



City of Columbia

701 East Broadway, Columbia, Missouri 65201

Department Source: City Utilities - Water and Light

To: City Council

From: City Manager & Staff

Council Meeting Date: June 1, 2020

Re: Third Amendment to Solar Power Purchase Agreement with Truman Solar, LLC

Executive Summary

Staff has prepared for Council consideration of an ordinance authorizing the City Manager to execute a third amendment to an agreement with Truman Solar, LLC. Staff has worked with Truman Solar, LLC and recommends that the commercial operation date be changed to December 31, 2020 to support the construction of facilities needed to complete the project by both parties.

Discussion

In February 2018, the City and Truman Solar, LLC entered into an agreement for the construction of a solar generating facility and connection to the City's electric distribution system. The original agreement had a commercial operation date of April 1, 2019 where Truman Solar, LLC's and the City's facilities would interconnect and commence the transfer of energy into the City's electric distribution system. On December 17, 2018 an amendment was made to change the commercial operation date of the facility to December 31, 2019.

The permitting process for the construction of the Truman Solar, LLC facility took longer than anticipated with the Final Plat of "Truman Solar" not occurring until November 18, 2019. Staff worked with Truman Solar, LLC and recommended that the commercial operate date be changed to June 30, 2020, which was done with a second amendment to the agreement which was approved by Council on December 16, 2019.

Truman Solar, LLC has recently contacted staff and stated that due to the Covid-19 situation, they will be unable to complete the solar generating facility by the June 30, 2020 commercial operation date. Truman Solar, LLC has requested that a third amendment to the agreement be executed to change the commercial operation date of the facility to December 31, 2020.

Fiscal Impact

Short-Term Impact: None

Long-Term Impact: None

Strategic & Comprehensive Plan Impact

Strategic Plan Impacts:

Primary Impact: Infrastructure, Secondary Impact: Secondary, Tertiary Impact: Tertiary

Comprehensive Plan Impacts:

Primary Impact: Infrastructure, Secondary Impact: Secondary, Tertiary Impact: Tertiary



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Legislative History

Date	Action
12/16/2019	B374-19 Authorizing a consent to collateral assignment with Truman Solar, LLC and Fifth Third Bank relating to the development, construction, ownership, operation and maintenance of a solar generating facility located on the south side of I-70 Drive SE and approximately 2,000 feet east of St. Charles Road.
12/16/2019	B373-19 Authorizing a second amendment to the solar purchase power agreement with Truman Solar, LLC.
11/18/2019	B347-19 Approving the Final Plat of "Truman Solar" located on the south side of I-70 Drive SE and approximately 2,000 feet east of St. Charles Road; authoring a performance contract (Case No. 202-2019).
7/1/2019	B167-19 Authorizing the extension of two 13.8 kilovolt electrical feeder circuits from the Rebel Hill Substation to the proposed ten (10) megawatt Truman Solar Facility located east of Burnside Drive; authorizing the Purchasing Division to issue a contract for a portion of the work utilizing a duly authorized term and supply contractor.
3/4/2019	B46-19 Authorizing the acquisition of easements relating to the extension of two 13.8 kilovolt electrical feeder circuits from the Rebel Hill Substation to the ten (10) megawatt Truman Solar Facility located east of Burnside Drive.
1/22/2019	PH49-18 Proposed extension of two 13.8 kilovolt electrical feeder circuits from the Rebel Hill Substation to the proposed ten (10) mega watt Truman Solar Facility located east of Burnside Drive.
12/17/2018	B314-18 Authorizing a first amendment to the solar power purchase agreement with Truman Solar, LLC.
12/3/2018	R190-18 Setting a public hearing: proposed extension of two 13.8 kilovolt electrical feeder circuits from the Rebel Hill Substation to the proposed ten (10) mega watt Truman Solar Facility located east of Burnside Drive.
2/5/2018	B32-18 Authorizing a small generator interconnection agreement with Truman Solar, LLC
2/5/2018	B31-18 Authorizing a solar project power purchase agreement with Truman Solar, LLC.

Suggested Council Action

Staff recommends Council adopt an ordinance authorizing the City Manager to execute a third amendment to an agreement with Truman Solar, LLC.