

ORDINANCE NO. 14

AN ORDINANCE GRANTING KANSAS CITY POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE AND AUTHORIZATION TO CONSTRUCT, OPERATE AND MAINTAIN ALL APPROPRIATE FACILITIES FOR CARRYING ON A LIGHT, HEAT AND POWER BUSINESS, GRANTING THE RIGHT TO USE THE STREETS, ALLEYS AND ALL OTHER PUBLIC PLACES OF THE VILLAGE WITHIN THE PRESENT OR FUTURE CERTIFICATED SERVICE TERRITORY OF THE COMPANY THEREFOR, AND PRESCRIBING THE TERMS AND CONDITIONS OF SUCH AUTHORIZATION.

WHEREAS, Kansas City Power & Light Company (herein called the Company) is a corporation organized and duly incorporated under the laws of the State of Missouri for the purpose of carrying on a light, heat and power business, and is presently engaged in generation, transmission, distribution and sale of electric power and energy; and

WHEREAS, the Village of West Line, Missouri (herein called the Village) and the Company desire that the Company furnish power and energy to consumers thereof located within those portions of the present and future corporate limits of the Village as may then be located within the certificated service territory of the Company;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WEST LINE, MISSOURI, AS FOLLOWS:

SECTION ONE: In consideration of the benefits to be derived by the Village and the inhabitants thereof from the acquisition, construction, operation and maintenance of an electric system and the supplying of electric power and energy to the public, there is hereby granted to the Company and to its successors and assigns, for the term of twenty (20) years from the effective date hereof, a franchise and authority to acquire, construct, operate and maintain within the existing and any future extended corporate limits of the Village, as may then be located within the certificated service territory of the Company, all appropriate facilities and plants for carrying on a light, heat and power business and all other operations connected therewith or incident thereto for the purpose of supplying electric or other power and energy in such forms as may be reasonably required or domestic, commercial, industrial, municipal and other purposes within the Village and other areas within the Company's then certificated service territory, to produce and supply such power and energy by manufacture, generation, purchase or otherwise, and to transmit and distribute same by means of

underground or overhead lines or otherwise, and for any or all said purposes it is authorized to (i) construct conduits or other underground facilities for the installation and protection of its underground wires, pipes and cables, and place poles, lamp posts, guys, anchors and other facilities in, and locate its overhead and underground wires, pipes, cables and street lights in, on, over, under, along and across all streets, alleys, avenues, bridges, parks, parking and other existing and any future public places, including dedicated easements, (ii) construct, erect and maintain all buildings, machinery and attachments of any and every kind for any and all of said purposes, and (iii) enter upon any and all of said public places within the corporate limits of the Village as they now exist or may hereafter be opened, widened, extended, laid out and established, including any other territory hereafter added thereto or coming under Village's jurisdiction, and (iv) to trim trees upon and overhanging such public places and make excavations thereon, all as may be appropriate for the construction, operation, maintenance, replacement and removal of the Company's facilities and plants.

SECTION TWO: Any pavements, sidewalks or curbing taken up or any and all excavations made shall be done under the supervision and direction of the Village under all necessary permits in such manner as to cause the least reasonable inconvenience; and repairs and replacements shall be made by and at the expense of the Company with all convenient speed, leaving such properties in as good condition as before.

SECTION THREE: The Company shall at all times during the term of this franchise supply to consumers of electric power and energy residing within the existing and any future extended corporate limits of the Village, as may then be located within the certificated service territory of the Company, such electric power and energy as they may require and shall extend and construct its lines and services in accordance with legal requirements, and on terms and conditions prescribed by rates, rules and regulations filed from time to time with the Public Service Commission of the State of Missouri. Nothing contained herein shall be construed as a guarantee by the Company to furnish uninterrupted service. Interruptions due to acts of God, delivery delays, breakdowns or damage to facilities, fire, civil or military authority, strikes or other labor disturbances, orders of courts or regulatory agencies and other causes reasonably beyond the Company's control shall not result in a default by the Company hereunder.

SECTION FOUR: All facilities of the Company shall be constructed, operated and maintained in accordance with the applicable safety rules and regulations of the Public Service Commission and shall be placed in such manner as to interfere with and obstruct as little as reasonably practicable the ordinary use of public places and shall not unreasonably interfere with any gas or water main or sewer now laid out or constructed upon or under such public places.

SECTION FIVE: All provisions of this Ordinance shall be binding upon and inure to the benefit of the Company, its successors and assigns.

SECTION SIX: The Company's acceptance of this franchise shall be evidenced by its written acceptance hereof filed with the Clerk of said Village. Upon acceptance, said franchise shall be binding between the Village and the Company as of the date this Ordinance is signed by the Chairman of said Board of Trustees and attested by the Village Clerk.

PASSED AND ADOPTED THIS 14 DAY OF May, 1996.

BOARD OF TRUSTEES OF THE VILLAGE
OF WEST LINE, MISSOURI


Chairman

ATTEST:


Village Clerk

