

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMAN Russell S. Swartz ON THE 22nd  
DAY OF December, 1980.

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE CITY OF KETTERING IN RETAINING LEGAL COUNSEL TO REPRESENT THE AREA BEFORE THE PUBLIC UTILITIES COMMISSION CONCERNING THE APPEAL FILED BY THE DAYTON POWER AND LIGHT COMPANY WITH THE PUBLIC UTILITIES COMMISSION OF OHIO FROM RIGHTS AND SERVICES ESTABLISHED BY THE STREET LIGHTING ORDINANCE; THE AMOUNT OF FINANCIAL PARTICIPATION TO BE BASED UPON A POPULATION RATIO AS TO THE NUMBER OF TOTAL POPULATION OF COMMUNITIES PARTICIPATING, SAID SUM NOT TO EXCEED THREE THOUSAND SEVEN HUNDRED FIFTY (\$3,750.00) DOLLARS.

WHEREAS, the Dayton Power and Light Company has filed an Appeal with the Public Utilities Commission of Ohio from rates and services established by the Street Lighting Ordinance, and

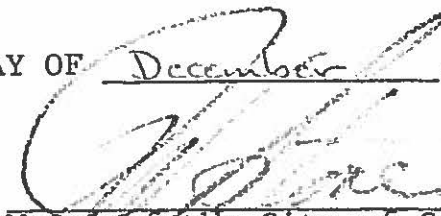
WHEREAS, it is deemed essential that the City of Centerville participate with the City of Kettering in retaining legal counsel to represent the area before the Public Utilities Commission of Ohio concerning the proposed Appeal.

NOW, THEREFORE,

THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

SECTION I. The City Manager of the City of Centerville is hereby authorized and directed to enter into an agreement with the City of Kettering for the purposes of retaining legal counsel to represent the area before the Public Utilities Commission concerning the Appeal filed by the Dayton Power and Light Company with the Public Utilities Commission of Ohio from rights and services established by the Street Lighting Ordinance. The amount of financial participation is to be based on a ratio of the population of communities participating with the City of Kettering, but said sum is not to exceed in any event Three Thousand Seven Hundred Fifty (\$3,750.00) Dollars; on the bases of twenty (\$.20) cents per capita.

PASSED THIS 22nd DAY OF December, 1980.

  
Mayor of the City of Centerville  
Ohio

ATTEST:

  
Clerk of Council of the  
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a

BRUMBAUGH, CORWIN & GOULD

true and correct copy of Resolution No. 61-80,  
passed by the Council of the City of Centerville, Ohio, on  
the 22nd day of December, 1980.

Marilyn J. Faulkner  
Clerk of the Council