***DISTRICT* RESOLUTION**

APPROVAL OF FINDINGS FOR GOVERNMENT CODE SECTION 4217, APPROVAL OF ENERGY SERVICES MASTER AGREEMENT BETWEEN ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT "DISTRICT" AND SITELOGIQ FOR THE PURPOSE OF DESIGN AND CONSTRUCTION OF ENERGY RETROFIT PROJECTS,

WHEREAS, the District Board of Trustees ("Board") has endorsed the goal of energy efficiency and directed staff to develop energy efficient practices for use at existing District sites; and

WHEREAS, the District approved an agreement to enter into negotiations with SitelogIQ and its associated entities which proposed an Energy Conservation and Renewable Generation project for the District to include energy related improvements to the sites; and

WHEREAS, the Board has received and reviewed information and data presented by District staff demonstrating that the cost to the District for Supplier to provide conservation measures pursuant to the Agreement will be less than the anticipated benefits received by the District; and

WHEREAS, in order to maximize the cost savings from the energy project, the District desires to improve the building energy efficiency at specified sites with conservation scope of work; and

WHEREAS, the Board of Trustees is authorized pursuant to Sections 4217.10 through 4217.18 of the California Government Code (the "Act") to enter into energy conservation contracts pursuant to which the District may acquire equipment and services to reduce energy use

BE IT RESOLVED that based on comments, staff reports and documentation reviewed by the Board, the Board makes the formal findings that the cost of the project will be offset by the anticipated savings; and

BE IT FURTHER RESOLVED by the Board of Trustees as follows:

Section 1. The Board of Trustees hereby finds, determines and declares as follows:

(a) The anticipated cost to the District for "Conservation Services" as defined in Section 4217.11(c) of the Act and as provided for by the SitelogIQ Contract, the Lease and/or the Project will be less than the anticipated marginal cost to the District of energy that would have been consumed by the District in the absence of the Project.

(b) To the extent that the SitelogIQ Contract and/or the Lease grant easements, rights-of-way, licenses, rights of access, or other rights in the real property of the District upon which the Project will be constructed and installed, the difference, if any, between the fair rental value of such rights and the portion of the rent under the Lease attributable to such rights, is anticipated to be offset by benefits provided to the District under the SitelogIQ Contract and the Lease.

(c) Funds for the payment of amounts due under any Lease are projected to be available from funding which otherwise would have been used for the purchase of energy required by the District in the absence of the Project.

BE IT FURTHER RESOLVED that the Board finds that the Project is exempt from the requirements of CEQA, pursuant to Public Resources Code section 21080.35 and CEQA Guidelines sections 15301 and 15329, and authorizes the superintendent or her designee to file a Notice of CEQA Exemption for the Project.

BE IT FURTHER RESOLVED that the Board hereby approves the Agreement.

BE IT FURTHER RESOLVED that the District's Superintendent or his designee is authorized to take such actions and execute such agreements and documentation necessary to affect the intent of this Resolution.

PASSED AND ADOPTED by the Board of Trustees
vote:

AYES: NOES: ABSTAIN: ABSENT:

I, _____Superintendent/Secretary to the Governing Board of the "District", hereby certify that the foregoing is a full, true and correct copy of the Resolution adopted by the said Board of Trustees on this 18th day of December 2025.

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Secretary to the Governing Board