

RESOLUTION

A RESOLUTION ESTABLISHING A PROPERTY ASSESSED CLEAN ENERGY PROGRAM IN THE COUNTY OF CAMBRIA AND TAKING AND AUTHORIZING OTHER ACTION IN CONNECTION THEREWITH.

WHEREAS, Title 12 of the Pennsylvania Consolidated Statutes, 12 P.S. §4301, *et seq.*, as amended, authorizes counties and municipalities to establish a Commercial Property Assessed Clean Energy Program, (“Program”); and

WHEREAS, Section 4303 of Title 12 authorizes a county to establish the Program by adopting a Resolution establishing the Program, defining an area or group of real properties designated for the purpose of establishing the Program, (the “District”), and provide other operational standards and guidelines; and

WHEREAS, the Cambria County Commissioners have been exploring the feasibility and benefits of establishing a Program with the Sustainable Energy Fund; and

WHEREAS, the PP&L Sustainable Energy Fund, Inc., hereinafter “Sustainable Energy Fund,” is a Pennsylvania 501c3 not-for-profit entity with a mission to promote, research, and invest in clean and renewable energy technologies, energy conservation, energy efficiency, and sustainable energy enterprises that provide opportunities and benefits; and

WHEREAS, the Sustainable Energy Fund has been a leader in developing program guidelines that can be used statewide in establishing a Program; and

WHEREAS, the Sustainable Energy Fund can perform the role of Program Administrator for an established Program; and

WHEREAS, on June 9, 2022, the Cambria County Commissioners accepted a proposal and heard a presentation by Sustainable Energy Fund on the nature and benefits of establishing a Program in Cambria County; and

WHEREAS, the Cambria County Commissioners desire to establish the Program; and

WHEREAS, the Cambria County Commissioners desire the County to enter into the Cooperation Agreement with Sustainable Energy Fund for the administration of the Program; and

WHEREAS, the Cambria County Commissioners have provided notice to every municipality within the County that the Commissioners intend to establish the Program throughout the entire County.

NOW, THEREFORE, BE IT RESOLVED, by the Cambria County Board of Commissioners, that:

1. A property assessed clean energy program shall be established in the County and shall be known as the “Cambria County C-PACE Program.”
2. The Cambria County Commissioners designate the entire County as the District, as defined in Section 4302 of Title 12 of the Pennsylvania Consolidated Statutes, 12 P.S. §4302.

3. The Sustainable Energy Fund shall be authorized to administer the Cambria County C-PACE Program, in accordance with the Cooperation Agreement.

4. The County and the Sustainable Energy Fund shall negotiate the terms of the Cooperation Agreement.

5. The Cambria County Commissioners authorize Thomas C. Chernisky, President Commissioner, to execute the Cooperation Agreement.

6. The Cambria County Commissioners authorize Thomas C. Chernisky, President Commissioner, or his designee, to execute any and all other necessary documents, as may be required to facilitate the successful implementation of the Cambria County C-PACE Program.

7. Any reference in this Resolution to any officer of the County, or any officer or member of the Cambria County Commissioners, shall be deemed to refer to his or her duly qualified successor in office, if applicable.

8. The County approves, ratifies, and confirms all action heretofore taken by its officers, its designated representative or representatives, and other persons on its behalf, in connection with the undertakings herein contemplated, to the extent not inconsistent with this Resolution.

9. In the event any provision, section, sentence, clause, or part of this Resolution shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause, or part of this Resolution, it being the intent of the Cambria County Commissioners that such remainder shall be and shall remain in full force and effect.

10. All prior Resolutions, or parts of prior Resolutions, that are inconsistent with this Resolution are hereby repealed.


11. This Resolution shall become effective immediately upon it having been recorded in the Minutes of the Cambria County Commissioners, and the Cambria County Commissioners hereby direct that this Resolution be recorded immediately following its adoption.

ADOPTED this 7th day of July, 2022, by the Commissioners of the County of Cambria, Pennsylvania, in lawful session duly assembled.

ATTEST:


Michael Gelles, IV, Chief Clerk

CAMBRIA COUNTY

By: 
Thomas C. Chernisky, President

By: 
William J. Smith, Commissioner

By: 
Scott W. Hunt, Commissioner