

ORDINANCE BILL NO. 7 FOR 1959

ORDINANCE NO. 1056

AN ORDINANCE authorizing and directing the execution and delivery in the name and on behalf of the City of Lebanon, Oregon, of a contract with Pacific Power & Light Company, a corporation, providing for the furnishing by said Pacific Power & Light Company to said City of electric lighting service upon the streets, highways and public places within the corporate limits of said City for a period of ten (10) years from and after the effective date of this ordinance, a copy of the contract so authorized being set forth in this ordinance, and declaring such service essential to the security and welfare of said City and its inhabitants."

The people of the City of Lebanon do ordain as follows:

Section 1. That the City of Lebanon make and enter into a contract with Pacific Power & Light Company, a corporation, providing for the furnishing by said Pacific Power & Light Company to the City of Lebanon of electric lighting service for lighting the streets, highways and public places within the corporate limits of the City of Lebanon, for the period of ten (10) years from and after the effective date of this ordinance, which contract shall be approved by the Mayor, sealed with the corporate seal of the City and attested by the Recorder of the City of Lebanon, and shall be in words and figures as follows:

Contract for Overhead Circuit Street Lighting Service
From Fixtures Attached to Wood Poles

THIS CONTRACT made and entered into this 17th day of February, 1959, by and between the CITY OF LEBANON, a municipal corporation of the State of Oregon, hereinafter designated as "City", and PACIFIC POWER & LIGHT COMPANY, a corporation, hereinafter designated as "Company", WITNESSETH:

WHEREAS the execution of this contract by the City of Lebanon has been duly authorized by Ordinance No. 1056 of the City of Lebanon, approved by the Mayor on February 17,, 1959, and Company has accepted the undertakings, terms, and conditions hereinafter in this contract set forth;

NOW, THEREFORE, City and Company do hereby mutually agree as follows:

1. Company shall furnish to City and City shall take and pay for, in accordance with the terms and provisions hereof, all incandescent and mercury vapor street lighting service which City may require for lighting the streets, highways, and other public places within said City for a term of ten (10) years beginning February 17,, 1959, and ending February 16, 1969, and from year to year thereafter unless and until this contract shall be terminated by either party at the end of said term or of any succeeding contract year by written notice thereof given to the other party at least thirty (30) days prior to the end of said term of of such year.

2. The service to be furnished hereunder and taken and paid for by City shall initially be furnished by the presently existing system consisting of 7 - 1,000 lumen incandescent street lights, and 239 - 16,000 lumen mercury vapor street lights, all equipped with suitable luminaires and mounted on regular distribution wood poles, and an additional 18 - 16,000 lumen mercury vapor street lights all equipped with suitable luminaires and mounted on turned wood poles at the locations shown on Exhibit A attached hereto and made a part hereof. Said street lights and all appurtenances shall be furnished, owned, and maintained by the Company.

3. For the street lighting service to be furnished by Company, as hereinbefore provided, City will, except as modified herein, pay Company in accordance with the following schedule of rates:

For All Overhead Circuit Street
Lighting Service to be Supplied from Fixtures Attached
to Wood Poles Owned by the Company

| <u>Lamp Rating in Lumens</u> | <u>Rate Per Month Per Lamp</u> | <u>Number of Street Lights</u> |
|--|--------------------------------|--------------------------------|
| 1,000 Incandescent on distribution Wood Poles | \$1.00 | 7 |
| 16,000 Mercury Vapor on distribution Wood Poles | 4.25 | 221 |
| 16,000 Mercury Vapor on distribution Wood Poles | 5.00 | 6 |
| 16,000 Mercury Vapor on distribution Wood Poles | 5.50 | 7 |
| 16,000 Mercury Vapor on distribution Wood Poles | 6.25 | 5 |
| 16,000 Mercury Vapor on turned Wood Poles | 5.50 | 18 |

The above rates, excepting that rate applying to 16,000 lumen on turned wood poles, are based on the use for street lighting purposes of wood poles bearing other distribution circuits of Company. In addition to the rates specified above, a monthly charge of 50 cents per pole will be made by Company for each of the six distribution wood poles presently in use exclusively for street lighting purposes. These poles are at the following locations:

Intersection of Ralston Drive and Park Drive

On Ralston Drive, between Park Drive and Post St.

