

At a regular meeting of the Board of Education of the Sackets Harbor Central School District (“District”), Jefferson County, New York, held at the Board of Education Conference Room on the 16th day of June, 2015. The meeting was called to order by Vice President Stephen Swain, and upon roll being called, the following were:

PRESENT: Stephen Swain, Christine Allen, Dale Phillips, Angela Green

ABSENT: Gregg Townsend

Upon the recommendation of the Superintendent of Schools, the following resolution was offered by Angela Green, who moved its adoption, seconded by Christine Allen, to wit:

WHEREAS, the Jefferson Lewis Hamilton Herkimer Oneida BOCES (“BOCES”) received a grant from the New York State Energy Research and Development Authority (“NYSERDA”) to study the feasibility of, and if feasible, to determine the best option for the installation of solar photovoltaic arrays on school and municipal property to reduce those entities electrical energy costs; and

WHEREAS, one of the primary goals of said study is to determine how to structure a solar energy program in such a way that participants in the program will be able to function as a group, as opposed to acting individually, thereby saving additional money by being able to install larger solar arrays and by pursuing, taking advantage of and receiving volume discounts; and

WHEREAS, another primary goal of said study is to determine how best to take advantage of Federal tax credits and Remote Net Metering Credits (RNM) that are presently available to further maximize savings in energy costs; and

WHEREAS, the BOCES has undertaken the aforementioned study, via meeting with, consulting, and/or hiring various solar consultants, solar developers, engineers, legal counsel, energy suppliers, and other related professionals with experience in the solar and utility industries, as well as the State Education Department, to determine a means by which the BOCES, its component districts, and other interested regional municipal entities can best take advantage of their common desire to reduce their electrical energy costs; and

WHEREAS, at a presentation held on June 11, 2015, attended by various school districts and other regional municipal entities interested in the possibility of reducing their electrical energy costs, the BOCES, its legal counsel and its consultants presented the preliminary results of the BOCES study; and

WHEREAS, the preliminary results indicated that the estimated savings per kilowatt hour would be .04 cents, which represented approximately a 40% reduction in present energy costs, and that the best means by which the BOCES, interested school districts and regional municipal entities could take advantage of the potential savings offered by a solar energy program was to form and then join an energy consortium, to be established via an inter-municipal agreement pursuant to Article 5-G of the New York State Municipal Law, the details of which were explained by BOCES legal counsel; and

WHEREAS, it was further explained that the proposed consortium would be an independent entity, managed and controlled by a Board of Directors consisting of a designated representative from each member of the consortium, and an Executive Board elected by the Board of Directors, similar to the Jefferson-Lewis et al Healthcare Plan, rather than being operated by the BOCES; and

WHEREAS, it was further explained that executing the proposed inter-municipal agreement simply preserved an interested entity's right to participate in the consortium, without committing it to anything further, thereby presenting no risk whatsoever to any interested participant; and

WHEREAS, as a result, the BOCES proposed the formation of the Tri-County Alternative Energy Cooperative ("Co-op," or "Consortium"), to be controlled as set forth above, which an interested entity could join via the execution of an inter-municipal agreement; and

WHEREAS, the BOCES urged that any interested parties execute the aforementioned agreement in the near future, as time was of the essence in terms of commencing the project in order to meet the December 31, 2016 operational deadline to take full advantage of the tax credits that are presently available; and

WHEREAS, the District is interested in the possibility of reducing its electrical energy costs and is desirous of joining the Consortium to further explore the same.

THEREFORE, BE IT RESOLVED by the Board as follows:

Section 1. The Superintendent, Frederick E. Hall, Jr., is hereby authorized to execute an inter-municipal agreement on behalf of the District, whereby the District will become a member of the Tri-County Alternative Energy Cooperative.

Section 2. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote, which resulted as follows:

Gregg Townsend	Voting	Absent
Stephen Swain	Voting	Yes
Christine Allen	Voting	Yes
Dale Phillips	Voting	Yes
Angela Green	Voting	Yes

The resolution was therefore declared duly adopted.

CERTIFICATION

STATE OF NEW YORK)
COUNTY OF JEFFERSON) ss.:

I, Sheri Rose, School District Clerk of the Sackets Harbor Central School District, Jefferson County, New York, DO HEREBY CERTIFY:

That I have compared the foregoing resolution of the Board of Education of the Sackets Harbor Central School District, adopted the 16th day of June, 2015, with the original thereof on file in my office, and the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to, and that all members of the Board of Education of said School District had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Sackets Harbor Central School District this 16th day of June, 2015.

(SEAL)

School District Clerk