

(Published in \_\_\_\_\_, 2006)

ORDINANCE NO. 1069

AN ORDINANCE MAKING THE CITY OF HORTON A MEMBER OF THE KANSAS POWER POOL (“KPP”), A MUNICIPAL ENERGY AGENCY

WHEREAS, THE CITY OF HORTON, KANSAS on March 8, 2006 passed Resolution No. 06-005 authorizing the City of Horton to participate in the initial phases of the formation of THE KANSAS POWER POOL (KPP), a Municipal Energy Agency; and

WHEREAS, The Kansas Power Pool (“KPP”), A Municipal Energy Agency has been formed under the provisions of K.S.A. 12-2901 et seq., as a Quasi-Municipal Corporation for the purpose of sharing power; pooling resources; acquiring transmission rights and needed capacity for the Kansas municipalities of Augusta, Burlington, Chanute, Clay Center, Neodesha, Wellington and Winfield; and

WHEREAS, the Governing Body of the City of Horton, pursuant to K.S.A. 12-8,108, desires to become a member of The Kansas Power Pool (“KPP”), A Municipal Energy Agency, with all the rights, powers and responsibilities set forth in the Agreement Creating The Kansas Power Pool (“KPP”), A Municipal Energy Agency.

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

SECTION 1.

By the authority of K.S.A. 12-8,108 of the Kansas Statutes and pursuant to the official policy and authority of the Governing Body of the City of Horton, relating thereto, the City of Horton acknowledges its desire to become a member of The Kansas Power Pool

("KPP"), A Municipal Energy Agency, and requests that the Board of Directors of The Kansas Power Pool (KPP), A Municipal Energy Agency, approve the city as a member of said Municipal Energy Agency, with all the rights, powers, duties and responsibilities thereof.

SECTION 2.

A copy of this ordinance, duly certified, shall be provided to The Kansas Power Pool ("KPP"), A Municipal Energy Agency.

SECTION 3.

This ordinance shall take effect its publication in the official city newspaper.

Passed and adopted by the Governing Body of THE CITY OF HORTON, KANSAS this 8 day of March, 2006.

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Mayor

ATTEST:

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City Clerk

APPROVED AS TO FORM:

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City Attorney