

CITY ORDINANCE NO. CO-134-2022

**AN ORDINANCE OF THE LAFAYETTE CITY COUNCIL AUTHORIZING THE
LAFAYETTE MAYOR-PRESIDENT TO EXECUTE THE INTERCONNECTION
REQUEST FOR A GENERATING FACILITY**

BE IT ORDAINED by the Lafayette City Council, that:

WHEREAS, the Lafayette City-Parish Consolidated Government through its Utilities Department d/b/a Lafayette Utilities System (“LUS”), is a member of the Midcontinent Independent System Operator (“MISO”) and interconnects with the MISO electric power transmission system; and

WHEREAS, per City Resolution No. CR-030-2020, LUS has conducted a site analysis and feasibility study for repurposing the Doc Bonin facility, as recommended by its Integrated Resource Plan; and

WHEREAS, the results of the assessment of the Doc Bonin facility recommended construction of a new electric power generation facility; and

WHEREAS, MISO requires a Generation Interconnection Agreement (“GIA”) for all proposed new generation facilities within its transmission system; and

WHEREAS, to obtain a GIA for the proposed generation facility, MISO requires LUS to submit an Interconnection Request for a Generating Facility, perform or pay for various studies, make various milestone payments, and agree to perform or pay for measures to mitigate impacts of the new interconnection, and may require other actions in relation thereto; and

WHEREAS, MISO requires execution of various documents at certain steps throughout this generator interconnection process, including but not limited to an Interconnection Study Agreement and a Facilities Service Agreement, some of which will require milestone payments.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City Council, that:

SECTION 1: All of the aforescribed “Whereas” clauses are adopted as part of this ordinance.

SECTION 2: The Lafayette Mayor-President, or his designee, is hereby authorized to execute an Interconnection Request for a Generating Facility, Interconnection Study Agreement, Facilities Service Agreement, Generation Interconnection Agreement, and any and all other documents, and to take any other actions, as may be necessary, convenient, or desirable to request and obtain a Generation Interconnection Agreement with MISO for the proposed new generation facility, containing such terms as he deems appropriate, provided that budget authority exists for any payments required in connection with such documents or actions.

SECTION 3: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 4: This ordinance shall become effective upon signature of the Lafayette Mayor-President, the elapse of ten (10) days after receipt by the Lafayette Mayor-President without signature or veto, or upon an override of a veto, whichever occurs first.

* * * * *

From: [Lawrence E. Marino](#)
To: [Karen Hoyt](#)
Cc: [Alison Alleman](#); [Hunter Boudreaux](#)
Subject: FW: MISO Ordinance - Generator Interconnection Application
Date: Thursday, July 21, 2022 3:57:45 PM
Attachments: [image001.png](#)
[MISO Generator Interconnection - Ordinance 2022-07-20-hib.docx](#)

Karen, the revised Ordinance is acceptable from a legal perspective.

Thanks,

Larry

Lawrence E. Marino
Oats & Marino
A Partnership of Professional Corporations
100 East Vermilion Street, Suite 400
Lafayette, LA 70501
Tel: 337-233-1100
Fax: 337-233-1178
Email: lmario@oatsmarino.com

From: Karen Hoyt <KHOYT@lus.org>
Sent: Thursday, July 21, 2022 3:55 PM
To: Lawrence E. Marino <lmario@oatsmarino.com>
Cc: Alison Alleman <AALLEMAN@lus.org>; Hunter Boudreaux <hboudreaux@lus.org>
Subject: RE: MISO Ordinance - Generator Interconnection Application

Larry,

See the attached suggestions. Would this be acceptable?

Thanks,

Karen Hoyt

From: Lawrence E. Marino <lmario@oatsmarino.com>
Sent: Wednesday, July 20, 2022 5:30 PM
To: Karen Hoyt <KHOYT@lus.org>
Cc: Alison Alleman <AALLEMAN@lus.org>
Subject: RE: MISO Ordinance - Generator Interconnection Application

Karen,

I took a stab at the Ordinance for signature authority – please review and see what you think, including whether my phraseology is accurate. Please let me know if you'd like to discuss.

I am copying Alison, so she can see if there is anything in there that doesn't jive with the budget revision ordinance she is preparing.

Thanks,

Larry



RECEIVED

AUG 01 2022

Lafayette Consolidated Government
Chief Administrative Officer

Internal Memorandum

Utilities Department
Engineering Administration (7081)

TO: Cydra Wingerter
DATE: July 27, 2022

THRU: Jeffrey Stewart *JSS*
07/27/2022

FROM: Karen Hoyt

SUBJECT: City Council Agenda Item - Interconnection Request for a Generating Facility

Lafayette City-Parish Consolidated Government (LCG), through its Utilities Department, Lafayette Utilities System (LUS), is a member of the Midcontinent Independent System Operator (MISO) and interconnects with the MISO electric power transmission system. In 2020, LUS completed an Integrated Resource Plan (IRP), which recommended a site analysis and feasibility study for repurposing the Bonin facility. Per City Resolution CR-030-2020, LUS conducted the Bonin Site analysis which determined a new electric generating facility can be accommodated at the Bonin site.

