



**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		12/10/2012		
Department:		Sustainability & Environmental Services		
Department Head		Nancy Nevil		
Agenda Coordinator (include phone #): Tiffany Stephens x4264				
CAPTION				
A Resolution of the City Council of the City of Plano, Texas, establishing energy conservation goals as required by Texas Health and Safety Code §388.005, as amended by Senate Bill 898 of the 82nd Legislative Session of 2011; requiring the filing of an annual report on compliance with the City's energy conservation goals with the State Energy Conservation Office ("SECO") on a form provided by SECO; and providing an effective date.				
FINANCIAL SUMMARY				
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR:	2012-13	Prior Year (CIP Only)	Current Year	Future Years
		TOTALS		
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
BALANCE	0	0	0	0
FUND(S): SUSTAINABILITY & ENVIRONMENTAL SERVICES FUND				
COMMENTS: This item establishes a city-wide goal to reduce electrical consumption in accordance with legislation passed in 2011 that requires State of Texas subdivisions to file a report with the State Energy Conservation Office. These tasks were already being pursued by the Sustainability & Environmental Services Department and consequently there is no financial impact in complying with this law.				
STRATEGIC PLAN GOAL: Reducing energy consumption and meeting requirements outlined in state law relates to the City's goal of a Financially Strong City with Service Excellence.				
SUMMARY OF ITEM				
The Texas Health and Safety Code § 388.005 requires that cities in nonattainment areas commit by City Resolution to reduce energy consumption each year by at least five percent (5%) through 2021. There are no penalties in the statute for failure to meet the goals.				
We have averaged 5.43% reduction over the last six years. In the event we do not meet the 5% reduction requirement in any given year, we will provide justification that includes a representation that the City has reviewed all available options and has determined that no additional measures are cost effective and that all available cost effective measures have been implemented. At that point, we will be exempt from having to file future reports, if a subsequent report would indicate no change in status.				
List of Supporting Documents:			Other Departments, Boards, Commissions or Agencies	

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WHEREAS, Senate Bill 898 of the 82nd Legislative Session of 2011 amends Texas Health and Safety Code §388.005 to require political subdivisions in nonattainment areas to establish a goal to reduce electric consumption by at least five percent (5%) each state fiscal year for 10 years beginning September 1, 2011; and

WHEREAS, the City of Plano, Texas, ("City") is a political subdivision located in a nonattainment area or in an affected county, not otherwise exempted from having to establish an energy conservation goal; and

WHEREAS, Senate Bill 898 requires the City to file an annual report of energy conservation efforts with SECO on a form to be provided by SECO; and

WHEREAS, reduction in consumption of electricity at City electric accounts will reduce electric generation requirements, which will in turn have a beneficial impact on ERCOT system reliability, air quality, and the City's budget.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

Section I. The City hereby establishes a goal that electricity consumption be reduced by at least five percent (5%) each fiscal year for ten years, beginning September 1, 2011.

Section II. The City will file an annual energy consumption goal compliance report with SECO on a form provided by SECO.

Section III. This resolution shall become effective immediately upon its passage.

DULY PASSED AND APPROVED this the 10th day of December, 2012.

Phil Dyer, MAYOR

ATTEST:

Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY