

(Combination Company Owned
and
Municipally Owned Systems)

STREET LIGHTING CONTRACT ORDINANCE

NUMBER 8081-102

AN ORDINANCE CONTRACTING WITH ILLINOIS POWER COMPANY, AN ILLINOIS CORPORATION, ITS SUCCESSORS AND ASSIGNS, FOR THE FURNISHING OF STREET LIGHTING IN THE CITY OF URBANA COUNTY OF CHAMPAIGN, STATE OF ILLINOIS.

WHEREAS, ILLINOIS POWER COMPANY, hereinafter designated as "Utility", has offered to furnish, operate and maintain upon certain streets, alleys, avenues and other public places within the City of Urbana, hereinafter designated as "Municipality", a Utility owned street lighting system and to furnish electric energy and lamp renewals for an ornamental street lighting system owned and operated by the Municipality, in accordance with the provisions hereinafter set forth, and the acceptance of said proposal is deemed to be to the best interest of the Municipality and the Public.

NOW, THEREFORE, BE IT ORDAINED by the Mayor & City Council of the City of Urbana, COUNTY OF CHAMPAIGN, STATE OF ILLINOIS:

1. That Utility hereby agrees to furnish, operate and maintain a street lighting system for the lighting of streets, avenues and other public places within the Municipality. The street lighting system installed or to be installed by Utility hereunder shall be what is known as a multiple system.

Utility will install, maintain and operate at locations designated by Municipality, additional street lights reasonably required for such street lighting purposes and ordered by Municipality during the term hereof by resolution duly adopted.

The number and size of lamps to be operated shall be as determined by Municipality, subject to the conditions of this Contract Ordinance and to the Grantee's requirements for operating a multiple system.

Utility further agrees to furnish electric energy and lamp renewals for the ornamental street lighting system owned by Municipality.

2. That Municipality hereby agrees to purchase from Utility all the lighting service which Municipality shall require and use for street lighting in excess of such service supplied by Grantee pursuant to a certain franchise dated Jan. 6, 1969 ; during the term hereof and to pay to Utility for such lighting service the amounts due for lights installed and operated under Utility's electric price schedule, Ill. C. C. No. 23 Sheet Nos. 34, 35, as now on file with or hereafter modified by order of the Illinois Commerce Commission. 36, 37, & 38

The initial installation of street lights, in the street lighting system owned by the Utility, to be furnished, operated and maintained, pursuant to this Contract Ordinance shall be as follows:

<u>Number</u>	<u>Size of Lamps</u>	<u>Type of Lights</u>	<u>Annual Burning Schedule-Hours</u>
NONE			

The initial installation of lights in the street lighting system owned by the Municipality, for which Utility shall furnish electric energy and lamp renewals, pursuant to this Contract Ordinance shall be as follows:

<u>Number</u>	<u>Size of Lamps</u>	<u>Type of Lights</u>	<u>Annual Burning Schedule-Hours</u>
3	7300	Class C	4000

Terms of Payment:

Bills will be rendered monthly on the basis of the above rate, and Municipality shall pass and allow all such bills for service, which are presented by the Utility not less than 3 days before any regular meeting of the City Council or Board of Trustees, as the case may be, of the Municipality at such meeting, and shall further pay all bills so allowed within 10 days after the date of such allowance. Any bill not paid within 30 days after the date on which it is rendered, shall bear interest at the rate of 6% per annum from the date on which it is rendered.

3. That Municipality shall be indebted to Utility only in the amount or amounts represented by monthly charges for lamp operating service actually furnished hereunder and is under no obligation to receive or accept any minimum of service under this agreement.
4. That Utility agrees to make available to Municipality, during the term hereof, any revised general street lighting price schedule of Utility, that may become effective, and which would be more advantageous to the Municipality.
5. That the Utility owned street lights herein contracted for shall be located at such places within the municipal limits as the Municipality shall direct, and shall be installed on brackets approximately eighteen (18) feet from the ground. Should the Municipality, during the term of this Contract Ordinance, require the location of any such light or lights to be changed, the cost of such change shall be borne by the Municipality.
6. That if Utility shall fail to operate the street lights as herein provided for, an amount proportional to the period of outage for number of lamps not burning shall be deducted from the monthly charge, provided, how-

