

THE COMMUNITY RENEWABLE ENERGY BOARD
RESOLUTION 26-07

**A RESOLUTION OF THE BOARD ALLOWING FOR VOLUNTARY
CONTRIBUTIONS FROM MEMBERS TO THE AGENCY BUDGET**

WHEREAS, the Community Renewable Energy Agency Board ("Board") met in a regular meeting on September 14, 2026, to consider, among other things, a process for allowing additional contributions to the Agency budget from members; and

WHEREAS, on March 31, 2021, and thereafter, nineteen communities entered into an agreement, entitled the Interlocal Cooperation Agreement Among Public Entities Regarding the Community Renewable Energy Program ("Agreement"), to form the Community Renewable Energy Agency ("Agency"); and

WHEREAS, as Resolutions 21-15, 21-19, 22-02, and 22-09 the Board directed Millcreek, as Agency Treasurer, to invoice member communities for Phase 1 and Phase 2 Initial and Anchor payments as outlined in the Agreement; and

WHEREAS, additional member payments were collected following the passage of Resolution 2024-06 and Resolution 2025-06 regarding Prospective Party Initial Payments; and

WHEREAS, the Board approved the publication of a solicitation for Program resources and directed the collection of bid fees payable to Millcreek in its capacity as Board Treasurer;

WHEREAS, pursuant to Resolution 25-05, the Board recognized a donation up to a maximum of \$50,000 from Stewardship Utah to reimburse certain Agency Regulatory Costs associated with the Agency Legal Counsel and its consultant "Outside Expert"; and

WHEREAS, the Board authorized SustainEnergyFinance to supplement certain Agency costs for legal fees, State Consulting Costs, and Communications Costs using a portion of the Municipal Investment Fund grant award, up to a total of \$118,879; and

WHEREAS, the Board approved engaging James Dodge Russell & Stephens for Energy Attorney Professional Services through Resolution 2021-18; and

WHEREAS, the Board authorized engaging Penna Powers for public relations services through Resolution 2023-03; and

WHEREAS, according to the Treasurer Report provided to the Board at the September 14, 2026, Board meeting, Agency revenue of \$1,022,084.20 has been collected in the form of member payments, grants and donations, and bid fees, and \$969,937.93 of the Agency budget has been incurred for legal, technical and communications expenses, as well as State consulting costs,

leaving \$52,146.27 remaining for the Agency budget; and

WHEREAS, the Agency will receive a portion of Program collections to reimburse ongoing legal and technical and communications expenses following the launch of the Program and funding of higher priority Program-related expenses; and

WHEREAS, the Agency anticipates incurring continued legal and technical and communications expenses in the coming months that will need to be funded prior to reimbursement through Program collections; and

WHEREAS, the Board finds it necessary to allow for and recognize the collection of voluntary contributions from Agency members to ensure adequate funds are available to cover ongoing legal and technical and communications expenses; and

WHEREAS, the Board wishes to clarify that any voluntary contributions made by an Agency member do not change that member's standing with regards to Participation Percentage and voting weights as defined in the Agreement.

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

Voluntary contributions from Agency members may be made to the Agency budget in accordance with the following requirements:

- (i) The Board authorizes any Agency member to make a voluntary contribution to the Agency budget after first providing written notice of intent to Millcreek, in its capacity as Agency Treasurer;
- (ii) Millcreek, in its capacity as Agency Treasurer, shall invoice a member for the voluntary contribution in the amount indicated in the member's written notice to Millcreek;
- (iii) Each payment shall be tracked and reported in the monthly Treasurer Report provided to the Board; and
- (iv) Any voluntary contributions shall be allocated to the Program Design budget for legal and technical expenses unless allocated for other uses by the Board.

This Resolution assigned No. 26-07, shall take effect immediately.

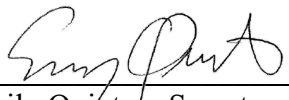
PASSED AND APPROVED by the Board this 14th day of September 2026.

COMMUNITY RENEWABLE ENERGY BOARD



Dan Dugan, Chair

ATTEST



Emily Quinton, Secretary