0.2015-022

CITY OF ALBUQUERQUE CITY COUNCIL

INTEROFFICE MEMORANDUM

TO:

Richard J. Berry, Mayor

FROM:

Jon K. Zaman, Director of Council Services Jon 6/35/15

SUBJECT: Transmittal of Legislation

Transmitted herewith is <u>Bill No. O-15-52</u> Amending Chapter 2, Article 12, Section 1 ROA 1994 Relating To The 3% For Energy Conservation And Renewable Energy Set-A-Side For Capital Improvements (Benton), which was passed at the Council meeting of June 22, 2015, by a vote of <u>9 FOR AND 0 AGAINST</u>.

In accordance with the provisions of the City Charter, your action is respectfully requested.

JKZ:dm Attachment 6/24/15

MISHONEROUS CLERK
RECEIVED

CITY of ALBUQUERQUE TWENTY-FIRST COUNCIL

0.2015-022 **ENACTMENT NO.** COUNCIL BILL NO. 0-15-52 **SPONSORED BY:** Isaac Benton 1 **ORDINANCE** AMENDING CHAPTER 2, ARTICLE 12, SECTION 1 ROA 1994 RELATING TO 2 3 THE 3% FOR ENERGY CONSERVATION AND RENEWABLE ENERGY SET-A-4 SIDE FOR CAPITAL IMPROVEMENTS. BE IT ORDAINED BY THE COUNCIL. THE GOVERNING BODY OF THE CITY OF 5 6 **ALBUQUERQUE:** 7 SECTION 1. AMENDING SECTION 2-12-1 (J) ET SEQ., ROA 1994 AS FOLLOWS: 8 (J) Three percent of each biennial Capital Improvements Program shall be 9 reserved to fund the design, installation, purchase, user training and 10 monitoring of Energy Conservation and/or Renewable Energy projects that 11 reduce fossil fuel based energy costs for General Fund and Enterprise Fund 12 Programs and that will demonstrably reduce energy consumption. This fund 13 shall be known as the 3% for Energy Conservation and Renewable Energy Set-14 A-Side for Capital Improvements. The Planning for the fund shall be 15 consistent with the requirements set forth in Article 2-12 ROA 1994. 16 (K) The Department of Finance and Administrative Services will budget 3% 17

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- of the General Obligation Bond Program for the 3% for Energy Conservation and Renewable Energy Set-A-Side for Capital Improvements. (L) Departmental applications for the 3% for the Energy Conservation and
- Renewable Energy Set-A-Side for Capital Improvements shall be submitted to the Facility, Energy & Security Management Division. A committee of City fiscal and technical staff shall approve selected projects based on established criteria. The committee may consult with subject matter experts outside of the City Government in the selection of projects. Criteria shall include but are not
- 25 limited to:

- (1) The capital expenses of a project should be regained from energy savings generated from the project within the expected life of the equipment, provided that an amount, not to exceed ten percent (10%) of the 3% for Energy Conservation and Renewable Energy Set-A-Side for Capital Improvements fund, may be utilized for solar or wind renewable energy projects not otherwise meeting that life cycle criteria, if at least eighty-five percent (85%) of the capital expenses for such solar or wind projects are reasonably expected to be regained within the expected life cycle of the project. Projects using renewable energy shall, subject to the foregoing allowance for solar or wind projects, have a lower life cycle cost than a project using conventional energy based on the projected cost per unit by year for an energy resource as published in the United States Department of Energy, Energy Information Administration, Annual Energy Outlook Report or other sources identified by the committee. Preference shall be given to alternatives that meet the energy cost criteria.
- (2) If a proposal is for construction or installation, the scope of the project shall only be for Energy Conservation and/or Renewable Energy in existing facilities.
- (3) The monetary amount allocated to any one project shall not exceed 40% of the funding allocated to the 3% Energy Conservation and Renewable Energy Set-A-Side, during any one bond cycle unless approved by the City Council.
- (4) The project shall be consistent with the requirements set forth in Paragraph (D) of this Section.
- (M) The Mayor shall obtain a Certificate of No Effect or a Certificate of Approval for each project that meets the applicability criteria of Ordinance 25-2007 and that is part of the Capital Improvements Program or the Component Capital Improvements Program prior to construction of the project.

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13	APPROVED THIS 30 DAY OF June, 2015
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28 g	Natalie Y. Howard, City Clerk
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