Intersection of Ralston Drive and Post St.

Intersection of Post St. and Binshadler St.

On Binshadler St., between Park Drive and Post St.

Intersection of Park Drive and Binshadler St.

In addition to the rates specified above, a monthly charge of \$1.00 per pole will be made by Company for each wood pole which Company is hereafter required to install, own, and maintain for the purpose of supporting street lighting fixtures or street lighting circuits, and which Company would not otherwise install. A similar

charge will be made for each wood pole owned by others on which Company rents space to install and maintain street lighting fixtures or circuits. Any pole charge to City specified above will be discontinued in the event any such pole is used by Company for electric distribution uses other than for street lighting purposes heretofore mentioned.

Company's rates and charges for street lighting service are, and at all times shall be, subject to the lawful orders and regulations of the Public Utility Commissioner of the State of Oregon or any other governmental authority having jurisdiction thereof, and Company's rates for street lighting service hereunder are subject to change from time to time by superseding schedule or by lawful order of said regulatory authority.

4. Company at all times hereunder, except when prevented by accident or other cause beyond its reasonable control, will supply the necessary electric energy, and the necessary service for switching on and off such energy, for continuous dusk to daylight operation of all lights or lamps of the street lighting services provided for hereunder, and will promptly replace all such lights or lamps which shall have burned out or ceased to function.

5. Payment for service furnished each month under this contract shall be made by City to Company at Company's office in Lebanon, Oregon within ten (10) days after receipt of bill for the service furnished during such month.

6. Company, upon receipt of written order from City, and subject to availability of manpower and required materials and equipment, will install on distribution wood poles and serve by overhead circuits at the new locations specified in such orders, such incandescent filament type and/or mercury vapor type lamps of any of the standard lumen ratings mentioned in Section 3 hereof as City may from time to time direct. Such lights will be installed, owned, operated and maintained by Company at such rates as are proper, based upon the cost of labor and materials at the time such additional lamps are installed.

7. Company, at any time upon receipt of written order from City, will discontinue the operation of any light or lamp then in service hereunder as may be specified in such order; and no further payment shall be required of City in respect of the operation of any such light or lamp after Company's receipt of such order of

discontinuance; provided, however, that none of the mercury vapor street lights may be so discontinued at any time during the period of five (5) years immediately following its installation.

8. Each order for a change in the lighting service to be furnished by Company hereunder, as provided in the foregoing Sections 6 and 7 hereof, shall be executed in duplicate, substantially in the form indicated on the attached Exhibit B hereof, and shall be signed by the Mayor or by the Recorder. Company, upon receipt of the duplicate of any such order, shall endorse thereon the date of its receipt over the signature of Company's authorized representative, and shall return to City one counterpart of such order so endorsed. When and as any change specified in such order shall have been completed, Company shall report the fact to City in writing, identifying the work with the particular order of City directing such change and showing the date of such completion.

9. All previous contracts between the parties hereto having reference to the furnishing of street lighting service by Company are hereby terminated as of the effective date hereof.

10. This contract and all of the terms and provisions hereof shall inure to the benefit of and be binding upon the successors and assigns of the parties hereto, respectively.

Section 2. It is hereby determined by the Council of the City of Lebanon that the lighting service provided for in the contract hereby authorized is necessary to enable said City to provide proper protection for itself and the inhabitants thereof, and is essential to the security and welfare of said City and its inhabitants.

Section 3. The Mayor of the City of Lebanon is hereby authorized and directed to execute and deliver such contract with Pacific Power & Light Company in the name and on behalf of the City of Lebanon, and the City Recorder is hereby authorized and directed to affix the seal of said City to said contract and to attest the same, upon execution thereof by the Mayor as herein provided.

Passed by the Council this 17th day of February, 1959.

Approved by the Mayor this 17th day of February, 1959


Mayor of the City of Lebanon

ATTEST:


Recorder of the City of Lebanon

City of Lebanon

1,000 LUMEN INCANDESCENT STREET LIGHTS
ON DISTRIBUTION WOOD POLES

1. Franklin St. and Harden Dr.
2. Sixth and Harrison St.
3. Alley, between Main and Park (Town Tavern).
4. Park and D Sts. (Rear of Skating Rink).
5. O'Neil St., east of Grove.
6. Cleveland and E. Carolina Sts.
7. Maple St., alley between Second and Main Sts.

