

ORDINANCE NO. 524

A-2210

AN ORDINANCE
Authorizing
The Execution of
An Agreement with the
Central Illinois
Public Service Company

its Successors and Assigns
For Electrical Energy for
Municipal Pumping
in the
CITY OF NOKOMIS
County of MONTGOMERY
and State of Illinois

PASSED *Feb. 3* 19 64
EXPIRES *Feb. 4* 19 74

ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE CENTRAL ILLINOIS PUBLIC SERVICE COMPANY, ITS SUCCESSORS AND ASSIGNS, FOR ELECTRICAL ENERGY FOR MUNICIPAL PUMPING:

THEREFORE:

SECTION 1. Be it ordained by the COUNCIL of the CITY of NOKOMIS, County of MONTGOMERY, Illinois, that the following agreement for electrical energy for the operation of the municipality's pumping plant be entered into for and on behalf of said municipality.

AGREEMENT

THIS AGREEMENT, made and entered into in duplicate by and between the CITY of NOKOMIS, a municipal corporation of the State of Illinois, party of the first part, hereinafter referred to as "Municipality", and CENTRAL ILLINOIS PUBLIC SERVICE COMPANY, a corporation organized and existing under the laws of the State of Illinois, party of the second part, hereinafter referred to as "Company".

WITNESSETH:

The Company agrees to furnish the Municipality, in accordance with the terms and conditions hereinafter set forth, all electrical energy required for the operation of 33 electric motors, totaling 144 horse-power rated capacity, to be used only for municipal pumping for a period of ten years, commencing 1964, and ending 1974, and thereafter until this agreement is terminated by thirty (30) days' written notice given by one party to the other.

Said service will be furnished only at the following locations:

- Pump House. Route #16 Southwest of Nokomis. 3Ø, 230 volts.
- Disposal Lift Station. Franklin and Walnut St. 3Ø, 230 volts.
- Sewage Disposal Plant. End of Franklin Street. 3Ø, 230 volts.
- Water Treatment Plant. Route #16 Southwest of Nokomis. 3Ø, 230 volts.

The Municipality agrees to receive and pay the Company for said service in accordance with the Company's valid applicable rates, terms and conditions as from time to time in effect, such rates, terms and conditions being, respectively, at the present time Rate 10, Sheet 15, and Terms and Conditions, Sheet 18, all set forth in Company's Electric Service Schedule III. C.C. No. 9B, Section One. Neither the execution by the Municipality of this agreement nor anything contained herein shall limit or abridge any right or remedy the Company has or would have, if this agreement had not been accepted, to change, modify or supersede any of the rates, terms and conditions which now are or hereafter may be applicable to any service to be rendered by the Company to the Municipality pursuant to this agreement. This application of the Company's rates,

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terms and conditions, as from time to time approved or permitted to become effective by the Illinois Commerce Commission to the service to be rendered Municipality hereunder, shall in no wise be affected by the existence of this agreement.

This agreement shall inure to and be binding upon the successors and assigns of the respective parties hereto. No modification hereof shall be binding unless in writing duly accepted by the Municipality and approved by the President or a Vice President of the Company.

IN WITNESS WHEREOF, the said Central Illinois Public Service Company has caused this instrument to be executed in its corporate name by its President or a Vice President and attested by its Secretary or an Assistant Secretary and its corporate seal to be affixed; and the said CITY of NOKOMIS has caused this instrument to be executed in its corporate name by its MAYOR and attested by its CITY Clerk and its corporate seal to be affixed this _____ day of _____, 19 == .

SECTION 2. The respective officers in said agreement named are hereby authorized and directed to execute and deliver said agreement for and on behalf of said CITY.

SECTION 3. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 4. This Ordinance shall take effect from and after its passage, approval and, if necessary, its recordation.

Passed February 3 1964
Approved February 3 1964
Recorded February 4 1964

ATTEST:
Millicent Morgan
CITY CLERK

CITY OF NOKOMIS
H.C. Ketterson
MAYOR

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CERTIFICATE

STATE OF ILLINOIS }
COUNTY OF MONTGOMERY } ss.

I, *Melvin Morgan*, the duly qualified and acting CITY
Clerk of the CITY of NOKOMIS, in said county of MONTGOMERY,
and the official custodian of the records of said CITY, do hereby certify
that the foregoing is a true, correct and complete copy of Ordinance No. *524*, entitled,
"An Ordinance authorizing the execution of an agreement with the Central Illinois Public
Service Company, its successors and assigns, for electrical energy for municipal pumping,"
filed with the CITY Clerk of the CITY of NOKOMIS for public
inspection on the *20th* day of *January*, A. D. 1964, and passed
in the form in which it had remained on file for at least one week for public inspection at a
meeting of the *City* COUNCIL of said CITY
of NOKOMIS, held on the *3rd* day of *February*, A. D.
1964, approved and signed on the *3rd* day of *February*, A. D. 1964,
and recorded on the *4th* day of *February*, A. D. 1964, as said
ordinance appears from the records in my office.

Given under my hand and the corporate seal of said CITY of
NOKOMIS this *4th* day of *February*, A. D. 1964.

Melvin Morgan

CITY Clerk

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