

## **RESOLUTION**

WHEREAS, the procurement of electric capacity and energy produced from natural gas-fueled resources to meet the needs of the Members of the Kentucky Municipal Energy Agency (“KyMEA”) is one of its objectives; and

WHEREAS, KyMEA proposes to issue a request for proposals (“RFP”) to interested parties soliciting the supply of electric capacity and energy produced from natural gas-fueled resources beginning in May 2019 to one or more of its Members, and

WHEREAS, the RFP requests interested parties to present proposals under the provisions of KRS 45A.370 for electric capacity and energy produced from natural gas-fueled resources; and

WHEREAS, KyMEA, through its committees and consultants, will evaluate each proposal to determine which proposal or proposals will produce the supply of electric capacity and energy produced from natural gas-fueled resources that is most advantageous to KyMEA and its Members, including reliability of supply and transmission, and

WHEREAS, competitive sealed bidding is not feasible for procuring the supply of electric capacity and energy produced from natural gas-fueled resources required by KyMEA and because specifications cannot be made sufficiently specific to permit an award on the basis of either the lowest bid price or the lowest evaluated bid price and because the procurement is for nonstandard supplies and requires technical discussions;

### **NOW THEREFORE BE IT RESOLVED:**

That pursuant to KRS 45A.370(1)(a), and as set forth in the recitals above, KyMEA hereby finds and determines, and has found and determined, that competitive sealed bidding is not feasible in the procurement of the above described supply of electric capacity and energy produced from natural gas-fueled resources, and that it is most advantageous for KyMEA, and in its best interests and the interests of its Members, to solicit proposals through competitive negotiation through the issuance of the RFP and to issue any addendum or addenda to the RFP, as may be necessary or desirable.