City of Lebanon

16,000 LUMEN MERCURY VAPOR STREET LIGHTS
ON TURNED WOOD POLES
Each \$5.50 Per Month

1. Main and Vine Sts., N. E. corner
2. Main and Vine Sts., S. W. corner
3. 555 Main St.
4. 580 Main St.
5. Main and Ash Sts., N. E. corner
6. Main and Ash Sts., S. W. corner
7. 627 Main St.
8. 676 Main St.
9. Main and Sherman Sts., N. E. corner
10. Main and Sherman Sts., S. W. corner
11. Main St. and Central Lane
12. Main and Grant Sts., N. E. corner
13. Main and Grant Sts., N. W. corner
14. Main and Grant Sts., S. W. corner
15. 851 Main St.
16. 880 Main St.
17. Main and Maple Sts., N. E. corner
18. Main and Maple Sts., S. W. corner

City of Lebanon

16,000 LUMEN MERCURY VAPOR STREET LIGHTS
ON DISTRIBUTION WOOD POLES
EACH \$4.25 PER MONTH

1. Crescent and Ash Sts.
2. Ash between Crescent and Walnut Sts.
3. Ash and Walnut Sts.
4. Sherman and Walnut Sts.
5. Grant and Walnut Sts.
6. East end of Oak St.
7. Oak and Eddie Sts.
8. A St. and Eddie St.
9. Elmore and Eddie Sts.
10. Elmore and Filbert Sts.
11. Filbert, between Elmore and Milton Sts.
12. Filbert and Milton Sts.
13. Park Drive and Harden Drive.

City of Lebanon

16,000 LUMEN MERCURY VAPOR STREET LIGHTS
ON DISTRIBUTION WOOD POLES

Each \$4.25 Per Month
(Cont.)

14. Evans Drive and Park Drive.
15. Third and Mary Sts.
16. North Main St. and Santiam Highway (C.Z. ent.)
17. Ash St., alley between Main and Park Sts.
18. Mary St., 100 feet West of Fifth Street.
19. Park Drive and Milton St.
20. 775 Milton St.
21. 1890 Franklin St.
22. 1784 Franklin St.
23. 1680 Franklin St.
24. Franklin St. and Evans Dr.
25. Franklin St. and Milton St.
26. 1340 Franklin St.
27. Franklin and Elmore Sts.
28. Franklin and A Sts.
29. Cleveland and Oak Sts.
30. 625 Grant St.
31. Grant and Cleveland Sts.
32. Cleveland St. between Grant and Sherman Sts.
33. Crescent St. and Sherman St.
34. East end of Sherman St.
35. Cleveland and Vine Sts.
36. Cleveland and Rose Sts.
37. East end of Rose St.
38. Cleveland and Isabella Sts.
39. 593 East Isabella St.
40. East Isabella St. and Santiam St.
41. Cleveland and Dodge Sts.
42. Hiatt and Dodge Sts.
43. Hiatt and East Isabella Sts.
44. Hiatt and East Rose Sts.
45. Hiatt and East Vine Sts.
46. Hiatt and East Ash Sts.
47. Hiatt and East Sherman Sts.
48. Hiatt and East Grant Sts.
49. Hiatt and East Maple Sts.
50. Hiatt and East Oak Sts.
51. Hiatt and East A Sts.
52. Hiatt and Elmore Sts.
53. 387 Milton St.
54. Hiatt and Berry Sts.
55. Hiatt and Jennings Sts.
56. Williams and Jennings Sts. (R.R.)
57. Williams and Berry Sts. (R.R.)
58. Williams and Milton Sts.
59. 1280 Williams St.
60. Williams and Elmore Sts.
61. Williams and East A Sts. (R.R.)
62. Williams and East Oak Sts.
63. Williams and East Maple Sts.
64. Williams and East Grant Sts.
65. Williams and East Sherman Sts.
66. Williams and East Ash Sts.
67. Williams and East Vine Sts.
68. Williams and East Rose Sts.

City of Lebanon

16,000 LUMEN MERCURY VAPOR STREET LIGHTS
ON DISTRIBUTION WOOD POLES

Each \$4.25 Per Month
(Cont.)

