

**Questions Received and Responses for:**  
2019 Request for Offers for Long-term Renewable Energy Contracts

**1. Do you plan to open any RFO for solar energy contracts?**

Yes, we plan to release a solicitation that is open to any PCC1 technology shortly.

**Follow up:** after this question was asked, SJCE amended the "Wind only" RFP to allow for all RPS technologies, but with CODs of 2020 or 2021. We plan to issue another one soon, again for all RPS technologies, that allows later CODs and storage.

**2. How should bidders provide the milestone schedule requested in the RFP? Does entering all of the requested information on the "PPA Data" tab of Attachment 2 suffice? AND RELATED What would SJCE like bidders to include on the milestone schedule?**

We acknowledge that our various documents were not clear on what should be submitted. As mentioned in the disclaimer, in cases such as this, the term sheet will control. The term sheet lists the "Project Development Milestones" as:

- [date] – receipt of CEC pre-certification
- [date] – execution of Interconnection Agreement
- [date] – procurement of major equipment
- [date] – obtain federal and state discretionary permits
- [date] – Guaranteed Construction Start Date
- [date] – obtain Full Capacity Deliverability Status, if applicable
- [date] – Guaranteed Commercial Operation Date

**3. Will SJCE accept pricing at any other hub in California (SP15, ZP26, etc) or just NP15? AND RELATED In the RFO document, SJCE asks for pricing at Pnode and NP-15. In the term sheet it asks for pricing at Pnode and PG&E DLAP. Can SJCE please confirm which hub is preferred?**

You must submit the pricing at the pNode and NP15. The term sheet was incorrect: we prefer pricing at the pNode and NP-15 (specifically "TH\_NP15\_GEN-APND" in the offer form), **NOT** PG&E DLAP. We have posted a corrected Term Sheet at <https://www.sanjosecleanenergy.org/energy-procurement>

**4. Will COD of 2020 be viewed favorably versus 2021 (assuming no bridge)**

Yes.

**5. Will SJCE consider projects with a 2022 COD and a 2020 or 2021 PCC 1 bridge?**

Not in this solicitation but we plan to issue another one soon that allows later CODs and will again ask for bridge products.



**6. Can projects smaller than 10 MW be aggregated for a 10 MW offer. For example, would 2 5MW projects at different sites aggregated to 10 MW be eligible?**

We would consider this as long as it's rolled into one PPA and a practical metering solution is proposed.

**7. Would SJCE be open an offtake agreement from already existing RPS PPA, or instead is SJCE looking to contract for only an RPS PPA directly?**

Yes, contingent on reasonable terms for addressing the added contract issues. We may wish for such a project to be on the shorter side, but still at least 10 years. However, if the terms are attractive, it could be longer.

**8. What documents will be accepted for demonstrating financials?**

We ask that you describe the financial strength of your company in the initial offer. If you are shortlisted, you will need to provide the following:

Based on availability, counterparties must submit a financial statement for the most recent financial quarter, as well as audited financial statements for the most recent two fiscal years, or the period of existence of the counterparty, if shorter, to SJCE. If audited financial statements are not available, financial statements, as described below, should be submitted, signed and attested to by an officer of the counterparty as a fair representation of the financial condition in accordance with generally accepted accounting principles. The information should include, but is not limited to, the following:

**If publicly traded:**

- a. Annual and quarterly reports on Form 10-K and Form 10-Q, respectively
- b. Form 6-K and 8-K, if filed during the last period

**If privately held or governmentally owned:**

- a. Management's Discussion & Analysis (if available)
- b. Report of Independent Accountants (if available)
- c. Financial Statements, including:
  - i. Balance Sheet
  - ii. Income Statement
  - iii. Statement of Cash Flows
  - iv. Statement of Stockholder's Equity (privately held only)
- d. Notes to Financial Statements

**9. How will SJ validate project viability?**

We will look at the standard factors such as whether the technology is proven, development status (site control, interconnection, EPC contract, env. permitting), financial stability of the project owner/developer. SJCE may request additional documents prior to shortlisting to validate these items.



**10. Does SJCE have a preferred length of contract (above the 10 year minimum)?**

No, we're open to various lengths as long as they are 10 years or longer.

**11. For the required documents: Organizational chart. Are you looking for a org chart of the company structure or the project personnel and their role within the company?**

Both. Please provide the project personnel and their role within the development company; and the relationship between the project owner, developer, financing entity, owner upon operation, and operator. In your cover letter please describe the steps required to develop, deliver, and operate the project.

**12. Is there any flexibility on the duration of exclusivity referenced in II.2; would SJCE accept an executed markup that reduces the survival of exclusivity to the 30-45 day range?**

We would consider this via a redlined agreement submitted with your offer. It could affect your bid's score in the "Material Terms" category in the Evaluation Criteria.

**13. Is SJCE able to post the Term Sheet in Word format to allow for edits/changes?**

Yes, we have added a Word version to the attachment section for this solicitation.