

ORDINANCE #80-11

AN ORDINANCE OF THE CITY CITY OF LEBANON, INDIANA, TO CREATE A JOINT AGENCY WITH OTHER MUNICIPALITIES WITHIN THE STATE OF INDIANA, FOR THE PURPOSE OF UNDERTAKING THE PLANNING OF FINANCING OWNERSHIP AND OPERATION OF A PROJECT OR PROJECTS TO SUPPLY ELECTRIC POWER AND ENERGY FOR THE PRESENT AND FUTURE NEEDS OF SUCH MUNICIPALITIES, AND OTHER MATTERS CONNECTED THEREWITH.

WHEREAS, the City of Lebanon, Indiana, is a municipality owning and operating on January 1, 1980, an electric utility which furnished retail electric service to the public and purchased part of its electric power from public utilities; and

WHEREAS, the City is required by law to provide its customers with an adequate, reliable and economic supply of electric power and energy, but has determined that individually it is not financially capable of providing the planning, financing, locating and building of needed new facilities for generation and transmission to satisfy future requirements of its customers; and

WHEREAS, the City has obtained the advice of R.W. Beck and Associates, professional engineers and consultants, of 5920 Castleway West Drive, Suite 120, Indianapolis, IN 46250, in regard to preliminary power supply studies and the advice of Salomon Brothers, investment bankers, of One New York Plaza, New York, New York 10004, in regard to bond market financing, and have considered whether cost reductions, efficiencies or other advantages may be realized by creating a joint agency is responsible for issuing all of the bonds for a project or projects in a timely and orderly manner and with uniform credit ratings as opposed to multiple municipalities making separate issues of bonds; and

WHEREAS, based upon its obligations to serve its customers, such advice and the above considerations, the City of Lebanon, Indiana, by this Ordinance hereby finds and determines that it is in its best interest to join with other municipalities in the State of Indiana to create a joint agency under and pursuant to the provisions of I.C. 8-1-2.2 for the purpose of undertaking the planning, financing, ownership and operation of a project or projects to supply electric power and energy for the needs of the participating municipalities;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA:

Section 1: The findings and determinations set forth in the preambles to this Ordinance are hereby made findings and determinations of the City of Lebanon, Indiana.

Section 2: The names of the municipalities proposed to be initial members of the joint agency are Anderson, Crawfordsville, Flora, Greendale, Greenfield, Lawrenceburg, Lebanon, Logansport, Peru, Richmond and Tipton, Indiana.

Section 3: The City of Lebanon, Indiana is authorized pursuant to this Ordinance to enter into a contract (the "Contract") substantially in the form attached hereto as "Exhibit A", for the creation of a joint agency with one or more of the municipalities hereinabove named, and with such other municipalities subsequently becoming a member of the joint agency pursuant to the Contract, and after execution thereof cause notice of the execution of the Contract to be given to the Mayor of the City of Lebanon, Indiana.

Section 4: By this Ordinance, the Mayor is hereby authorized and directed to execute the Contract.

Section 5: This Ordinance shall be in full force and effect from and after its passage.

PASSED AND ADOPTED THIS 12th day of May, 1980.

COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA

BY Robert M. Campbell (signed)
Mayor

ATTEST:

Ann Garoffolo (signed)
Clerk-Treasurer

Presented by me to the Mayor of the City of Lebanon, Indiana, on the 12th day of May, 1980 at the hour of 7:30 p.m.

Ann Garoffolo (signed)
Clerk-Treasurer

This Ordinance approved and signed by me on the 12 day of May, 1980, at the hour of 7:30 p.m.

Robert M. Campbell (signed)
Mayor

ORDINANCE #80-12

AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE NO. 79-1 ENTITLED , "AN ORDINANCE TO AMEND SECTION 1 OF ORDINANCE NO. 78-24, ENTITLED 'AN ORDINANCE ESTABLISHING RATES AND CHARGES FOR THE USE OF AND SERVICES RENDERED BY THE WATERWORKS SYSTEM OF THE CITY OF LEBANON, BOONE COUNTY, INDIANA'."

WHEREAS, the Common Council of the City of Lebanon has heretofore on January 3, 1979, adopted Ordinance No. 79-1, revising rates and charges for the use of and services rendered by the waterworks system of the City of Lebanon, Boone County, Indiana; and

WHEREAS, it has been determined that Ordinance No. 79-1 should be amended to revise the tapping fee charge set out in said ordinance to reflect the difference in cost