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RESOLUTION NO. R-61-2018

**A RESOLUTION CREATING AN ENERGY IMPROVEMENT DISTRICT FOR
COMMERCIAL OR INDUSTRIAL REAL PROPERTY OWNERS
TO PARTICIPATE IN THE LAS VEGAS C-PACE PROGRAM
AND FINANCE ONE OR MORE ENERGY EFFICIENCY OR RENEWABLE ENERGY
PROJECTS AND PROVIDING OTHER MATTERS RELATED THERETO.**

WHEREAS, Chapter 271 of the Nevada Revised Statutes ("**NRS**") enables a Nevada local government to adopt a resolution by which the governing body of the municipality may authorize the creation of a district to finance Energy Efficiency Improvement Projects or Renewable Energy Projects with willing owners of qualifying commercial or industrial real property; and

WHEREAS, the City of Las Vegas ("**City**") has created the "**Las Vegas C-PACE Program**" pursuant to Resolution R-60-2018; and

WHEREAS, the City Council (the "**City Council**") deems it necessary and desirable to create a district for the purpose of implementing the Las Vegas C-PACE Program to permit commercial and industrial real property owners the benefits of financing one or more energy efficiency or renewable energy projects; and

WHEREAS, the City Council and the officers of the City have done or caused to be done all things necessary and preliminary to the creation of the District and implementation of the program, and the City Council now desires to authorize any qualifying applicant within the District to participate in the Las Vegas C-PACE Program.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAS VEGAS
DOES HEREBY RESOLVE AS FOLLOWS:**

1. There shall be, and hereby is, created in City, Energy Improvement District No. 1 for the purpose of implementing the Las Vegas C-PACE Program as described in Section 3.1 of Resolution R-60-2018

2. The boundaries of the District are conterminous with corporate limits of City, as they may be amended from time to time, inclusive of all real property, as is depicted on Exhibit A, attached hereto and incorporated herein by this reference. After adoption of this Resolution, the City Council hereby directs the City Clerk to record this Resolution and Exhibit A in the official records of the Clark County Recorder's Office.

3. The boundaries of the Energy Improvement District No. 1 may be amended from time to time by resolution of the City Council.

4. All qualifying commercial and industrial real property owners within Energy Improvement District No. 1 may apply, at their sole discretion, to participate in the Las Vegas C-PACE Program for the purpose of installing energy efficiency improvement projects or renewable energy projects, pursuant to the requirements set forth in Resolution R- 60-2018.

5. Upon recommendation from the Las Vegas C-PACE Program Administrator, qualifying commercial or industrial real properties with approved applications and consents for Energy Efficiency Improvement Projects or Renewable Energy Projects may be added into Energy Improvement District No. 1 from time to time by adoption of a resolution by the City Council. Each qualifying commercial or industrial real property added into Energy Improvement District No. 1 shall include an exhibit by reference that includes a description of the real property or properties to be assessed, the types of

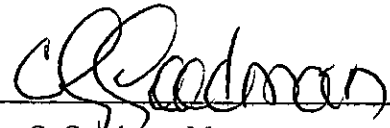
1 improvements or installations to be financed for each property, and the estimated maximum benefits
2 stated in the consent for each property. The City Council, may, at its discretion, adopt a resolution as if an
3 emergency exists by a vote of not less than two-thirds of all the voting members of the Council. After
4 adoption of any resolution to add properties, the City Council hereby directs the City Clerk to record it
5 and any exhibits in the official records of the Clark County Recorder's Office.

6 6. Any qualifying commercial or industrial real property will automatically exit Energy
7 Improvement District No. 1 upon the remittance of the final Installment Payment that terminates the
8 Financing associated with the recorded C-PACE Lien.

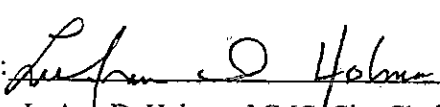
9 7. City staff shall take necessary actions to implement the actions as set forth in this Resolution.

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11 PASSED, ADOPTED AND APPROVED this 7th day of November, 2018.

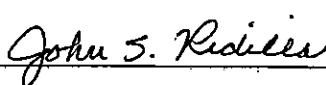
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14 **CITY OF LAS VEGAS**

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17 By: 
18 Carolyn G. Goodman, Mayor

19 ATTEST:

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21 By: 
22 LuAnn D. Holmes, MMC, City Clerk

23
24 APPROVED AS TO FORM:

25
26 By:  10/22/18
27 John S. Ridilla Date
28 Deputy City Attorney