

**CITY OF ENGLEWOOD**

**MONTGOMERY COUNTY, OHIO**

**ORDINANCE NO: 15-11**

**Passed: June 9, 2015**

**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**

**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.

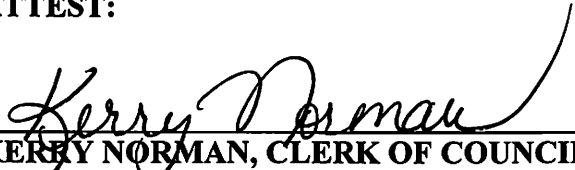
**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ENGLEWOOD, COUNTY, OHIO, AS FOLLOWS:**

Pursuant to Ohio Revised Code Section 743.28(B), the City of Englewood, 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.

**PASSED THIS 9th DAY OF June, 2015.**

  
\_\_\_\_\_  
**PATRICIA BURNSIDE, MAYOR**

**ATTEST:**

  
\_\_\_\_\_  
**KERRY NORMAN, CLERK OF COUNCIL**

June 9, 2015

DPL Energy Resources, Inc.  
1065 Woodman Drive  
Dayton, Ohio 45432


**Re: *Intent to Negotiate Jointly***

Dear :

Our current Full Service Street Lighting Agreement with Miami Valley Lighting, LLC and DPL Energy Resources, Inc. is due to expire on December 31, 2015. As a result, pursuant to Ohio Revised Code Section 743.28(B), the undersigned mayor hereby provides this notification that the city of Englewood, Ohio has, by ordinance, expressed its intent to negotiate jointly with other cities in the region on one price schedule under which continued electric light services shall be furnished to the residents of the City for the purpose of street lighting. Request is hereby made that joint negotiations commence within 90 days of your receipt of this notice. Should such negotiations fail to result in an agreement, please be advised that the City reserves all rights to act pursuant to R.C. § 743.26.

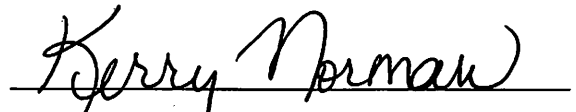
The City has designated the Miami Valley Communications Council to act on its behalf in the joint negotiations. Please contact Brian Humphress, Executive Director of the MVCC, at your earliest convenience to schedule a mutually agreeable date and time to commence these joint negotiations. We will look forward to working with you toward a street lighting contract that will benefit all parties for years to come.

Sincerely,

  
Patricia Burnside, Mayor

## C E R T I F I C A T E

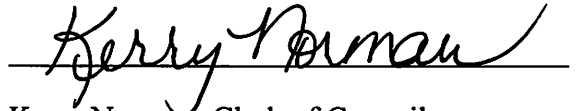
**I, Kerry Norman, Clerk of Council of the City of Englewood, Montgomery County, Ohio,** do hereby certify the foregoing is a true and correct copy from the *Record of Proceedings* of said City. **WITNESS** my signature this 9th day of June, 2015.

A handwritten signature in cursive script, reading "Kerry Norman", written over a horizontal line.

Kerry Norman, Clerk of Council

## C E R T I F I C A T E O F P O S T I N G

**I, Kerry Norman, Clerk of Council of the City of Englewood, Montgomery County, Ohio,** do hereby certify publication of the foregoing **ORDINANCE** was made as designated by Sections 224.01 and 24.02 of the Englewood Code.

A handwritten signature in cursive script, reading "Kerry Norman", written over a horizontal line.

Kerry Norman, Clerk of Council