

Matthew Jerzyk <matt@jerzyklaw.com>

PPA - CF

Julian Dash <juliandash@gmail.com>

Mon, Mar 13, 2017 at 11:10 AM

To: Matthew Jerzyk <matt@jerzyklaw.com>

Cc: Peter Friedrichs < Pfriedrichs@centralfallsri.us>, Sonia Grace < sgrace@centralfallsri.us>

Hi Matt.

There's just two things we need.

1. In connection with this solar project, the City has been awarded a \$350,000 grant from Commerce RI (a copy of which is attached). As part of the grant documents, we need to provide Commerce RI with a certified copy of the City Council vote "approving the project and authorizing City official to execute, acknowledge and deliver all documents reasonably necessary to undertake and complete project".

Alternatively, if the City as part of their restructuring does not need the City Council vote, and could be executed via the Mayors' office, we could communicate this to Commerce RI, but would have to provide backup from a court ruling, etc. granting the Mayor's office this authority.

I'm not sure which authorization is appropriate. If we go with council approval, I spoke with Peter on Friday, and understand that there is a council meeting tonight, so the next available council meeting would be the 27th. We have until 4/6 to provide this information to Commerce RI.

2. As the developer was closing their funding on of their staff noted a mistake whereas a remnant of a previous agreement was left in this agreement (a "copy and paste" error). I've attached the page and have struck out the contradicting language. Would it be possible to have the City initial this stricken language.

Let me know if this is clear and if you need anything else.

Thanks,

Julian

[Quoted text hidden]

James A. Diossa, Mayor

2 attachments

7-

7-184 Award letter SIGNED .pdf 158K

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First Amendment to the Net Metering Credit Agreement Central Falls v2.pdf $40\mbox{\ensuremath{\mbox{K}}}$

Leonard Morganis

Administration & Finance Officer

Approved as to form and correctness

City Solicitor

EXHIBIT B PAYMENT

During each LDC Billing Period, the amount that Buyer shall pay to Seller for the Net Metering Credits allocated to Buyer shall be determined by multiplying the actual value of the Net Metering Credits allocated to Buyer pursuant to this Agreement by an amount equal to one (1) minus the applicable percentage discount shown in the table below but expressed as a decimal.

Notwithstanding the above computation, the amount that Buyer shall pay to Seller shall not be less than an amount equal to \$0.0874/kWh multiplied by the number of Net Metering Credits measured in kWhs allocated to Buyer, except where such amount is greater than the actual value of the LDC Credit, the Buyer shall pay to Seller an amount equal to the actual value of the LDC Credit allocated to Buyer. The number of Net Metering Credits measured in kWhs allocated to Buyer shall be obtained from the Buyer's LDC bill, or calculated as the actual value of the LDC Credit divided by the net metering rate (in \$ per kWh) applicable to the LDC Credit, as published by the LDC. "LDC Credit" shall mean the amount of Net Metering Credits allocated to Buyer pursuant to this Agreement multiplied by the applicable Net Metering Credit rate, as published by the LDC.

Years	Discount LDC Credit & Minimum Charge per kWh
1 through 25	22.50.0% - \$0.874

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