

**BOARD OF DIRECTORS
SANTA CLARA VALLEY WATER DISTRICT**

RESOLUTION NO. 20-

ADOPTION OF ELECTRIC VEHICLE CHARGING RATES

WHEREAS, the Santa Clara Valley Water District (Valley Water) encourages the use of electric vehicles (EV) through its installation of EV charging stations on Valley Water's premises; and

WHEREAS, the use of EV charging stations provides positive environmental benefits, including the reduction of nitrogen oxides released into the atmosphere, which can cause deposition of pollutants into local streams and creeks; and

WHEREAS, under Section 5.5 of the District Act, Valley Water has the authority to prevent contamination, pollution, or otherwise render unfit for beneficial use the surface or subsurface water used or useful in the County; and

WHEREAS, Valley Water seeks to recover the costs for providing EV charging stations; and

WHEREAS, the Level 2 and Direct Current (DC) EV charging rates specified in Exhibit A raise no Proposition 26 issue because they will not result in the collection of charges that are greater than the reasonable cost of Valley Water to provide, operate and maintain the EV charging stations; and

WHEREAS, the rate structure also provides for hourly escalation rates if an EV remains at a Level 2 EV charging station for more than 4 hours or at a DC EV charging station for more than 1 hour, which provides a self-regulating system to ensure equitable use of the EV chargers; and

WHEREAS, said escalation rates are considered penalties and therefore Proposition 26 does not limit the use of revenue collected from those rates to Valley Water's reasonable cost of providing, maintaining and operating the EV charging stations; and

WHEREAS, the Board desires that the Chief Executive Officer or his/her designee have discretion to modify the Level 2 and DC EV charging station rates subject to not exceeding Valley Water's cost for providing, operating, and maintaining the EV charging stations.

NOW, THEREFORE BE IT RESOLVED that the Board of Directors of the Santa Clara Valley Water District does hereby adopt the "Electric Vehicle Charging Rates" in the schedule attached hereto as Exhibit A, which shall become effective on August 1, 2020.

BE IT FURTHER RESOLVED that the Chief Executive Officer or his/her designee may increase the Level 2 EV Charging Rate and/or DC EV Charging Rate at the commencement of each fiscal year so long as the amount collected from those rates do not exceed Valley Water's reasonable cost for providing, operating, and maintaining Valley Water's EV charging stations.

PASSED AND ADOPTED by the Board of Directors of the Santa Clara Valley Water District by the following vote on July 28, 2020:

AYES: Directors

NOES: Directors

ABSENT: Directors

ABSTAIN: Directors

SANTA CLARA VALLEY WATER DISTRICT

NAI HSUEH

Chair, Board of Directors

ATTEST: MICHELE L. KING, CMC

Clerk, Board of Directors

EXHIBIT A

ELECTRIC VEHICLE CHARGING RATES

Charging Rate Classification	Charging Rate Effective on August 1, 2020
<u>Level 2 EV Charging Rate</u> (Rate for the first 4 hours of Charging)	\$0.19/kWh*
<u>DC EV Charging Rate</u> (Rate for the first one hour of Charging)	\$0.19/kWh*
<u>Level 2 Escalation Rate</u> (Rate after charging for more than 4-Hours)	\$2.00/hr
<u>DC Escalation Rate</u> (Rate after charging for more than 1-Hour)	\$4.00/hr

* Chief Executive Officer or his/her designee may increase the Level 2 EV Charging Rate and/or DC EV Charging Rate at the commencement of each fiscal year so long as the amount collected from those rates do not exceed Valley Water's reasonable cost to provide, operate and maintain Valley Water's EV charging stations.

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