

## RESOLUTION NO. 2016-11

A RESOLUTION OF THE CITY OF COPPERAS COVE, TEXAS, AUTHORIZING L5E, INC. (5) TO NEGOTIATE AN ELECTRIC SUPPLY CONTRACT FOR A PRICE PER kWh THAT IS FIVE CENTS OR LESS BEGINNING AFTER DECEMBER 31, 2020 AND AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT WITH THE SELECTED ELECTRIC SUPPLIER.

**WHEREAS**, the City of Copperas Cove, Texas (City) has executed a Professional Services Agreement with L5E, Inc. (5) to procure electric power for the City; and

**WHEREAS**, the City's current contracts for power expires December 31, 2020; and

**WHEREAS**, 5 will negotiate favorable contract terms and a reasonable commodity price for delivered electricity beginning after December 31, 2020; and

**WHEREAS**, the City must be able to commit contractually to prices within a 24-hour period in order to lock-in favorable prices; and

**WHEREAS**, experiences in contracting energy load since 2002 demonstrated that providers demand immediate response to an offer and may penalize delay with higher prices.

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF COPPERAS COVE, TEXAS:**

### Section 1.

That 5 is authorized to negotiate for the City's electricity needs through a contract to begin after December 31, 2020.

### Section 2.

That the City Manager is authorized to execute a contract with a selected electric supplier for the City's electricity needs and related, necessary services beginning December 31, 2020 at an energy price at or below five cents (\$0.05) per kWh resulting in savings for the City.

**PASSED, APPROVED, AND ADOPTED** on this 1st day of March 2016, at a regular meeting of the City Council of the City of Copperas Cove, Texas which meeting was held in compliance with the Open Meetings Act, *Tex. Gov't Code*, §551.001, et.seq. at which meeting a quorum was present and voting.

  
Frank Seffrood, Mayor

**ATTEST:**

  
Mariela Altott, City Secretary

**APPROVED AS TO FORM:**

  
Denton, Navarro, Rocha, Bernal,  
Hyde & Zech, P.C., City Attorney