For new generating units within its system, MISO requires a Generation Interconnection Agreement (GIA). The process to obtain a GIA requires LUS to submit an Interconnection Request for a Generating Facility, perform or pay for various studies, and make various milestone payments. Also required are various documents at certain steps throughout this generator interconnection process, including but not limited to an Interconnection Study Agreement and a Facilities Service Agreement. The deadline for submittal of the Interconnection Request to MISO is September 15, 2022.

Throughout this process, LUS, in conjunction with its Consulting Engineer, will review the results of any studies and evaluate milestone payments. The MISO Interconnection process has certain off-ramps that will allow LUS to exit the interconnection process with potential partial reimbursement of milestone payments. An ordinance for a budget revision for initial milestone payments is being submitted concurrently with this ordinance.

LUS recommends approval of the attached Ordinance authorizing the Mayor-President to execute the Interconnection Request for a Generating Facility and other documents as needed for the MISO Interconnection Process. The proposed Ordinance has been reviewed and approved by Assistant City-Parish Attorney Lawrence Marino.

If you approve, please place this item on the City Council Agenda to be introduced on Tuesday, August 16, 2022 with final adoption on Tuesday, September 6, 2022.

Karen Hoyt, P.E.
Engineering & Power Supply Manager

Attachments

RECEIVED
JUL 28 2022

Lafayette Consolidated Government
Finance & Management/CFO

LAFAYETTE CITY COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

- 1) **JUSTIFICATION FOR REQUEST:** An Ordinance of the Lafayette City Council
Authorizing the Lafayette Mayor-President to execute the Interconnection Request for a
Generating Facility.
- 2) **ACTION REQUESTED:** Adoption of Ordinance
- 3) **COUNCIL DISTRICT(S) (CIP PROGRAM/PROJECTS ONLY):** _____
- 4) **REQUESTED ACTION OF COUNCIL:**
- A) **INTRODUCTION:** August 16, 2022
- B) **FINAL ADOPTION:** September 6, 2022
- 5) **DOCUMENTATION INCLUDED WITH THIS REQUEST:**
- A) Internal Memorandum (1 page)
- B) Submittal (1 page)
- C) Ordinance (2 pages)
- D) Legal Approval (1 page)
- 6) **FISCAL IMPACT:**
- _____ Fiscal Impact (explain)
- X No Fiscal Impact

RECOMMENDED BY:

 07/25/2022
JEFFREY B. STEWART, P.E.
LUS DIRECTOR

APPROVED FOR AGENDA:


CYDRA WINGERTER
CHIEF ADMINISTRATIVE OFFICER

DISPOSITION OF ORDINANCE NO. CO-134-2022

1. This ordinance was introduced:
August 16, 2022
YEAS: Lewis, Naquin,
Hebert, Cook, Lazard

NAYS: None

ABSENT: None

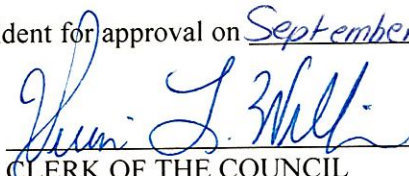
ABSTAIN: None

Final disposition by Council:
September 6, 2022
YEAS: Lewis, Naquin,
Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None
2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on August 19, 2022.
3. This ordinance was presented to the Mayor-President for approval on September 7, 2022, at 10:45 o'clock a.m.




CLERK OF THE COUNCIL
4. Disposition by Mayor-President:

I hereby:

A. Approve this ordinance, the 13 day of SEPTEMBER, 2022, at 2:15 o'clock p.m.

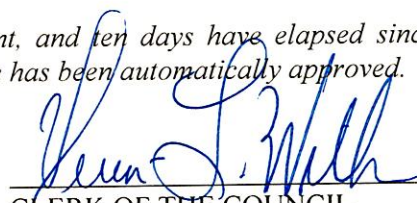
B. Veto this ordinance, the _____ day of _____, 2022, at _____ o'clock _____.m., veto message is attached.

C. Line item veto certain items this _____ day of _____, 2022, at _____ o'clock _____.m., veto message is attached.


MAYOR-PRESIDENT
5. Returned to Council Office  with/without veto message on September 15, 2022, at 10:55 o'clock a.m.
6. Reconsideration by Council (if vetoed):

On _____, 2022, the Council did/refused to adopt this ordinance after the Mayor-President's veto.
7. Returned to the Council Office without signature of Mayor-President (*unsigned*) on _____, 2022, at _____ o'clock _____.m.

If not signed or vetoed by the Mayor-President, and ten days have elapsed since this ordinance was presented to him for action, same has been automatically approved.


CLERK OF THE COUNCIL
8. Full publication of this ordinance was made in the Advertiser on September 9, 2022.