69. Williams and East Isabella Sts.
70. Williams and East Carolina Sts.
71. Williams and East Dodge Sts.
72. Hiatt and Wheeler Sts.
73. Williams and Wheeler Sts.
74. Grove and O'Neil Sts.
75. Grove and Wheeler Sts.
76. Grove and East Dodge Sts.
77. Grove and East Carolina Sts.
78. Grove and East Isabella Sts.
79. Grove and East Rose Sts.
80. Grove and East Vine Sts.
81. Grove and East Ash Sts.
82. Grove and East Sherman Sts.
83. Grove and East Grant Sts.
84. Grove and East Maple Sts.
85. Grove and East Oak Sts.
86. Grove and East A Sts. (R.R.)
87. Grove and Elmore Sts.
88. 1390 Grove St.
89. Grove and Milton Sts.
90. Grove and Berry Sts.
91. Grove and Jennings Sts.
92. Carrol and Pine Sts.
93. Grove and Pine Sts.
94. Cedar and Hemlock Sts.
95. 91 Jennings St.
96. 150 Berry St.
97. Park and Milton Sts.
98. Park and Elmore Sts.
99. Park and East A Sts. (R.R.)
100. Park and East Oak Sts.
101. Park and East Maple Sts.
102. Park and East Grant Sts.
103. Park and East Sherman Sts.
104. Park and East Ash Sts.
105. Park and East Vine Sts.
106. Park and East Rose Sts.
107. Park and East Isabella Sts.
108. Park and East Carolina Sts.
109. Park and Dodge Sts.
110. Park and Wheeler Sts.
111. Wheeler and Eaton Sts.
112. 144 Eaton St.
113. Santiam Highway and Olive St. (R.R.)
114. Main and Wheeler Sts.
115. 67 Main St. (front and center of Jr. High)
116. Main and Carolina Sts.
117. Main and Isabella Sts.
118. Main and Rose Sts.
119. Sherman St. at alley between Main and Park Sts.
120. Main and Academy Sts.
121. Grant St. at alley between Main and Park Sts.
122. Main and Oak Sts.
123. Main and A Sts. (R.R.)
124. Main and Elmore Sts., N. E. corner
125. Main and Elmore Sts., S. W. corner

City of Lebanon

16,000 LUMEN MERCURY VAPOR STREET LIGHTS
ON DISTRIBUTION WOOD POLES

Each \$4.25 Per Month
(Cont.)

126. 1380 Main St.
127. Main and Milton Sts.
128. Main and Berry Sts.
129. Main and Jennings Sts.
130. Main and Pine Sts.
131. Main and Cedar Sts.
132. Second and Harden Sts. (canal)
133. Second and Cox Sts.
134. Second and E Sts.
135. Second and D Sts.
136. Second and C Sts.
137. Second and B Sts.
138. Second and A Sts.
139. Second and Oak Sts.
140. Cleveland and Ash Sts. (Mayer Dr.)
141. Second and Maple Sts.
142. Grant St., alley between Second and Main Sts.
143. Second and Grant Sts.
144. Sherman St., alley between Second and Main Sts.
145. Second and Sherman Sts.
146. Ash St., alley between Second and Main Sts.
147. Second and Ash Sts.
148. Second and Vine Sts.
149. Second and Rose Sts.
150. 224 Second St.
151. Second and Academy Sts.
152. North Main St. and Morton St.
153. North Main and Olive Sts. (R.R.)
154. North Main and Mary Sts.
155. Second and Mary Sts.
156. Fifth and Sherman Sts.
157. Second and Harrison Sts.
158. Second and Morton Sts.
159. Second and Tangent Sts.
160. Second and West end of Academy Sts.
161. Third and Olive Sts. (R.R.)
162. Third and Harrison Sts.
163. Third and Tangent Sts.
164. Third and Carolina Sts.
165. Third and Rose Sts.
166. Third and Vine Sts.
167. Third and Ash Sts.
168. Third and Sherman Sts.
169. Third and Grant Sts.
170. Third and Maple Sts.
171. Third and Oak Sts.
172. Third and E Sts. (Canal)
173. Fourth and D Sts.
174. Fourth and Oak Sts.
175. Fourth and Maple Sts.
176. Fourth and Grant Sts.
177. Fourth and Sherman Sts.
178. Santiam Highway at Hospital
179. Fourth and Olive Sts. (R.R.)
180. Fifth and Vine Sts.
181. Fifth and Ash Sts.
182. Fifth and Tangent Sts.
183. Fifth and Carolina Sts.

