

WHEREAS, the Los Angeles Department of Water and Power (LADWP) provides water and power services to over four million people in the City of Los Angeles (City); and

WHEREAS, LADWP's Renewable Portfolio Standard Policy (RPS) and Enforcement Program (RPS Policy) represents the continued commitment by LADWP to renewable energy resources, including compliance targets for LADWP to supply 52 percent of its retail energy from eligible renewable energy sources by December 31, 2027, and 60 percent by 2030 in accordance with Senate Bill 100 (SB 100); and

WHEREAS, SB 100 further establishes a 2045 goal to have an electric grid that is entirely powered by clean energy; and

WHEREAS, the strategies in LADWP's LA100 Plan include regulatory requirements, policy objectives, and increases in eligible renewable energy resources, while maintaining service reliability, using existing assets near eligible renewable energy resources and minimizing the financial impact on ratepayers; and

WHEREAS, the Board approved the Southern California Public Power Authority (SCPPA) Phase II Renewable Development Agreement, LADWP No. 12-020 under Resolution No. 013-049, which authorized LADWP to participate with other members of SCPPA for the purpose of planning, exploring, investigating, developing new renewable resources; and

WHEREAS, SCPPA, pursuant to the needs of its members, under Phase II Renewable Development Agreement, issued a Renewable Resource Request for Proposal (RFP), a competitive process, for the purchase and/or acquisition of eligible renewable energy resources; and

WHEREAS SCPPA received 24 responses to its 2023 RFP, which included the Milford Solar Phase II Project (Milford Solar 2), proposing the sale of 300 megawatts (MW) of renewable solar energy and environmental attributes by Milford Solar Phase II, LLC to be developed and constructed in Beaver County, Utah; and

WHEREAS, Milford Solar Phase II, LLC is owned by Longroad Energy Holdings, LLC; and

WHEREAS, Milford Solar 2 was selected to provide renewable energy from a solar generating facility for the benefit of three SCPPA participants: LADWP, the City of Burbank, and the City of Glendale; and

WHEREAS, the 300 MW capacity of Milford Solar 2 is distributed amongst the participants as follows: Burbank: 40 MW, Glendale: 25 MW, and LADWP: 235 MW; and

WHEREAS, SCPPA and Milford Solar Phase II LLC plan to enter into a Power Purchase Agreement (PPA) for SCPPA to purchase all of the energy, environmental attributes, and capacity rights produced from the 300 MW solar project for a 30-year term; and

WHEREAS, Milford Solar Phase II Power Sales Agreement (PSA) No. BP 24-002 sets forth mutual covenants and agreements between LADWP and SCPPA for LADWP's acquisition of its 235 MW share of the solar energy output, associated environmental attributes, and generating capacity rights as produced by Milford Solar 2; and

WHEREAS, Milford Solar Phase II Agency Agreement (AA) No. BP 24-003 provides for the designation of LADWP as the project manager to administer and manage Milford Solar 2 on behalf and for the benefit of LADWP, and sets forth mutual covenants and agreements between SCPPA, LADWP, the City of Burbank and the City of Glendale in order to enable LADWP to carry out activities necessary for the planning, development, acquisition, maintenance, improvement, administration, and operation of Milford Solar 2; and

WHEREAS, the Milford Solar 2 PPA provides SCPPA an option to purchase Milford Solar 2 in years 10, 15, 20, and 25 from the Commercial Operation Date and at the end of the term of the PPA; and

WHEREAS, in accordance with the California Environmental Quality Act (CEQA) it has been determined that the approval of the PSA and AA with SCCPA to purchase renewable energy is not subject to CEQA pursuant to CEQA Guidelines Section 15060(c)(3) which provides that an activity is not subject to CEQA if it does not meet the definition of a project pursuant to Section 15378(b)(2) which states that continuing administrative or maintenance activities do not meet such definition.

NOW, THEREFORE, BE IT RESOLVED that PSA No. BP 24-002 and AA No. BP 24-003 by and between LADWP and SCPPA, now on file with the Secretary of the Board and approved as to form and legality by the City Attorney, be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Board requests that the City Council approve by ordinance PSA No. BP 24-002 and AA No. BP 24-003.

BE IT FURTHER RESOLVED that Milford Solar 2 is exempt pursuant to the General Exemption described in CEQA Guidelines Section 15061(b)(3).

BE IT FURTHER RESOLVED that the Board authorizes the General Manager or his/her designee to review and act on all material matters to be decided by LADWP pursuant to PSA No. BP 24-002 and AA No. BP 24-003, provided however, any authorization to execute any purchase option shall require approval of the Board.

BE IT FURTHER RESOLVED that the energy and environmental attributes acquired from PSA No. BP 24-002 and AA No. BP 24-003 shall be credited towards LADWP's Renewable Portfolio Standard Policy.

BE IT FURTHER RESOLVED that the Chief Accounting Employee of LADWP upon proper certification is authorized and directed to draw demands on the Power Revenue Fund, over the term of the PSA No. BP 24-002 and AA No. BP 24-003, in payment of the obligations incurred by such agreements.

BE IT FURTHER RESOLVED that the President or the Vice President of this Board, or General Manager, or such person as the General Manager shall designate in writing, and the Secretary, Assistant Secretary, or the Acting Secretary of the Board, are hereby authorized and directed to execute PSA No. BP 24-002 and AA No. BP 24-003 for and on behalf of LADWP, upon approval by the City Council by ordinance pursuant to Sections 101 and 674 of the Los Angeles City Charter.

I HEREBY CERTIFY that the foregoing is a full, true, and correct copy of the resolution adopted by the Board of Water and Power Commissioners of the City of Los Angeles at its meeting held

APPROVED AS TO FORM AND LEGALITY
HYDEE FEDLSTEIN SOTO, CITY ATTORNEY

APRIL 25, 2025

BY



VAUGHN MINASSIAN
DEPUTY CITY ATTORNEY

Secretary