

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 2010-05 Passed April 20, 2010

AN ORDINANCE EXPRESSING THE CITY'S INTENT TO NEGOTIATE JOINTLY WITH OTHER CITIES IN THE REGION ON ONE PRICE SCHEDULE UNDER WHICH ELECTRIC LIGHT SERVICES SHALL BE FURNISHED TO THE RESIDENTS OF THE CITY FOR THE PURPOSE OF STREET LIGHTING, AND DECLARING IT AN EMERGENCY.

WHEREAS, the City is currently under contract with Miami Valley Lighting, LLC ("MVL") and DPL Energy Resources, Inc. ("DPLE") for the provision of street lighting; and

WHEREAS, the current contract expires on or about December 31, 2010; and

WHEREAS, Ohio Revised Code Section 743.28(B) allows two or more municipal corporations to negotiate one price schedule under which an electric light company shall furnish its services to the residents of the municipal corporations; and

WHEREAS, the City Council has determined that it would be in the best interest of the City to negotiate jointly with other cities in the region on one price schedule for the provision of electric light services to the residents of the City for the purpose of street lighting; and

WHEREAS, the City is authorized as a charter municipality to exercise all powers of local self-government.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO THAT:


SECTION I: Pursuant to Ohio Revised Code Section 743.28(B), the City of Brookville, Ohio hereby expresses its intent to negotiate jointly with other cities in the region on one price schedule under which electric light services shall be furnished to the residents of the City for the purpose of street lighting.

SECTION II: This Ordinance is hereby declared to be an emergency measure to preserve the public peace, health, safety and welfare of the citizens of the City of Brookville, Ohio and for the timely notification to the Miami Valley Communications Council of its intent to negotiate jointly with other cities in the region on one price schedule for electric light service. This Ordinance shall take effect immediately upon passage of this Ordinance as provided by the Charter of the City of Brookville, Ohio.

PASSED this 20th day of April 2010.

ATTEST:


Sonja M. Keaton, Clerk


David E. Seagraves, Mayor

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CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2010-05, passed by the Council of the City of Brookville, Ohio, on the 20th day of April 2010.

Sonja M. Keaton
Sonja M. Keaton, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2010-05 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 22nd day of April 2010 to the 21st day of May 2010, both days inclusive.

Sonja M. Keaton
Sonja M. Keaton, Clerk