

ORDINANCES

448 /  
AUTHORIZING  
NCPA TO ISSUE  
REVENUE BONDS  
NCPA PROJECT  
NO. I

ORD. NO. 1228  
ADOPTED

Ordinance No. 1228 entitled, "Ordinance Authorizing the Northern California Power Agency to issue Revenue Bonds (NCPA Project No. 1 - Development Fund Bonds) having been introduced at a regular meeting of the City Council held June 3, 1981 was brought up for passage on motion of Councilman Hughes, Katnich seocnd. Second reading was omitted after reading by title, and the Ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - Hughes, Katnich, and McCarty

Noes: Courcilmen - None

Absent: Councilmen - Murphy and Pinkerton

ORDINANCE NO. 1228

CITY OF LODI

AUTHORIZING THE NORTHERN CALIFORNIA POWER  
AGENCY TO ISSUE REVENUE BONDS (NCPA PROJECT  
NO. 1 - DEVELOPMENT FUND BONDS)

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LODI

that:

Section 1. - Northern California Power Agency organized under that certain Joint Powers Agreement to which this City is a party, dated July 19, 1968, as amended ("NCPA") is authorized pursuant to Section 6547 of the Government Code to issue bonds, notes including bond anticipation notes or other evidences of indebtedness (to be hereinafter referred to as "Development Fund Bonds") to the full extent permitted by the provisions of Section 6540 et seq. of the Government Code (the "Bond Act").

Section 2. - The project to be temporarily financed by the Development Fund Bonds hereby authorized is the purchase of the right to obtain electrical capacity produced by Northern California Municipal Power Corporation No. One, a nonprofit corporation (the "Corporation"), which has agreed to act on behalf of NCPA to conduct exploratory drilling for geothermal steam wells to be developed as the first step in the acquisition, construction, maintenance and operation of a power plant and other facilities and appurtenances necessary or convenient to such plant, including transmission lines and geothermal steam

wells ("Project") "said geothermal steam to be produced from certain leasehold interest acquired by Corporation in Lake County, under an "Agreement for Sale and Purchase of Geothermal Leases" between NCPA, Corporation and the Trustee in Bankruptcy of Resource Funding Ltd. dated January 24, 1980 and approved by appropriate decree of the Bankruptcy Court).

Section 3. - The estimated amount of Development Fund Bonds to be issued for the purposes described in Section 2 is five million dollars (\$5,000,000.00); provided that nothing herein shall be deemed to prevent the issuance of additional Development Fund Bonds to the extent such additional bonds are required to complete the temporary financing of the project described in Section 2 hereof, including the issuance of bond anticipation notes and refunding bonds therefor.

Section 4. - The anticipated sources of revenue or other funds to pay the principal and interest on the Development Fund Bonds are payments under the Development Fund Agreement "NCPA Member Agreement for Participation in Electrical Power Development" entered into between the members of NCPA and NCPA on July 1, 1975, revised May 1, 1978, and amended April 26, 1979, or additional Development Fund Bonds (including additional Development Fund Bonds used for refunding purposes); provided further such sources shall also include the proceeds of project revenue Bonds payable from revenues for electricity generated from the project, separately authorized pursuant to Section 6547 of the Bond Act by subsequent ordinance for the purpose of

permanent financing of the Project ("Project Revenue Bonds") or bond anticipation notes in anticipation of the Project Revenue Bonds; in addition, such Development Fund Bonds may be secured by a guarantee, letter of credit or other obligations or funds of a bank or private financial institution.

This ordinance does not increase the City's obligation under said existing Development Fund Agreement which may only be increased by consent of the City hereafter.

Section 5. - The Cities of Palo Alto and Redding are not participants in the acquisition, construction, maintenance, operation or financing of the Project and nothing in this ordinance shall mean or be construed to mean that such cities have assumed or agreed to assume any financial or other responsibility or liability associated with the acquisition, construction, maintenance, operation or financing of the Project.

Section 6. - This ordinance is subject to the provisions for referendum prescribed by Section 3751.7 of the Elections Code of the State of California. Subject to the foregoing, this ordinance shall take effect and be in force sixty (60) days from the date of adoption.

Section 7. - The City Clerk of the City is hereby directed to cause this ordinance to be published within fifteen (15) days after its adoption in a newspaper of general circulation within the City of Lodi and shall also do all of the things required to cause notice of the adoption of this ordinance to be published in the manner required by Section 6040.1 of the Government Code of the State of California.

