

**ORDINANCE NO. 2016-16**

**AN ORDINANCE AUTHORIZING THE TERMINATION OF BOTH THE CITY'S WHOLESALE POWER CONTRACT AND CAPACITY PURCHASE AGREEMENT WITH NEBRASKA PUBLIC POWER DISTRICT.**

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WAYNE, NEBRASKA:

Section 1. The City of Wayne, Nebraska, on December 13, 2013, gave notice to Nebraska Public Power District (NPPD) of the City's intent to limit or reduce its purchase of Demand and Energy from NPPD, commencing January 1, 2019, by the maximum amount permitted by the Contract, and continuing through the duration of the contract, or December 31, 2021, all pursuant to the City's contract with NPPD entered into on January 1, 2002. Pursuant to the contract, the City must give notice of termination at least three years prior to the expiration of the contract.

Section 2. The City hereby authorizes a letter to be sent to NPPD terminating the Wholesale Power Contract and the Capacity Purchase Agreement as of December 31, 2019.

Section 3. This Ordinance shall be in full force and effect, from and after its passage, approval and publication, as provided by law.

PASSED AND APPROVED THIS 28<sup>th</sup> day of December, 2016.

THE CITY OF WAYNE, NEBRASKA

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk