

RESOLUTION NO. 2010-06

A RESOLUTION OF THE CITY OF WASHINGTON, KANSAS, AMENDING RESOLUTION NO. 2010-05 OF THE CITY REGARDING THE AUTHORIZATION OF THE EXECUTION OF A POWER PURCHASE AGREEMENT, BETWEEN THE CITY OF WASHINGTON, KANSAS, AND THE KANSAS MUNICIPAL ENERGY AGENCY RELATING TO THE PURCHASE OF ELECTRICITY BY THE CITY FROM THE KANSAS MUNICIPAL ENERGY AGENCY (GRDA PROJECT) FOR SALE OR USE BY THE CITY.

WHEREAS, the City of Washington, Kansas (the "City") adopted Resolution No. 2010-05 approving a Power Purchase Agreement (the "Purchase Agreement") with the Kansas Municipal Energy Agency ("KMEA") relating to the City's purchase of electricity from KMEA from the GRDA Project and authorizing execution of the Purchase Agreement; and

WHEREAS, Resolution No. 2010-05 provided that the delivery of the electricity under the Purchase Agreement was anticipated to commence on or about June 1, 2013; and

WHEREAS, based on studies currently being conducted by the Southwest Power Pool ("SPP"), the delivery of the electricity under the Purchase Agreement may commence as early as June 1, 2010; and

WHEREAS, the City desires to confirm its intent to begin receiving delivery of the electricity under the Purchase Agreement as soon as firm transmission is secured through the SPP and continuing through April 30, 2026;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WASHINGTON, KANSAS:

Section 1. The delivery of electricity under the Purchase Agreement shall commence as soon as firm transmission is secured through the SPP and will continue through April 30, 2026.

Section 2. Except as amended by this Resolution, the rest and remainder of Resolution No. 2010-05 is hereby confirmed and shall remain in full force and effect.

Section 3. This Resolution shall take effect and be in full force from and after its adoption by the governing body of the City.

ADOPTED by the governing body of the City and signed by the Mayor this 5th day of April, 2010.

(SEAL)

Harold H. Jones, Jr, Mayor

ATTEST:

Denise M. Powell, City Clerk