



Department Source: City Utilities - Water and Light

To: City Council

From: City Manager & Staff

Council Meeting Date: February 1, 2021

Re: Fourth Amendment to Solar Power Purchase Agreement and First Amendment to an Interconnection Agreement with Truman Solar, LLC

## Executive Summary

Staff has prepared for Council consideration an ordinance authorizing the City Manager to execute a fourth amendment to a solar power purchase agreement and a first amendment to an interconnection agreement with Truman Solar, LLC.

## Discussion

Truman Solar, LLC has recently contacted staff and has requested the power purchase agreement be amended to extend the commercial operation date for the solar project from January 31, 2021 to April 1, 2021 due to project financing issues. In exchange for the delay in delivery of solar energy, Truman Solar, LLC has agreed to pay an inconvenience fee of \$9000. This amount will allow the electric utility to purchase Renewable Energy Credits (RECs), to replace the renewable energy credits that would have been generated by the project for the term of the delay in the commercial operation date. The amendment also changes the address of Truman Solar, LLC due to it being purchased by CarVal Investors, LLC.

The interconnection agreement with Truman Solar is also requested to be amended. The amendments to the interconnection agreement includes details of how the facility will be operated and connected to the electric utility, and provides details on the facility specifications.

The electric utility has completed construction of the necessary feeders to take delivery of energy from the solar project. Construction of the Truman Solar facility is on-going and they have requested energization of the necessary lines in March in time for an April 1 commercial operation date.

## Fiscal Impact

Short-Term Impact: Truman Solar will pay a \$9000.00 inconvenience fee which will be utilized to purchase renewable energy credits to replace the credits that would have been generated by the project due to the delay in the commercial operation date.

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



## Legislative History

Date	Action
07/06/2020	B126-20 Authorizing a third amendment to the solar purchase power agreement with Truman Solar, LLC.
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).
07/01/2019	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.
03/04/2019	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.
01/22/2019	PH49-18 Proposed 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.
12/17/2018	B314-18 Authorizing a first amendment to the solar power purchase agreement with Truman Solar, LLC.
12/03/2018	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.
02/05/2018	B32-18 Authorizing a small generator interconnection agreement with Truman Solar, LLC
02/05/2018	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 fourth amendment to solar power purchase agreement and a first amendment to an interconnection agreement with Truman Solar, LLC.