

(Published in the *Washington County News* on February 8, 2007)

ORDINANCE NO. 705

AN ORDINANCE OF THE CITY OF WASHINGTON WITHDRAWING AS A MEMBER OF THE KANSAS POWER POOL (“KPP”), A MUNICIPAL ENERGY AGENCY.

WHEREAS, THE CITY OF WASHINGTON, KANSAS on January 3, 2006 passed Resolution No. 2006-2 authorizing the City of Washington to participate in the KANSAS POWER POOL (“KPP”), a Municipal Energy Agency, and

WHEREAS, the Kansas Power Pool (“KPP”), a Municipal Energy Agency, was formed under the provisions of K.S.A. 12-885 et seq., as a Quasi-Municipal Corporation for the purpose of sharing power; pooling resources; acquiring transmission rights and needed capacity for Kansas municipalities; and

WHEREAS, the Governing Body of the City of Washington, pursuant to K.S.A. 12-8, 108, became 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; and

WHEREAS, the Governing Body of the City of Washington, now desires to withdraw from the Kansas Power Pool (“KPP”), A Municipal Energy Agency, pursuant to the provisions of K.S.A. 12-8, 108; and

WHEREAS, the City of Washington is requesting that the Board of Directors of the Kansas Power Pool (“KPP”), A Municipal Energy Agency, approve the City’s withdrawal by resolution.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WASHINGTON, 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 Washington, relating thereto, the City of Washington hereby revokes Ordinance #698 authorizing the City of Washington, Kansas to become a member of the Kansas Power Pool (“KPP”), a Municipal Energy Agency, which was approved on January 3, 2006. The City of Washington requests, pursuant to K.S.A. 12-8, 108, its withdrawal from the Kansas Power Pool (“KPP”), a Municipal Energy Agency and further requests that the Board of Directors of the Kansas Power Pool (“KPP”), a Municipal Energy Agency, to authorize and consent by resolution to the withdrawal of the City of Washington from the Kansas Power Pool (“KPP”), a Municipal Energy Agency.

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 upon its publication in the official city newspaper.

Passed and adopted by the Governing Body of the City of Washington, Kansas, this 5th day of February, 2007.

SEAL

/s/ Travis L. Kier, Mayor

/s/ Denise M. Powell, city clerk

Approved as to form /s/ Paul Monty, city attorney