

## RESOLUTION NO. 1417

### A RESOLUTION OF THE CITY OF PRINEVILLE APPROVING A PERSONAL SERVICES AGREEMENT WITH TRM ENERGY SOLUTIONS, LLC, TO PROVIDE PERSONAL SERVICES FOR THE PROPOSED PRINEVILLE RENEWABLE ENERGY PROJECT

**Whereas,** The City of Prineville (“City”) desires to explore the feasibility of a local, baseload, renewable biomass power plant that will be able to resurrect the forest products industry in Prineville, add steady freight to City-owned railroad, support the data centers’ power needs for growth forecasted, and environmentally improve the forest and range land health in the region.

**Whereas,** City requires the use of a consultant to conduct a feasibility study for the proposed Prineville Renewable Energy Project (“PREP”);

**Whereas,** TRM Energy Solutions, LLC (“TRM”) is a company that specializes in renewable energy projects;

**Whereas,** City’s Council serves as the Local Contract Review Board for the City and pursuant to City Resolution 1266 Section 8(C), may award personal services contracts according to specific criteria that are applicable to the services provided; and

**Whereas,** consultation services are considered personal services pursuant to City Resolution 1266; and

**Whereas,** a public notice was published in the November 8, 2019 edition of the Central Oregonian setting the November 12, 2019 Prineville City Council meeting as the time and place to comment on the City’s draft findings for exemption from competitive bidding for a public personal services contract; and

**Whereas,** a public hearing was held on November 12, 2019, at the Prineville City Council meeting to allow an opportunity for any interested person to appear and present comment.

**Whereas,** Pursuant to City Resolution No. 1266, City Counsel finds that TRM meets the following applicable criteria as set out in City Resolution 1266, Section 8(C):

1. Total costs to the City for delivery of services:
  - The totals costs is estimated to be \$400,000.00 to \$430,000.00. It is anticipated that the City will seek outside funding for these services rather than incurring the entire costs. If the City is unsuccessful in securing funding then it will not proceed with a Contract.
2. Expertise of TRM in the required area of specialty:

- TRM is a single-member Limited Liability Company with Robert Broberg as the sole member. Mr. Broberg has worked over a decade in biomass energy development.

3. References regarding prior work done by the TRM:

- Although TRM is a new company, Mr. Broberg has significant references from the energy development industry.

4. Capacity and capability to perform the work, including any specialized services within the time limitations for the work:

- Mr. Broberg has researched four (4) sites for the development of biomass energy projects, ultimately developing two (2) of those sites to successful entitled completion, e.g., permits, land use, interconnection, etc. Mr. Broberg was directly involved with the development of the Investment Grade feasibility studies (level 2) and financial models required to finance the projects. As Vice President of Business Development for the Wellons Group, Mr. Broberg has researched renewable energy projects all over the North American continent and determined which projects to pursue and which ones to pass on.

5. Educational and professional records, including past records of performance on contracts with governmental agencies and private parties with respect to cost control, quality of work, ability in schedules, and contract administration, where applicable:

- Mr. Broberg has a Bachelor of Arts degree, Business, Lewis & Clark College (2001), Portland, Oregon. Mr. Broberg currently is the Vice President of Business Development for the Wellons Group. He has been responsible for projects from \$10,000,000.00 to \$350,000,000.00. Mr. Broberg previously worked on the 30mw baseload renewable energy project in La Pine, Oregon.

6. Availability to perform the assignment and familiarly with the area in which the specific work is located:

- TRM is available to perform the work. TRM has extensive experience and contacts within the forestry and renewable energy fields.

7. Timelines of delivery of service:

- TRM is able to deliver the services requested within the timeline required by the City.

8. Experience in working with the City:

- TRM's experience in working with the City of Prineville has been limited.

9. Knowledge of the City's needs and desires related to the Contact:

- TRM and City have discussed the project in detail and TRM is fully aware of the City's needs and desires related to the project.

**Now, Therefore, the City of Prineville Resolves as follows:**


1. That the City Council, serving in its role as the Local Contract Review Board for the City, hereby approves the City entering into a personal services contract with TRM Energy Solutions, LLC, for consultation services related to the proposed Prineville Renewable Energy Project and authorizes the City Manager to execute, on behalf of the City, such contract and any other related documents.

Approved by the City Council this 26<sup>th</sup> day of November, 2019.



Stephen P. Uffelman, Mayor

ATTEST:



Lisa Morgan, City Recorder