

BOARD OF COUNTY COMMISSIONERS
COUNTY OF CENTRE
COMMONWEALTH OF PENNSYLVANIA

RESOLUTION 17 of 2020

A RESOLUTION OF THE CENTRE COUNTY BOARD OF COMMISSIONERS
ESTABLISHING A COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY (C-
PACE) PROGRAM 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 Centre County Planning & Community Development Office, at the direction of the Board of Commissioners, have been exploring the feasibility and benefits of establishing a Program with the Sustainable Energy Fund; and

WHEREAS, the Sustainable Energy Fund, 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 May 26,2020 Centre County Planning & Community Development Office, along with the Centre Region Planning Agency Sustainability Planner and Sustainable Energy Fund conducted a virtual presentation on the nature and benefits of establishing a Program in Centre County; and

WHEREAS, the Centre County Board of Commissioners desires the County to establish the Program; and

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

WHEREAS, the Centre County Board of Commissioners has provided a letter of notice to every municipality within the County that the Board of Commissioners intend to establish the Program throughout the entire County.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF CENTRE COUNTY, PENNSYLVANIA that:

1. A property assessed clean energy program shall be established in the County and shall be known as the “Centre County C-PACE Program”.
2. The Centre County Board of Commissioners designates 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 Centre 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 Centre County Board of Commissioners authorizes the Centre County Administrator to execute the Cooperation Agreement.
6. The Centre County Board of Commissioners authorizes the Centre County Administrator or designee to execute any and all other necessary documents as may be required to facilitate the successful implementation of the Centre County C-PACE Program.
7. Any reference in this Resolution to any officer of the County or any officer or member of the Centre County Board of 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 Centre

County Board of 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 Centre County Board of Commissioners, and the Centre County Board of Commissioners hereby directs that this Resolution be recorded immediately following its adoption.

ADOPTED this 28th day of July, 2020.

CENTRE COUNTY BOARD OF COMMISSIONERS



Michael Pipe, Chair




Mark Higgins, Commissioner



Steven G. Dershem, Commissioner

I, the undersigned, do hereby certify that the forgoing is a true and correct copy of the Resolution adopted at a regular meeting of the Board of Commissioners held the 28th day of July 2020.

ATTEST:



Margaret N. Gray,
Administrator

Date: 7.28.2020