City of Lebanon

16,000 LUMEN MERCURY VAPOR STREET LIGHTS
ON DISTRIBUTION WOOD POLES

Each \$4.25 Per Month
(Cont.)

184. Fifth and Grant Sts.
185. Fifth and Maple Sts.
186. Fifth and Oak Sts.
187. Fifth and A Sts.
188. Fifth and B Sts.
189. Fifth and C Sts.
190. Fifth and D Sts.
191. Fifth and E Sts.
192. Fifth and F Sts.
193. Sixth and E Sts.
194. Sixth and D Sts.
195. Sixth and C Sts.
196. Sixth and B Sts.
197. Sixth and A Sts.
198. Sixth and Oak Sts.
199. Sixth and Grant Sts.
200. Sixth and Sherman Sts.
201. Sixth and Ash Sts.
202. Sixth and Vine Sts.
203. Sixth and Rose Sts.
204. ~~212~~ Sixth Streets.
205. Sixth and Tangent Sts.
206. Sixth and Morton Sts.
207. Seventh and Tangent Sts.
208. 273 Seventh St.
209. Seventh and Rose Sts.
210. Seventh and Vine Sts.
211. Seventh and Ash Sts.
212. Seventh and Sherman Sts.
213. Seventh and Grant Sts.
214. Seventh and Oak Sts.
215. Seventh and A Sts.
216. Seventh and B Sts.
217. Seventh and C Sts.
218. Seventh and D Sts.
219. Seventh and E Sts.
220. Fifth and Mary Sts.
221. Fifth and Rose Sts.

City of Lebanon

16,000 LUMEN MERCURY VAPOR STREET LIGHTS
ON DISTRIBUTION WOOD POLES

Each \$5.00 Per Month plus \$.50 for pole
used exclusively for Street Lighting
(Total, Each \$5.50)

1. Ralston Drive and Park Drive
2. Ralston Drive, between Park Drive and Post St.
3. Ralston Drive and Post St.
4. Post and Binshadler Sts.
5. Binshadler St., between Park Drive and Post St.
6. Park Drive and Binshadler St.

City of Lebanon

16,000 LUMEN MERCURY VAPOR STREET LIGHTS
ON DISTRIBUTION WOOD POLES

Each \$5.50 Per Month

1. Second and Olive Sts. (R.R.)
2. Fifth and Olive Sts. (R.R.)
3. Fifth and Harrison Sts. (R.R.)
4. Fifth St., first pole south of F St. (High School)
5. Fifth St., second pole south of F St. (High School)
6. Fifth St., third pole south of F St. (High School)
7. Fifth St. and Airport Rd.

16,000 LUMEN MERCURY VAPOR STREET LIGHTS
ON DISTRIBUTION WOOD POLES

Each \$6.25 Per Month

1. S. E. Corner, City Hall parking lot
2. Carolina and Santiam Sts.
3. Carolina and Bromil Sts.
4. Sixth St. (if extended) and Maple St.
5. Fourth and E Sts.

(Form of order for changes in overhead circuit street lighting service)

Pacific Power & Light Company
Lebanon, Oregon

You are hereby directed to make the following change(s) in the overhead circuit street lighting service supplied by the Company to the City under contract dated February 17, 1959, namely:

Under Section 6 of contract, install additional incandescent filament type lamps of the lumen rating(s) and at the location(s) specified below:

Under Section 6 of contract, install additional 16,000 lumen mercury vapor lamps at the locations specified below:

It is understood that the standard monthly rates for these types and sizes of street lights newly installed at this time are:

Under Section 7 of contract, discontinue operation of the lamp(s) now in service at the location(s) specified below:

Executed in duplicate _____, 19____.

CITY OF LEBANON

By _____
Mayor or Recorder

Received this _____ day of _____, 19____.

PACIFIC POWER & LIGHT COMPANY

By _____
District Manager

EXHIBIT B