

STAFF REPORT
Lancaster Power Authority

PA CC 1
02/14/12
MVB

Date: February 14, 2012

To: Chairman Parris and Lancaster Power Authority Members

From: Robert C. Neal, Director of Public Works

Subject: **Amendment No. 1 to the Master Solar Power Purchase and Sale Agreement between Lancaster Power Authority and US TOPCO ENERGY, INC. to Develop Photovoltaic Solar Generation Facilities**

Recommendation:

Approve Amendment No. 1 to the Master Solar Power Purchase and Sale Agreement with US TOPCO ENERGY, INC. (TOPCO) to develop photovoltaic solar generation facilities on various City owned properties. Authorize the Executive Director to execute all documents and make any non-substantive changes necessary to complete the transaction.

Fiscal Impact:

In the event such an option is exercised, parties shall in good faith, determine the kWh price, total generation estimation, and payment terms/conditions for the Lancaster Power Authority (LPA) Board's ultimate approval.

Background:

On June 28, 2011, the LPA approved a Master Solar Power Purchase and Sale Agreement with TOPCO setting the groundwork for an initial 7.5 megawatt CREST project and allowing for future projects up to 200 megawatts.

The attached Amendment No. 1 will allow the LPA to purchase the solar energy produced utilizing an Option to Pre-Pay Power. However, any Agreements containing the Option to Pre-Pay Power provision will require additional LPA Board approval.

CJL:lcs

Attachments:

Amendment No. 1
Master Solar Power Purchase and Sale Agreement