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**REQUESTED COUNCIL MEETING DATE:** August 21, 2018  
**ITEM:** Amendment to Electric Service Agreement

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**ORIGINATING DEPARTMENT:** Public Works  
**ATTACHMENTS:** Agreement

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**ROUTING ORDER**

**INTERIM CITY MANAGER:** Dana Daniel **DATE:**  
**FINANCE DIRECTOR:** Daphne Pevahouse **DATE:**  
**CITY CLERK:** Rachel Holcomb **DATE:**  
**CITY ATTORNEY:** Steve Hays **DATE:**

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**PURPOSE:**

To amend the agreement with Empire Electric.

**BACKGROUND:**

This proposal would replace an existing light fixture at Cash and Daughtery with a better fixture.

Reference # is 812016

Empire agreement outlines the cost breakdown.

**RECOMMENDATION:**

Staff recommends that Council approve this agreement and authorize mayor to execute.

**Empire District - A Liberty Utilities Company**

**Request for Change in Street Lighting Service**

Work Order # 812016

Missouri

Pursuant to a Resolution adopted by the governing body of the **City of Neosho** hereinafter called CITY, TOWN, OR VILLAGE, on the #### day of January, 1900 **Empire District - A Liberty Utilities Company**, hereinafter called COMPANY, is hereby requested to make the following changes in street lighting service pursuant to the provisions of the Municipal Electric Service Agreement, hereinafter called AGREEMENT, executed by the CITY and the COMPANY.

STREET LIGHT REQUEST	ADDRESS - LOCATION STREET LIGHTS and EXCESS FACILITIES	SIZE and TYPE STREET LIGHTS	QTY	ANNUAL ENERGY CHARGE		FACILITY USAGE CHARGE	
				Installed	Removed	Installed	Removed
Install	Cash and Daugherty	16,000L 150W HPS Open Bottom	1	\$104.43		\$ 120.86	
Remove	Cash and Daugherty	7,000L 175W MV Open Bottom	1		\$89.02		\$ 54.38
<b>Subtotals - Annual Energy Charge and Facility Usage Charge for this Request</b>				\$104.43	\$89.02	\$ 120.86	\$ 54.38
<b>A Annual Energy Charge for this Request (Install minus Remove)</b>				<b>\$15.41</b>			
<b>B Total Facility Usage Charge for this Street Light Request (Install minus Remove)</b>						<b>\$ 66.48</b>	

The CITY agrees that the AGREEMENT shall be amended as follows:

C	Total Facility Usage Charge for this Request (Total Line B)	\$66.48
D	Annual Facility Usage Charge to Customer for this Request (Total Line C X 9%)	\$5.98
E	Annual Energy Charge for this Request (Total Line A)	\$15.41
F	Annual Facility Usage and Energy Charge for this Request (Total Line D plus/minus Line E)	\$21.39
G	Monthly Increase/Decrease to be Paid by Customer for this Request (Total Line F divided by 12 months)	\$1.78

This request for change shall be effective from and after its execution and is supplemental to, forms a part of and is to be construed with and subject to the terms, conditions and provisions of the Agreement herein referred to which, in all other particulars except as hereinafter amended, is ratified and confirmed.

Executed at \_\_\_\_\_ this \_\_\_\_ day of \_\_\_\_\_  
 (SEAL)  
 ATTEST: \_\_\_\_\_ By \_\_\_\_\_  
 CLERK MAYOR OR BOARD CHAIRMAN

**ACCEPTANCE**

The COMPANY hereby approves and consents to the aforesaid request for change in street lighting service and all terms and provisions included therein, and agrees that the Municipal Electric Service Agreement shall be amended accordingly. The number of street lights in service in said CITY will, after completion of the above changes and until our approval of further changes, be as follows:

MERCURY VAPOR LIGHTS		HIGH PRESSURE SODIUM LIGHTS		METAL HALIDE LIGHTS	
		6,000L - 70W	11	12,000L - 175W	12
7,000L - 175W	520	16,000L - 150W	238	20,500L - 250W	84
11,000L - 250W	13	27,500L - 250W	10	36,000L - 400W	1
20,000L - 400W	12	50,000L - 400W	1	110,000L - 1,000W	0
53,000L - 1,000W	4	130,000L - 1,000W	1		

Company Representative Completing Contract: Chris Baker

WO# 812016	DATE COMPLETED
CURRENT INVESTMENT CHARGE	ANNUAL FACILITY USAGE CHARGE
\$66.48	\$50,397.01
	ACCUMULATIVE INVESTMENT CHARGE
	\$559,966.81

**Empire District - A Liberty Utilities Company**

Executed at Joplin, Mo this \_\_\_\_\_ day of \_\_\_\_\_ By \_\_\_\_\_  
 (VICE PRESIDENT)