

RESOLUTION NO. 2014-67

A RESOLUTION OF THE LODI CITY COUNCIL  
AUTHORIZING THE CITY MANAGER TO EXECUTE AN  
AMENDED AND RESTATED FACILITIES AGREEMENT  
WITH THE NORTHERN CALIFORNIA POWER AGENCY

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WHEREAS, the Northern California Power Agency (NCPA) currently provides various Power Management and Administrative services to the City of Lodi pursuant to multiple service based agreements including a Facilities Agreement (FA), Scheduling Coordination Program Agreement (SCPA), and Pooling Agreement (PA); and

WHEREAS, many of these agreements were developed prior to the deregulation of the wholesale electric industry and therefore require modification to make them consistent with current electric utility industry requirements; and

WHEREAS, updates to these agreements are also needed to ensure consistency with how costs associated with such services are allocated to NCPA members in accordance with NCPA Commission approved policies; and

WHEREAS, the Amended and Restated Facilities Agreement sets forth the terms and conditions under which NCPA may acquire, finance, and plan for the addition of NCPA Projects and manage, maintain, operate, schedule, and perform billing for NCPA Projects; and

WHEREAS, the Amended and Restated Facilities Agreement has been written to mitigate cross-member risk and is structured to insulate members who do not take certain services from NCPA from risks inherent in the services and transactions undertaken by NCPA on behalf of any given member or group of members; and

WHEREAS, the Amended and Restated Facilities Agreement is designed to clearly assign costs attributed to particular services and to ensure that members who take certain services are obligated to assume all obligations that result from NCPA's actions in performing the services; and

WHEREAS, the Risk Oversight Committee received a report on this agenda item and recommends City Council approval.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby authorize the City Manager to execute the Amended and Restated Facilities Agreement with NCPA.

Dated: May 7, 2014

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I hereby certify that Resolution No. 2014-67 was passed and adopted by the City Council of the City of Lodi in a regular meeting held May 7, 2014, by the following vote:

- AYES: COUNCIL MEMBERS – Hansen, Johnson, Mounce, and Mayor Katzakian
- NOES: COUNCIL MEMBERS – None
- ABSENT: COUNCIL MEMBERS – Nakanishi
- ABSTAIN: COUNCIL MEMBERS – None



RANDI JOHL-OLSON  
City Clerk