*James B. McCarty*  
Presiding Officer of the Council

Attest:

*Alice M. Reimche*  
City Clerk

Approved as to form:

*Don Ste...*  
City Attorney

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1228 was introduced at a regular meeting of the City Council of the City of Lodi held June 3, 1981 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held June 17, 1981 by the following vote:

- Ayes: Councilmen - Hughes, Katnich and McCarty
- Noes: Councilmen - None
- Absent: Councilmen - Murphy and Pinkerton
- Abstain: Councilmen - None

*Alice M. Reimche*  
ALICE M. REIMCHE  
City Clerk



Continued June 17, 1981

## Supplier - Westinghouse Elec. Supply Co.

"A" Price w/tax	\$14,149.94
"B" Cost of Losses	\$ 6,725.00
"A" + "B" Life-Cycle Cost	\$20,874.94
Estimated Delivery (weeks)	17

## Supplier - Kuhlman Electric Co.

"A" Price w/tax	\$13,960.20
"B" Cost of Losses	\$7,775.00
"A" + "B" Life-Cycle Cost	\$21,735.20
Estimated Delivery (weeks)	12-13

## Supplier - Valley Electric Co.

"A" Price w/tax	\$13,546.80
"B" Cost of Losses	\$10,525.00
"A" + "B" Life-Cycle Cost	\$24,071.80
Estimated Delivery (weeks)	10-12

On motion of Councilman Katnich, Hughes second, Council adopted Resolution No. 81-79 awarding the bid for one 750 KVA, three-phase padmount transformer to replace the failing unit at Lodi High School to RTE Corporation in the amount of \$8,453.50, the lowest bidder meeting City specifications.

ACTION DEFERRED  
ON AGENDA ITEM  
"X" 1981-82  
BUDGET  
PRESENTATION

With the tacit concurrence of the City Council, Council deferred consideration and action on this agenda item to the next meeting of the Council.

RESOLUTION  
APPROVING NCPA  
SERVICE SCHEDULE  
P.G.&E  
INTERRUPTIBLE  
TRANSMISSION  
SERVICE CONTRACT

Following introduction of the matter by City Manager Glaves, on motion of Councilman Hughes, Katnich second, Council adopted Resolution No. 81-80 approving NCPA Service Schedule P.G.&E. NCPA Interruptible Transmission Service Contract and authorizing the Mayor and City Clerk to execute the document on behalf of the City.

RES. NO. 81-80

## ORDINANCES

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Continued June 17, 1981

Ayes: Councilmen - Hughes, Katnich, and McCarty

Noes: Councilmen - None

Absent: Councilmen - Murphy and Pinkerton

**AUTHORIZING  
NCPA TO ISSUE  
REVENUE BONDS  
SHELL EAST  
BLOCK PROJECT  
SECOND PHASE  
BONDS**

**ORD. NO. 1229  
ADOPTED**

Ordinance No. 1229 entitled, "Ordinance Authorizing the Northern California Power Agency to issue Revenue Bonds (Shell East Block Project Second Phase Bonds) having been introduced at a regular meeting held June 3, 1981 was brought up for passage on motion of Councilman Hughes, Katnich second. Second reading was omitted after reading by title, and the Ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - Hughes, Katnich, and McCarty

Noes: Councilmen - None

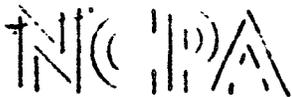
Absent: Councilmen - Murphy and Pinkerton

**ADJOURNMENT**

There being no further business to come before the Council, Mayor McCarty adjourned the meeting at approximately 10:00 p.m.

Attest:

*Alice M. Reimche*  
ALICE M. REIMCHE  
City Clerk



# Northern California Power Agency

770 Kiely Boulevard • Santa Clara, California 95051 • (408) 248-3422

**ROBERT E. GRIMSHAW**  
General Manager

June 17, 1981

**TO:** City Clerk  
**FROM:** Gail Sipple  
**SUBJECT:** Notice of Adoption for Two Ordinances and Member Agreement  
for the Shell East Block Geothermal Project

On May 21, 1981, Mr. Grimshaw submitted to your city's NCPA representative three documents for approval by your governing body, two of which were ordinances.

Enclosed, for your use, is a Notice of Adoption for Ordinance Authorizing the Northern California Power Agency to Issue Revenue Bonds (NCPA Project No. 1 - Development Fund Bonds), and a Notice of Adoption for Ordinance Authorizing the Northern California Power Agency to Issue Revenue Bonds (Shell East Block Project - Second Phase Bonds) which I have just received from our Bond Counsel.

Upon adoption of both ordinances, I would appreciate if you would submit to me the following:

1. Executed copy of each ordinance.
2. Proof of publication of ordinances (based on your city's legal requirements) and Notice of Adoption for each ordinance.
3. Certified copy of minutes adopting both ordinances (excerpts of minutes will do).

The other document submitted on May 21, 1981 was the Member Agreement (Second Phase for Financing of Planning and Development Activities of the Shell East Block Geothermal Project. Upon approval of this document by your governing body, please return to me an executed copy, if you have not already done so. Upon execution of this agreement by NCPA, I will forward a copy to you for your records.

Thank you for your cooperation.

Yours truly,

*Gail Sipple*  
GAIL SIPPLE  
Executive Assistant

JUN 19 1981

cc: NCPA Commissioners

*Send to NCPA*