

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE ON BEHALF OF THE CITY OF INDEPENDENCE, THE CAPACITY ONLY POWER PURCHASE AGREEMENT WITH ONETA POWER LLC, PROVIDING FOR THE PURCHASE OF 46 MEGAWATTS OF CAPACITY ONLY FROM THE ONETA GENERATING FACILITY; PAYABLE ONLY FROM THE REVENUES OF THE POWER AND LIGHT OPERATIONS AND NOT FROM ANY TAX REVENUES OR GENERAL REVENUES.

WHEREAS, the Oneta Generating Facility is a 1,133 MW natural gas-fired combined cycle plant located in Coweta, Oklahoma; and,

WHEREAS, Oneta Power LLC is offering to the City a 20-year Capacity Only Power Purchase Agreement that will provide for 45 MW of Contract Capacity with the option to increase the Capacity in one or more MW increments for the following delivery year ; and,

WHEREAS, the City Manager and the Power & Light General Manager recommend the execution of the Capacity Only Power Purchase Agreement with Oneta Power LLC;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI, AS FOLLOWS:

SECTION 1. That the City Manager of the City of Independence, Missouri, shall be and is hereby authorized and directed to sign and execute for and on behalf of said City the Capacity Only Power Purchase Agreement with Oneta Power LLC providing for the purchase of 46 megawatts of capacity only from the Oneta Generating Facility; payable only from the revenues of the Power & Light operations and not from any tax revenues or general revenues; a copy of said agreement is attached hereto, incorporated by reference thereto, and made a part hereof as though fully set out herein.

SECTION 2. That the Power & Light General Manager or her designee is hereby instructed to administer all the provisions, terms, notices and billing payments provided in the Agreement authorized in Section 1 of this Ordinance.

SECTION 3. That the City Manager, Power & Light General Manager, and Finance Director are hereby instructed to prepare annual appropriations to the Power & Light Department Operating Budget for any Agreement billing payments that may come due after the effective date of the Agreement.

PASSED THIS _____ DAY OF _____, 2019 BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.

Presiding Officer of the City Council
of the City of Independence, Missouri

Power Purchase Agreement
Oneta Generating Facility
4/8/19-bb

ATTEST:

City Clerk

APPROVED - FORM AND LEGALITY:

City Counselor

REVIEWED BY:

City Manager

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, sufficient to meet the obligation hereby incurred.

Source is: As indicated above

Director of Finance and Administration
City of Independence, Missouri