

THE COMMUNITY RENEWABLE ENERGY BOARD
RESOLUTION NO. 25-09

A RESOLUTION OF THE BOARD AUTHORIZING THE REFUND OF A BID FEE PAYMENT

WHEREAS, the Community Renewable Energy Board ("Board") met in a regular meeting on August 4, 2025, to consider, among other things, authorizing the refund of a bid fee payment; and

WHEREAS, in Resolution 25-04, the Board established a bid fee of \$15,000 payable to Millcreek in its capacity as Board Treasurer, for each response to an invitation for program resources bid issued by the Board; and

WHEREAS, on May 22, 2025 the Board issued an invitation for program resources bid; and

WHEREAS, by the bid due date of July 10, 2025 AES Clean Energy submitted two bids and paid the requisite fees; and

WHEREAS, on July 17, 2025 AES contacted the Board regarding the PacifiCorp facility study received earlier that week for one of their projects which changed the projected Commercial Operation Date to 2031 (rather than the previously estimated 2029), which, according to AES, places that bid outside the eligibility window defined in this invitation for program resources bid targets; and

WHEREAS, also on July 17, 2025, AES requested withdrawal of its Cricket Mountain bid from the current invitation for program resources bid, and asked for a refund of the \$15,000 bid fee that was submitted with the Cricket Mountain Bid; and

WHEREAS, the request from AES was received before any bid analysis fees were incurred (which was the reason for the bid fee); and

WHEREAS, the Board has the right to retain the funds and given the unique situation, finds it in the best interest of the Agency to approve the requested refund to AES, while reserving the right to retain bid fees in an identical or any other scenario.

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

- 1 The Board authorizes and directs Millcreek, in its capacity as Board Treasurer, to refund the bid fee of \$15,000, less any costs incurred by the Board in issuing the refund.

2 All other bid fees received by Millcreek in its capacity as Board Treasurer are nonrefundable.

This Resolution, assigned No. 25-09, shall take effect immediately.

PASSED AND APPROVED by the Board this 4th day of August 2025.

COMMUNITY RENEWABLE ENERGY BOARD


Dan Dugan, Chair

ATTEST


Emily Quinton, Secretary