

CITY OF VANDALIA

MONTGOMERY COUNTY, OHIO

ORDINANCE 15-14

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 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, 2015; 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 interests 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 VANDALIA, MONTGOMERY COUNTY, THAT:

Section 1. Pursuant to Ohio Revised Code Section 743.28(B), the City of Vandalia, 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 2. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, and welfare of the City, and for the further reason that this Ordinance is required to be immediately effective in order to participate in the negotiations for the regional coalition of cities Street Lighting Aggregation Contract, which is necessary to enable the City to facilitate the timely execution of one or more contracts relating to the Improvement; wherefore, this Ordinance shall be in full force and effect immediately upon its passage provided it receives the affirmative vote of five Council members; otherwise, it shall take effect and be in force at the earliest period allowed by law.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were taken in meetings open to the public and in conformance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This ordinance shall become effective at the earliest period provided by law.

Passed this 15th day of June, 2015.

APPROVED:

Arlene J. Setzer, Mayor

ATTEST:

Jon Crusey, Clerk of Council