

ORDINANCE NO. 3 - 1948

AN ORDINANCE FIXING THE PRICE WHICH THE DAYTON POWER AND LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, MAY CHARGE FOR ELECTRIC ENERGY FURNISHED FOR MUNICIPAL PUMPING PURPOSES IN THE VILLAGE OF CENTERVILLE, OHIO, FOR A PERIOD OF FIVE (5) YEARS, COMMENCING ON THE 13TH DAY OF MAY, 1948, AND DETERMINING THE MANNER IN WHICH SAID ELECTRICITY MAY BE FURNISHED, PROVIDED AND PAID FOR.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CENTERVILLE, STATE OF OHIO:

SECTION 1: That The Dayton Power and Light Company, an Ohio corporation, hereinafter referred to as the "Power Company", shall furnish and supply to the Village of Centerville, Ohio, at the prices and under the terms and conditions herein provided such electric energy as may be needed in and for the operation of the municipal water works for and during the period of five (5) years, commencing on the 13th day of May, 1948.

SECTION 2: That the point of delivery of all such energy so to be supplied hereunder for the purposes aforesaid shall be at the point of termination of the said Power Company's service wires at the service entrance of the Village Pumping Station, located near the quarry approximately one-half mile east of the corporation line. The point of measurement of all such energy shall be at the meterboard located on the inside of the Village Pumping Station.

Said Power Company shall furnish, supply, operate and maintain all transformers, service wires and meters necessary in and for the proper delivery and measurement of such electric energy so to be supplied hereunder. Any and all property, apparatus and devices furnished by said Power Company shall be and remain its property regardless of the mode or manner of affixation or attachment to property of the Village of Centerville, Ohio.

The Village of Centerville shall furnish, operate and maintain all apparatus, fixtures, devices and appliances necessary to receive and utilize such energy at and after the point of delivery, herein above specified, except meters which are to be furnished by the Power Company.

SECTION 3: That electric energy so to be supplied hereunder shall be what is known commercially as alternating current, at approximately 115-230 volts, and at a frequency of approximately 60 cycles per second.

SECTION 4: The rate to be charged for all electric energy supplied under the terms of this ordinance shall be Three Cents (\$0.03) per kilowatt-hour by meter, provided, however, that if the usage and consumption of electric energy is such that a rate lower than Three Cents (\$0.03) per kilowatt-hour would be earned under the otherwise applicable rates of the Power Company, duly published and on file with The Public Utilities Commission of Ohio, then, and in that event, the Village shall be privileged to apply to the Power Company for such rate for service and, thereafter, the energy so to be supplied by the Dayton Power and Light Company shall be supplied under and in conformity with such applicable rate.

The Power Company may make and shall receive a minimum monthly charge of Seventy-five Cents (\$0.75) per meter per month for the meter installation established for the measurement of energy so to be supplied.

SECTION 5: All meters installed by virtue of the provisions of this ordinance shall be read monthly and as nearly as possible on the same day of each month, and the said Village agrees to pay said bills for electric energy as they are rendered.

SECTION 6: All responsibility of the Power Company in regard to the electric energy supplied hereunder shall cease after the same has been delivered to the location mentioned above, in accordance with the provisions of this ordinance, and the Village agrees to indemnify, exonerate and hold harmless the Power Company for all loss, damage or expense growing out of or in any way connected with the claims of any person, except claims for injuries and/or death of employees of the Power Company arising out of and in the course of their employment with the Power Company, for injuries to person or property occasioned by such energy at and after its delivery to the location covered by this ordinance, and the Village further agrees to defend at its own expense any suits based upon such claims.

SECTION 7: The Power Company shall indemnify, exonerate and hold harmless the Village for all loss, damage or expense growing out of or in any way connected with the claims of any person, except claims for injuries and/or death of employees of the Village arising out of and in the course of their employment, for injuries to persons or property occasioned by such energy up to the point of its delivery to the location covered by this ordinance, and the Power Company further agrees to defend at its own expense any suits based upon such claims, except that the Power Company shall not be liable or responsible for, and shall not hold the Village harmless from any loss, damage or expense growing out of or in any manner connected with the act of any employees of the Village who may go upon any structure, equipment, pole, tower, appurtenance, appliance or line of the Power Company, or attempt to do anything to or with any property of the Power Company.

SECTION 8: The Village shall not permit any of its employees to, and none of its employees shall, go upon or do anything to or with any structure, equipment, pole, tower, appurtenance, appliance, line, or any other property of the Power Company.

SECTION 9: Upon the Power Company filing its written acceptance of this ordinance with the Clerk of said Village within thirty (30) days from the taking effect thereof, this ordinance shall be and constitute a contract between the said Village and the Power Company, its successors and assigns.

SECTION 10: That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED by the Council of the Village of Centerville, Ohio, this 24th day of May, 1948.

(signed) Emory W. Bradstreet  
Mayor

Attest:

(signed) Geo. E. Howe  
Clerk

ORDINANCE NO. 4 - 1948

DETERMINING TO ESTABLISH GRADE FOR CURB AND GUTTER ON EAST DRIVE FROM MARTHA AVENUE SOUTH TO THE NORTH LINE OF THE WILBUR SMITH FARM,

BE IT ORDAINED by the Council of the Village of Centerville, State of Ohio, three-fourths of all members elected thereto concurring:

Section 1 That it is hereby determined to establish a grade for the curb and gutter on East Drive from Martha Avenue south to the north line of the Wilbur Smith farm and in accordance with the plans, specifications and profiles heretofore approved and now on file in the Office of the Clerk of said Village.

PASSED, June 28, 1948.

(signed) Emory W. Bradstreet, Mayor

(signed) Geo. E. Howe, Clerk

ORDINANCE NO. 1 - 1949

ANNUAL APPROPRIATION ORDINANCE  
(Village)

An Ordinance to make Appropriations for Current Expenses and other Expenditures of the Village of Centerville, State of Ohio, during the fiscal year ending December 31st, 1949.

Section 1. Be It Ordained by the Council of the Village of Centerville, State of Ohio, That, to provide for the current expenses and other expenditures of the said Village of Centerville during the fiscal year ending December 31st, 1949, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

A. GENERAL FUND

A 1	Council	\$	400.00
A 2	Mayor		400.00
A 3	Clerk		250.00
A 4	Treasurer		130.00
A 5	Solicitor		200.00
A 7	Legal Advertising		20.00
	Board of Health		80.00
Total General Fund .....			\$ 1,480.00

Section 4. That there be transferred from the GENERAL FUND to the SAFETY FUND the sum of \$4,410.00 (if revenues from sources other than taxes are to be deposited in the Safety, Service, etc., Funds as heretofore, an Ordinance to this effect must be passed by Council, Sec. 5625-11 G. C.); and that there be appropriated from said SAFETY FUND the following:

B. SAFETY FUND

B 1	Marshal	\$	100.00
B 2	Police		3,000.00
B 5	Fire Chief - Salary		1,000.00
B 6	Firemen		125.00
B 7	Fire Apparatus		135.00
B 8	Fire Stations		50.00
Total Safety Fund .....			\$ 4,410.00