

ORDINANCE NO. _____

An ordinance amending Ordinance No. 157,464, approving the Second Amendatory Power Sales Contract, DWP Agreement No. 10437, by and between the City of Los Angeles, acting by and through the Department of Water and Power (LADWP), and the Intermountain Power Agency (IPA) and related agreements allowing for LADWP's continuing participation in the Intermountain Power Project beyond its current participation termination date of June 15, 2027.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. The Second Amendatory Power Sales Contract, DWP Agreement No. 10437, the Renewal Power Sales Contract, the Agreement for Sale of Renewal Excess Power and the Power Purchase Termination Agreement (Transaction Documents), approved by the Board of Water and Power Commissioners (Board) by the adoption of Resolution No. 015-232, that are on file with the City Clerk, are hereby approved.

Sec. 2. The Board and LADWP are authorized, without further approval by the City Council, to enter into the Renewal Power Sales Contract and Agreement for Sale of Renewal Excess Power (Renewal Contracts) when IPA makes a renewal offer subsequent to the Second Amendatory Power Sales Contract taking effect for a combined minimum Generation Entitlement Share of 48.617% (equal to no more than 583 Megawatts of generation capacity) and a combined maximum Generation Entitlement Share of up to 100% (equal to no more than 1200 Megawatts of generation capacity) under the Renewal Contracts.

Sec. 3. Under the Second Amendatory Power Sales Contract, LADWP may have the opportunity to vote in favor of an alternative repowering in place of, or in combination with, the natural gas repowering currently contemplated under such contract, but only with the Board's prior approval.

Sec. 4. The Board is authorized, without further approval by the City Council, to act on and approve all future amendments to the Transaction Documents, provided that such amendments are ministerial and administrative in nature and do not increase the costs or extend the term of said agreements.

Sec. 5. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of _____.

HOLLY L. WOLCOTT, City Clerk

By _____
Deputy

Approved _____

Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By  _____
VAUGHN MINASSIAN
Deputy City Attorney

Date 6/12/15

File No. _____