

(Ordinance published in Hillsboro Star Journal on February 24, 2021)

ORDINANCE NO. 1325

AN ORDINANCE APPROVING A PROJECT TO BE UNDERTAKEN BY THE KANSAS POWER POOL ("KPP"), A MUNICIPAL ENERGY AGENCY FOR THE BENEFIT OF THE CITY OF HILLSBORO, KANSAS AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH DOCUMENTS AS SHALL BE NECESSARY IN CONNECTION THEREWITH.

WHEREAS, the City of Hillsboro, Kansas (the "City") has previously executed a certain Power Purchase Contract, dated as of March 31, 2017, (the "Power Purchase Contract") with The Kansas Power Pool ("KPP"), a Municipal Energy Agency to purchase power from the KPP and which Power Purchase Contract contemplates the KPP undertaking certain projects for the benefit of the City, the costs of which are paid by the City as a Cost of Power thereunder; and

WHEREAS, the City finds it necessary and desirable for the KPP to purchase, acquire, and install certain advanced metering infrastructure to serve the electric distribution system of the City (the "Project") and authorize such Project as a "Project" pursuant to the Power Purchase Contract; and

WHEREAS, the City further finds it necessary and desirable to authorize the execution and delivery of such documents and authorize the Mayor and City staff to take all actions necessary to accomplish the purposes of this Ordinance upon terms and conditions as approved by the KPP.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HILLSBORO, KANSAS:

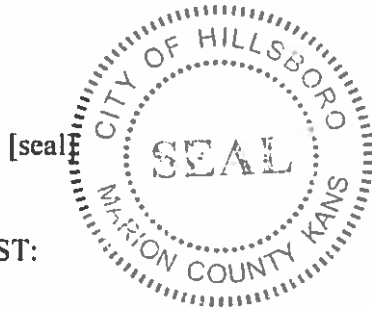
SECTION 1. Project Authorization. The City is hereby approves and directs the KPP to purchase, acquire, and install the Project at an estimated cost of approximately \$200,000 plus finance costs, the costs of which shall be considered "Costs of Power" pursuant to the Power Purchase Contract.

SECTION 2. Related Matters. The Mayor, City Clerk and City staff are hereby authorized and directed to execute a Schedule I to the Power Purchase Contract related to the Project and any documents and take any and all such other actions not inconsistent herewith as may be necessary or appropriate to accomplish the purposes contemplated by this Ordinance. The City further hereby grants the KPP and its agents, contractors, and employees a license to enter onto all City property, easements, and rights-of-way for purposes of installing, maintaining, and operating the Project.


SECTION 3. Effective Date. This Ordinance shall take effect on and be in full force after its adoption by the governing body of the City, approval by the Mayor and publication once in the official newspaper of the City.

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PASSED, ADOPTED AND APPROVED by the governing body of the City of Hillsboro, Kansas this 16th day of February, 2021.



CITY OF HILLSBORO, KANSAS

By 
Lou Thurston, Mayor

ATTEST:

By 
Jan Meisinger, City Clerk

SCHEDULE I

PROJECTS

Project 1:

Purchase and install a two-way, fixed AMI communications network solution which offers remote monitoring and control functions including, but not limited to, electric meters and communication collectors, internet installation, billing software integration, and customer interfaces, benefiting the City of Hillsboro, Kansas, together with any alterations or additional improvements deemed a part of the Project pursuant to and in accordance with the provisions of the Power Purchase Contract.

Incorporated by reference herein in this Schedule I are the following specific exhibits:

Exhibit A - Estimated Costs of the Construction of Project 1.

Exhibit B – Estimated Construction Schedule of Project 1.

Participant's Allocable Portion of Project 1 - 100%

Estimated Completion Period for Project 1 – (See Exhibit B)

Project Engineer: N/A

Carrying Interest Rate:* N/A

*Rate to be charged prior to KPP's issuance of indebtedness to finance the Project. The interest to be included within the related Facilities Charges to the City following the issuance of indebtedness will be the actual interest incurred by the KPP at the rate of such indebtedness amortized over 10 years, without administrative charge, pursuant to the terms of the Power Purchase Contract.

IN WITNESS WHEREOF, the parties hereby supplement the Power Purchase Contract, dated as of March 31, 2017, (the "Power Purchase Contract") by and between the City of Hillsboro, Kansas and The Kansas Power Pool ("KPP"), a Municipal Energy Agency and certify that the above Project shall be incorporated into the Power Purchase Contract as a "Project" within the meaning of Section 1.33 and Section 4 thereof, executed and attested by their proper officers thereunto duly authorized, and their official seals to be hereto affixed, all as of this 16th day of February, 2021.



CITY OF HILLSBORO, KANSAS

By Brent Driggers
Brent Driggers, Council President

ATTEST:

By Janice K. Meisinger
Janice K. Meisinger, City Clerk

THE KANSAS POWER POOL ("KPP"),
A MUNICIPAL ENERGY AGENCY

[seal]

By _____
Mark Chesney, General Manager and CEO

ATTEST:

By _____
Lou Thurston, Secretary

EXHIBIT A

PRELIMINARY OPINION OF PROBABLE COSTS

PROJECT 1

\$200,000

EXHIBIT B

PROPOSED SCHEDULE

PROJECT 1

Project 1 is anticipated to be complete by December 31, 2022. **

**Completion Period is defined by having all items purchased for the completion of the AMI project.