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ORDINANCE NO, 226

AN ORDINANCE PROVIDING FOR LIGHTING BY ELECTRICITY THE PUBLIC STREETS OF THE CITY OF DRY RIDGE, GRANT COUNTY, KENTUCKY, FOR A PERIOD OF FIVE YEARS.

THE CITY COUNCIL OF THE CITY OF DRY RIDGE, GRANT COUNTY, KENTUCKY, DOES ORDAIN AS FOLLOWS;:

SECTION I

The City of Dry Ridge, Grant County, Kentucky, hereby authorizes The Union Light, Heat and Power Company to install, own, operate, maintain and furnish electrical energy for a street lighting system for the purpose of lighting the public streets, alleys, ways, places and grounds of the City (herein collectively called streets), for a period of five years starting from the date of this ordinance, under the terms and conditions set forth in this ordinance.

SECTION II

The minimum street lighting service to be provided by the company, and received and paid for by the City, under the provisions of this ordinance, shall consist of the following numbers, sizes, types of street lighting units and rates per month per unit;

<u>Number</u>	<u>Size Lumen</u>	<u>Type</u>	<u>Mounting</u>	<u>Rate per Month per unit</u>
0	2,500	Mercury Vapor	Mast Arm	\$3.00
0	6,000	Mercury Vapor	Mast Arm	4.25
0	10,000	Mercury Vapor	Mast Arm	5.50
0	21,000	Mercury Vapor	Mast Arm	7.00

The above rates are applicable to street lighting units mounted on existing wooden poles in the Company's overhead distribution system within the streets. All units shall be served from an overhead distribution system and shall be mounted on poles owned by the Company.

In the event it is necessary for the Company to install a new metal standard or wooden pole for erecting a street lighting unit, the monthly rates stated above shall be increased for such installations by the sum of \$ 2.50 for each street lighting unit mounted on a new metal lighting standard, and \$1.00 for each street lighting unit mounted on a new wooden pole; provided, however, that such installation of new standards or poles shall be dependent upon the ability of the Company to obtain, without cost to itself, all easements and right-of-way which, in the opinion of the Company, are necessary for the installation, operation and maintenance of its street lighting system. In the event such easements and right-of-way cannot be so obtained, the Company shall have no obligation to install such units on such standards and poles. Metal street lighting standards shall be installed as provided above when, in the opinion of the Company, they are required, or when ordered by the City by ordinance.

SECTION III

The City Council may, from time to time, pass ordinances requiring the Company to install, own, operate and maintain additional street lighting units of the types and sizes described in Section 2 of this ordinance, which units shall be installed, owned, operated and maintained by, and at the expense of, the Company.

SECTION IV

All street lighting units shall be controlled by light sensitive control units which shall turn on street lighting units when the level of illumination falls to the intensity of approximately 1.25 foot candles, and shall turn them off when the intensity reaches approximately 1.75 foot candles. Such light sensitive control units shall be installed by and at the expense of the Company.

SECTION V

Representatives of the City shall notify the Company of any inoperative unit and the Company shall have a reasonable time (not to exceed 14 hours) to restore operation. In the event repairs are not made within such time, deductions may be made for the full time of such outage. Deductions shall not be made for outages which are caused by circumstances beyond the control of the Company. This section shall not be construed as imposing upon either the City or the Company any liability for loss or damage caused directly or indirectly by an inoperative unit.

SECTION VI

All street lighting equipment owned by the company shall be the Company shall cleaned and kept in good operating condition by the Company at its expense.

SECTION VII

All bills for service shall be rendered by the Company on the first of each month, shall be payable by the City within 30 days after the date of such bills and shall bear interest at the rate of 6% per year 30 days from such date and until paid.

SECTION VIII

In the event the relocation of any street lighting unit shall be ordered by the City Council by ordinance or resolution, such relocation shall be performed by the Company at the expense of the City. In the event the City Council orders the Company to replace any light with another light with the same or less rated lumen output, the City shall pay the sacrifice value of the unit removed, plus labor of removal and overhead charges, less salvage value of any facilities removed, unless in the judgment of the Company, no charges should be made.

SECTION IX

This ordinance shall, upon acceptance in writing by the Company filed with the Clerk of the City, constitute a contract between the City and the Company.

SECTION X

This ordinance shall be effective at the earliest time allowed by law.

PASSED this 3rd. day of December, 1964.

ATTEST:

MABEL BAIRD
CLERK

NORMAN FERGUSON
MAYOR