



## MAYOR AND COUNCIL

### COUNCIL RESOLUTION NO. 2024-05

#### **A RESOLUTION APPROVING A LETTER OF COMMITMENT TO AMERICAN MUNICIPAL POWER FOR ITS GRID RESILIENCE AND INNOVATION PARTNERSHIP INCENTIVE APPLICATION; AND AUTHORIZING OTHER MATTERS RELATED THERETO**

**WHEREAS**, the City of Dover (“Municipality”) is a municipality, duly organized and validly existing under the laws of the State of Delaware (the "State"); and

**WHEREAS**, The Delaware Municipal Electric Corporation ("DEMEC") is a municipal electric company and joint action agency (“Member”) incorporated in the State, established by certain cities and towns, and formed pursuant to Chapter 13 of Title 22 of the Delaware Code (the "Act"); and

**WHEREAS**, American Municipal Power, Inc. ("AMP") is an Ohio nonprofit corporation, organized to own and operate facilities, or to provide otherwise, for the generation, transmission, or distribution of electric power and energy, or any combination thereof, and to furnish technical services on a cooperative, nonprofit basis, for the mutual benefit of its members ("Members"), such Members, including Municipality, being, as of the date hereof, political subdivisions that operate, or whose members operate, municipal electric utility systems in Delaware, Ohio, Indiana, Kentucky, Michigan, Pennsylvania, Maryland, Virginia, and West Virginia; and

**WHEREAS**, seeking to bring projects at the lowest viable cost to their members, DEMEC and AMP have identified a funding opportunity in the Bipartisan Infrastructure Law that may serve to reduce a portion of the cost of an Advanced Metering Infrastructure (“AMI”) Capital Project (“Project”); and

**WHEREAS**, as part of the Bipartisan Infrastructure Law, the Grid Deployment Office as part of the United States Department of Energy (DOE) is administering a \$10.5 billion Grid Resilience and Innovation Partnerships (GRIP) Program to enhance grid flexibility and improve the resilience of the power system against growing threats of extreme weather and climate change; and

**WHEREAS**, this program will accelerate the deployment of transformative projects that will help to ensure the reliability of the power sector's infrastructure, so all American communities have access to affordable, reliable, clean electricity anytime, anywhere; and

**WHEREAS**, American Municipal Power (AMP) has responded to the GRIP funding opportunity announcement by sending a concept paper to the DOE which includes AMI as a GRIP option for Bipartisan Infrastructure Law (BIL) funds; and

**WHEREAS**, AMP is preparing a Grid Resilience and Innovation Partnerships ("GRIP") grant application for submission to the Department of Energy ("DOE") for funding relating to AMP's Smart Grid: Using Edge and DERMS Computing to Build Grid Resiliency project (the "Project"); and

**WHEREAS**, in light of the benefits the Project can be expected to provide to Municipality and its utility customers, Municipality desires to conform to the DOE its intended participation in the Project; and

**WHEREAS**, AMP's application will be enhanced if it includes a Letter of Commitment from the Municipality expressing their commitment to participating in AMP's GRIP incentive option; and

**WHEREAS**, such a letter shall be duly authorized by resolution of the Municipality's local regulatory body; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Dover:

1. Authorization of the Letter of Commitment. This resolution authorizes the City of Dover staff to prepare and submit a Letter of Commitment to AMP expressing the Municipality's commitment to participating in AMP's GRIP option.
2. DEMEC Assistance. This resolution authorizes the City of Dover staff to support DEMEC with any additional actions necessary to assist AMP with its GRIP application including but not limited to providing any necessary data.
3. Formal Action. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were taken in conformance with applicable open meetings laws and that all deliberations of this Council and of any committees that resulted in those formal actions were in compliance with all legal requirements including any applicable open meetings requirements.
4. Adjudication. If any section, subsection, paragraph, clause or provision or any part thereof of this Resolution shall be finally adjudicated by a court of competent jurisdiction to be invalid, the remainder of this Resolution shall be unaffected by such adjudication and all the remaining provisions of this Resolution shall remain in full force and effect as though such section, subsection, paragraph, clause or provision or any part thereof so adjudicated to be invalid had not, to the extent of such invalidity, been included herein.
5. Final Review. The Municipality reserves the right after review of final pricing from AMP and prior to any binding commitment to AMP or DEMEC to either continue forward with participation by executing agreements with AMP or DEMEC or elect to decommit from the AMI Project.
6. Effective Date. This Resolution shall take effect immediately upon the passage hereof and the approval hereof by the Mayor and Council.

ADOPTED: March 12, 2024

  
ROBIN R. CHRISTIANSEN  
MAYOR

  
WILLIAM F. HARE  
COUNCIL PRESIDENT

Actions History

03/12/2024 –Introduction – Council Committee of the Whole – Utility Committee