

THE COMMUNITY RENEWABLE ENERGY BOARD
RESOLUTION 26-08

**A RESOLUTION OF THE BOARD SELECTING PROJECTS FOR FINAL CONTRACT
NEGOTIATION AND EXECUTION**

WHEREAS, the Community Renewable Energy Board ("Board") met in a regular meeting on September 14, 2026, to consider, among other things, the selection of projects for final contract negotiations and potential subsequent contract execution; 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, on March 31, 2021, and thereafter, the Community Renewable Energy Agency ("Agency") was formed by nineteen communities pursuant to the Interlocal Cooperation Agreement Among Public Entities Regarding the Community Renewable Energy Program, in part to "establish a decision-making process for Program design, resource solicitation, [and] resource acquisition"; and

WHEREAS, PacifiCorp, the parent entity of Rocky Mountain Power, as a qualified utility under the Act, filed an Application for Approval of Solicitation Process ("Application") with the Commission on November 19, 2024; and

WHEREAS, the Commission approved the Application on May 13, 2025; and

WHEREAS, Rocky Mountain Power filed an Application to Implement Community Clean Energy Program Authorized by the Community Clean Energy Act with the Commission on January 24, 2025; and

WHEREAS, the Commission issued the Order Approving Program With Modifications on March 4, 2026; and

WHEREAS, per Utah Code 54-17-903(3), sixteen communities adopted a local ordinance adopting the program within 90 days of the Commission Order; and

WHEREAS, the Board previously adopted Resolution 25-04, approving the publication of a solicitation for Program resources (“Solicitation”), in which the Agency reserved “the right to request an informal study from PacifiCorp transmission to identify potential network upgrade costs that might be necessary for the bidder’s facility to be designated as a network resource on PacifiCorp’s transmission system” (“Transmission Study”); and

WHEREAS, on May 22, 2025, the Agency issued the Solicitation, in response to which it received several bids from resource bidders; and

WHEREAS, on July 13, 2021, the Board adopted Resolution 21-05, creating a Program Design Committee to act as an advisory body to the Board on issues related to Program design, including resource solicitation, among other duties; and

WHEREAS, the Program Design Committee selected an initial short list of six resource project bids (“Initial Short List”) from the total pool of bids received in response to the Solicitation for further evaluation and consideration; and

WHEREAS, based upon further evaluation of the Initial Short List, the Program Design Committee selected a final short list of four resource project bids (“Final Short List”); and

WHEREAS, as specified in the Solicitation, “the Agency may select by a vote of its Board one or more project bids for contract negotiation” and the “Company will not enter into any agreement without Agency approval”; and

WHEREAS, as further specified in the Solicitation, “After the Final Short List is established, Company will initiate negotiations with projects from the Final Short List that are selected by the Agency by a vote of its Board,” “Selection of a bid to the Final Short List does not constitute a winning bid,” “Only execution of a definitive agreement between Company and the bidder, on terms acceptable to the Agency and Company, in their sole and absolute discretion, will constitute a winning bid proposal,” and “Neither the Agency nor Company has a legal obligation to enter into any agreement of any kind with any bidder”; and

WHEREAS, on January 5, 2026, the Board authorized the Chair to sign the Transmission Consulting Request Letter Agreement; and

WHEREAS, on February 2, 2026, the Board selected four projects as the Final Short List to enter contract negotiations with PacifiCorp via Resolution 26-02; and

WHEREAS, PacifiCorp performed optional Transmission Consulting Studies for the selected Final Short List projects, delivering results in June 2026; and

WHEREAS, the Program Design Committee, in consultation with the Agency’s legal

and technical consultants and PacifiCorp, have engaged in discussions with the bidders of the Final Short List projects as part of initial contract negotiations; and

WHEREAS, based on these discussions, negotiations, and the results of the valuation modeling and the optional Transmission Consulting Studies, the Board finds it in the interest of the solicitation process to enter final negotiations with projects deemed the best fit for the Program, and to move towards potential future execution of contracts between the developer(s) and PacifiCorp.

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

The Agency hereby selects the following projects from the previously identified Final Short List for final contract negotiations with the developer and PacifiCorp and to support potential subsequent contract execution between the developer and PacifiCorp:

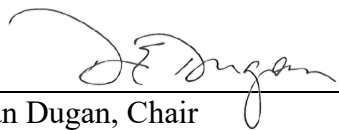
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Any contract between PacifiCorp and a project developer that may result from these negotiations requires approval of the Board for the project to become a Program resource. The Board will consider any such contract when it has been negotiated and is presented to the Board for approval.

This Resolution assigned No. 26-08, shall take effect immediately.

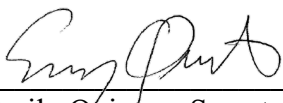
PASSED AND APPROVED by the Board this 14th day of September 2026.

COMMUNITY RENEWABLE ENERGY BOARD



Dan Dugan, Chair

ATTEST



Emily Quinton, Secretary