

## ORDINANCE No. 184 744

\* Amend Operating Agreement with Portland General Electric and Shorebank Enterprise Cascadia for Clean Energy Works Portland on-bill repayment and loan processing and assign all rights and obligations to Clean Energy Works Oregon, Inc (Ordinance; amend Contract No. 32000319)

The City of Portland ordains:

Section 1. The Council finds:

1. The City's Climate Action Plan adopted by Resolution 36748 on October 28, 2009, includes a 2030 Objective to "Reduce the total energy use of all buildings built before 2010 by 25 percent."
2. The Bureau of Planning and Sustainability has been working with the Energy Trust of Oregon, NW Natural, Pacific Power, Portland General Electric, ShoreBank Enterprise Cascadia (now doing business as Enterprise Cascadia), Work Systems, Inc. and Multnomah County to establish a program to provide the initial financing for the clean energy retrofits with the funds repaid over time on the utility bill.
3. On July 8, 2009, the Council endorsed the Clean Energy Works Portland program and its collaboration with local utilities to enable on-utility-bill repayment of energy efficiency loan obligations. Resolution 36713.
4. On July 29, 2009, the Council authorized the Bureau of Planning and Sustainability to enter into agreements with Enterprise Cascadia, NW Natural and Portland General Electric for on-utility-bill repayment of loan payments under Clean Energy Works Portland. Ordinance 183037.
5. On December 16, 2009, the Council authorized a contract with Portland General Electric and Enterprise Cascadia for on-bill repayment and loan processing for the Clean Energy Works Portland program. Ordinance No. 18339.
6. Portland General Electric and Enterprise Cascadia have been valuable partners in shaping the development of the pilot program and seeking federal funding through the American Recovery and Reinvestment Act to contribute to the Clean Energy Works program.
7. Clean Energy Works Portland has earned national recognition as a pioneering partnership linking local jobs, climate protection, and community benefits.
8. City Council passed Resolution No. 36792 on June 9, 2010 authorizing the establishment of a new non-profit organization to expand Clean Energy Works Portland under federal funding.

9. The non-profit Clean Energy Works Oregon, Inc (CEWO) was incorporated in the State of Oregon on June 11, 2010. The purpose of CEWO is to improve energy efficiency or promote the use of renewable energy sources, reduce carbon emissions and create living wage jobs, including economic opportunities and career pathways for historically disadvantaged communities.
10. Key functions of CEWO include aggregating, managing and deploying capital targeted for streamlined energy-efficiency retrofits across Oregon; developing consumer demand for retrofits; building capacity to do the work; ensuring quality control; integrating work standards and community benefits represented in the High Road Standards and interacting with secondary market buyers.
11. The parties desire to continue the on-bill repayment service for loans issued by Enterprise Cascadia as part of the CEWO Program. Extending the Operating Agreement between these partners and assigning the City's rights and obligations under the Operating Agreement to CEWO will enable efficient and timely delivery of the clean energy services to participants throughout the PGE service territory, serving the larger public interest.

NOW, THEREFORE, the Council directs:

- a. The Mayor is hereby authorized to enter into an amendment of the Operating Agreement with Portland General Electric and Enterprise Cascadia in a form substantially in accordance with the agreement attached as Exhibit A.

Section 2. The Council declares that an emergency exists because PGE customers should not experience delays in participating in the benefits provided by Clean Energy Works Oregon: therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,

JUL 20 2011

Mayor Sam Adams  
Andria Jacob  
July 11, 2011


LaVonne GriffinValade  
Auditor of the City of Portland

By

  
Deputy

Agenda No. 184744  
**ORDINANCE NO.** 184744  
 Title

\* Amend Operating Agreement with Portland General Electric and Shorebank Enterprise Cascadia for Clean Energy Works Portland on-bill repayment and loan processing and assign all rights and obligations to Clean Energy Works Oregon, Inc (Ordinance; amend Contract No. 32000319)

<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Sam Adams</b>	CLERK USE: DATE FILED <u>JUL 15 2011</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland  By: <u></u> Deputy  ACTION TAKEN:
<b>BUREAU APPROVAL</b> Bureau: Planning and Sustainability Bureau Head: Susan Anderson Prepared by: Andria Jacob Date Prepared: 06/11/2011 Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/> Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Council Meeting Date July 20, 2011	
City Attorney Approval <u>Benjamin Walters</u>	

<b>AGENDA</b> <b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input checked="" type="checkbox"/>
<b>REGULAR</b> <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	_____	_____