) attached as Exhibit A.
4. According to the terms of the Agreement, PP&R will purchase the Solar Facility for \$23,000 which will be paid for using funds from the PP&R Recreation Utilities budget, as ownership of the Solar Facility will result in a reduction in utility costs.

NOW, THEREFORE, the Council directs:

- A. The Director of Portland Parks & Recreation is authorized to execute the Asset Purchase Agreement and take all actions necessary to transfer ownership of the Solar Facility at East Portland Community

Introduced by

[Commissioner Carmen Rubio](#)

Bureau

[Parks & Recreation](#)

Prepared by

Zalane Petersen

Date Prepared

January 17, 2022

Requested Agenda Type

Consent

Center to the City. The Agreement will be in a form substantially similar to the attached Exhibit A and as approved as to form by the City Attorney.

B. The Mayor and City Auditor are hereby authorized to make a payment of \$23,000 to East Portland Solar, LLC from PP&R's Recreation budget.

Documents and Exhibits

 [Exhibit A](#) (185.38 Kb)

An ordinance when passed by the Council shall be signed by the Auditor. It shall be carefully filed and preserved in the custody of the Auditor (City Charter Chapter 2 Article 1 Section 2-122)

Passed by Council
February 16, 2022

Auditor of the City of Portland
Mary Hull Caballero

Impact Statement

 [Impact Statement](#) (249 Kb)

Budget Office Financial Impact Analysis

There is exists sufficient resource for the purchase of this asset in the PP&R current FY 2021-22 Revised Budget. The bureau projects ongoing operations and maintenance costs of the asset to be low enough to be absorbed within existing appropriations. The bureau notes that the asset generates approximately \$9,000 worth of electricity annually, a figure that now represents the ongoing cost savings of owning the asset.

Agenda Items

80 Consent Agenda in [February 9, 2022 Council Agenda](#)

Passed to second reading

Passed to second reading February 16, 2022 at 9:30 a.m.

101 Consent Agenda in [February 16-17, 2022 Council Agenda](#)

Passed

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea