

**THE COMMUNITY RENEWABLE ENERGY BOARD**  
**RESOLUTION NO. 26-04**

**A RESOLUTION OF THE BOARD APPROVING A PROGRAM DESIGN BUDGET  
CHANGE**

**WHEREAS**, the Community Renewable Energy Board ("Board") met in a regular meeting on May 4th, 2026, to consider, among other things, approving a program design budget change; and

**WHEREAS**, in 2019, the Utah State Legislature enacted House Bill 411, codified as Utah Code §§ 54-17-901 through 909 ("Act"), titled the "Community Renewable Energy Act"; and

**WHEREAS**, in 2024, the Utah State Legislature enacted House Bill 241 and Senate Bill 214 which, collectively, renamed the Act the "Community Clean Energy Act" and amended certain provisions of the Act; and

**WHEREAS**, the Act authorizes the Public Service Commission of Utah ("Commission") to establish a program ("Program") whereby qualifying communities may cooperate with qualified utilities to provide electric energy for participating customers from clean energy resources; and

**WHEREAS**, the Act further authorizes the Commission to adopt administrative rules to implement the Act and the Commission has adopted such rules as set forth in Utah Administrative Code R746-314-101 ("Rules"); and

**WHEREAS**, on March 31, 2021, and thereafter, the Community Renewable Energy Agency ("Agency") was formed by nineteen communities ("Communities") pursuant to the Interlocal Cooperation Agreement Among Public Entities Regarding the Community Renewable Energy Program (the "Interlocal"), in part to "establish a decision-making process for Program design, resource solicitation, [and] resource acquisition"; and

**WHEREAS**, pursuant to the Interlocal, the Agency collected a total of \$700,000 in Initial and Anchor payments from the Communities to cover costs of participating in the Agency and developing and submitting to the Commission a proposed Program; and

**WHEREAS**, the Board previously adopted Resolution 25-11, which identified a total amount of \$641,084.20 budgeted for "legal and technical activities associated with Program Design" ("Program Design"); and

**WHEREAS**, the Program continues to incur legal and technical costs associated with Program Design, program implementation, and resource acquisition; and

**WHEREAS**, an additional \$15,000 bid fee that had not previously been accounted for ("Additional Bid Fee") was added to the Agency budget as reported in the February 2, 2026, Treasurer's Report; and

**WHEREAS**, the Board now finds it necessary to obligate the Additional Bid Fee toward Program Design; and

**WHEREAS**, pursuant to the Act, a municipality or county who wishes to participate in the

Program must pay for third-party expertise (“State Consultant Costs”) contracted for by the Utah Division of Public Utilities (“Division”) and the Utah Office of Consumer Services (“Office”); and

**WHEREAS**, the Board previously approved Resolution 22-06, authorizing the Board Chair to sign agreements with the Division and the Office to reimburse up to \$200,000 for State Consultant Costs; and

**WHEREAS**, SustainEnergyFinance is a domestic nonprofit corporation registered with the State of Utah that provides innovative financial solutions that drive equitable, sustainable growth across Utah, with a particular focus on low-income, rural, and energy communities; and

**WHEREAS**, Salt Lake City Corporation (“SLC Corp”) is the local governing body for Utah’s capital city and is a member Community of the Agency; and

**WHEREAS**, SLC Corp, as co-applicant, and SustainEnergyFinance, as designated recipient, applied for and received a grant for \$250,000 from the Municipal Investment Fund (“MIF Award”), in part to “build a pipeline of financeable clean energy projects and foster an enabling environment for clean energy development”; and

**WHEREAS**, the Board previously adopted Resolution 25-12, memorializing the Board’s intent that Legal Counsel directly invoice SustainEnergyFinance for legal services provided to the Agency up to a maximum of \$50,000 from the MIF Award, and Legal Counsel invoiced SustainEnergyFinance the maximum amount of \$50,000; and

**WHEREAS**, also through the adoption of Resolution 25-12 the Board approved SustainEnergyFinance’s reimbursement to the Agency of up to a maximum of \$50,000 from the MIF Award for State Consulting Costs invoiced from the Office or the Division (“Approved Maximum Reimbursement Amount”); and

**WHEREAS**, the Agency instead reimbursed the maximum amount of \$200,000 for State Consulting Costs from its existing budget; and

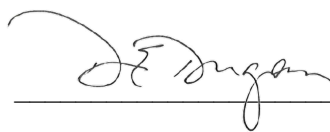
**WHEREAS**, the Board now finds it necessary to reallocate Approved Maximum Reimbursement Amount toward Program Design.

**NOW, THEREFORE, BE IT RESOLVED** by the Board that the Additional Bid Fee and the Approved Reimbursement Amount be obligated to the Program Design budget, bringing the total amount budgeted for Program Design to \$706,084.20.

This Resolution assigned No. 26-04, shall take effect immediately.

**PASSED AND APPROVED** by the Board this 4th day of May 2026.

**COMMUNITY RENEWABLE ENERGY BOARD**




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Dan Dugan, Chair

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**ATTEST**



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Emily Quinton, Secretary