

Memorandum

To: Honorable Mayor Shetter and members of the Burleson City Council

From: Bianca Chafin, Environmental Programs Specialist

Through: Lisa Duello, Director of Neighborhood Services

Date: August 3, 2009

Subject: Resolution R-1160-09, adopting a goal to reduce electric consumption by existing City facilities by five percent (5%) each state fiscal year for six years, beginning September 1, 2007.

Council Action Requested:

Adopt Resolution R-1160-09, establishing a goal as set forth in and in accordance with Senate Bill 12 of the 80th Texas Legislative Session to reduce electric consumption by existing City facilities by five percent (5%) each state fiscal year for six years, beginning September 1, 2007.

Background Information:

In 2001, the 77th Texas Legislature passed Senate Bill 5 (SB 5), also known as the Texas Emissions Reduction Plan, to amend the Texas Health and Safety Code. The legislation required ambitious, fundamental changes in energy use to help the state comply with federal Clean Air Act standards. It applied to all political subdivisions within 38 designated counties, later expanded to 41 counties, including Johnson and Tarrant Counties.

In 2007, the 80th Texas Legislature passed Senate Bill 12 (SB 12) which among other things extended the timeline set in SB 5 for emission reductions. Where SB 5 required political subdivisions to reduce their electrical consumption by five percent (5%) for five years beginning January 1, 2002, the SB 12 legislation requires that such entities establish a goal to make the five percent (5%) reductions each year for six years, effective September 1, 2007. These reductions compare the energy use by building.

SB 12 amended the Health and Safety Code Section 388.005, in part, by requiring affected political subdivisions to:

- implement all cost-effective energy-efficiency measures,
- establish a goal to reduce electric consumption by five percent (5%) each year for 6 years, and
- report efforts and progress annually to the State Energy Conservation Office (SECO).

The report details the efforts being undertaken by SECO to provide assistance and information to affected entities, as well as the progress and efforts made by political subdivisions in meeting the energy efficiency mandates of SB 5/SB 12.

During a Council workshop session on July 6, 2009, staff presented to Council the SB 12 requirements. In response to SB 12, staff recommends the adoption of Resolution R-1160-09.

Board/Citizen Input:

N/A

Financial Considerations:

There is no expenditure of municipal funds associated with this item.

Attachments:

Resolution R-1160-09

Staff Contact:

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RESOLUTION R-1160-09

**A RESOLUTION ADOPTING A GOAL AS SET FORTH IN AND IN ACCORDANCE
WITH SENATE BILL 12 OF THE 80TH TEXAS LEGISLATIVE SESSION (SECTION
388.005, TEXAS HEALTH AND SAFETY CODE) REGARDING THE CONSUMPTION
OF ELECTRICITY BY CITY FACILITIES**

WHEREAS, the 80th Texas Legislature adopted Senate Bill 12 which amended Section 388.005 of Texas Health & Safety Code to require a political subdivision located in a nonattainment area or in an affected county to establish a goal to reduce electric consumption by existing City facilities by five percent each state fiscal year for six years, beginning September 1, 2007; and

WHEREAS, the City of Burleson is a political subdivision located in Tarrant County and Johnson County, both counties of which are part of a nonattainment area as defined by Section 386.001, Texas Health & Safety Code;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY
OF BURLESON, TEXAS:**

The City Council does hereby adopt a goal for the City of Burleson to reduce electric consumption by existing City facilities by five percent (5%) each state fiscal year for six years, beginning September 1, 2007.

PASSED AND APPROVED ON THIS _____ DAY OF _____, 2009.

Ken Shetter, Mayor

ATTEST:

Amanda McCrory, City Secretary