- ever, no deduction shall be made unless Utility shall fail to turn on the lights after written notification, or shall fail to replace burned-out lamps within twenty-four (24) hours after written notice from the Municipality.
7. That Utility shall endeavor to maintain adequate and continuous service but does not guarantee that the supply of electric energy will, at all times, be constant; and it is agreed that temporary cessation of Utility's service hereunder, occasioned by acts of God, fire, explosion, strike, insurrection, mob violence, governmental interference, breakdown, or injury to machinery, transmission or distribution lines, or other accidents or causes not reasonably within its control, shall not constitute a breach of this contract on the part of Utility, and Utility shall not be liable to Municipality for any damages resulting from such temporary cessation of service.
 8. That the poles, conductors, conduits and equipment placed by Utility in the streets, avenues, alleys and public places in the Municipality shall be exempt from any special tax, assessment, license or rental fee during the term of this Ordinance.
 9. That this Contract Ordinance shall be in full force and effect for a term often (10) years, said term to commence when Utility accepts this Ordinance in writing, which said acceptance shall be filed within sixty (60) days after the passage and approval of this Ordinance, and this Ordinance when so accepted by Utility shall become a Contract between Municipality and Utility and shall continue in full force and effect during the term aforesaid.
 10. That a certain Ordinance entitled AN ORDINANCE CONTRACTING WITH ILLINOIS POWER COMPANY, AN ILLINOIS CORPORATION, ITS SUCCESSORS AND ASSIGNS, FOR THE FURNISHING OF STREET LIGHTING IN THE CITY OF URBANA, COUNTY OF CHAMPAIGN, STATE OF ILLINOIS.

passed by the Mayor & City Council of the City
 of Urbana, Illinois on the 3rd day of May A. D. 1971,
 and approved by the Mayor & City Council
 on the 3rd day of May A. D. 1971, be and the same is hereby repealed and
 of no further force and effect.

11. That all provisions of this Contract which are obligatory upon or shall inure to the benefit of the Utility shall inure to the benefit of all successors and assigns of said Utility.

PASSED by the City Council of said
 City of Urbana, COUNTY of CHAMPAIGN, STATE OF ILLINOIS,

this 20th day of April A. D. 1981.

APPROVED by the Mayor of said
 City of Urbana, COUNTY of CHAMPAIGN, STATE OF ILLINOIS,

this 20th day of April A. D. 1981.

SEAL

ATTEST:

(Title) City Clerk

(Title) Mayor

STATE OF ILLINOIS }
COUNTY OF CHAMPAIGN } SS

I, Ruth Brookens

Clerk of the City of Urbana

COUNTY OF CHAMPAIGN

STATE OF ILLINOIS, do hereby certify that the foregoing is

a true, correct and complete copy of a Street Lighting Contract Ordinance

duly passed by the Mayor and City Council of said City on the day of

A. D. 19 , the original of which said Ordinance is on file in my office.

I do hereby certify that I am the legal custodian of all papers, contracts, documents and records of said Ordinance ; that said Ordinance has been on file or published for the inspection of the public, to the extent required by law and that said Ordinance has not been rescinded as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said

City this day of A. D. 19 .

(SEAL)

Clerk

ILLINOIS POWER COMPANY

SCHEDULE OF RATES FOR ELECTRIC SERVICE

STANDARD TERMS AND CONDITIONS

The Standard Terms and Conditions set forth below and Ill. C. C. No. 24 - Rules, Regulations and Conditions Applying to Electric Service apply to all pertinent electric service classifications and riders, except that where provisions not consistent herewith or with the above-mentioned rules, regulations and conditions are set out in individual service classifications, riders and special contracts on file with the Illinois Commerce Commission the provisions of the service classifications, riders and special contracts shall govern.

1. Resale and Redistribution

Energy supplied to any Customer under Ill. C. C. No. 23 is not available for resale or redistribution.

2. Exclusive Source of Power

Service shall not be available to any Customer where Customer purchases electric energy from any other source than Utility.

3. Modification of Schedule of Rates and Contracts

Any service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service, any substitution therefor, and any existing or future contract required by a service classification to be entered into or entered into between Utility and Customer for electric service shall be amended from time to time to incorporate any revisions and changes in the particular service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service (including without limitation changes in rates, charges, and terms or conditions of service) when such revision, change or substitution shall be approved or permitted to go into effect under the Public Utilities Act or as otherwise provided by law. Nothing contained in any service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service, or in any existing or future contract, shall effect or be construed as affecting in any way the right of Utility unilaterally and without consent of Customer to take or initiate action, as permitted by applicable laws and regulations, to make revisions or changes in any service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service, or in any existing or future contract.

4. Prompt Payment Discount and Terms of Payment

- (a) Customer's bills, distributed at monthly intervals, will be rendered at a gross charge as determined in the applicable service classification. A prompt payment discount of 2% of the stated charges in the applicable service classifications and other applicable charges under Utility's Schedule of Rates for Electric Service will be allowed on or before the prompt payment due date which is 21 days after the date bills are distributed for residential Customers and 14 days for non-residential Customers excepting those non-residential Customers identified in subsection 4(c). The gross charge shall be due on accounts not paid in full on the prompt payment due date.
- (b) Utility shall automatically allow the prompt payment discount for bills paid after the due date provided such allowances are not made more often than every six months.
- (c) Because of statutory or other requirements incidental to their fiscal operations, Federal, State, County and Municipal governments including public school districts or any other political subdivision created under Federal or State laws and supported by public taxation, will be allowed a prompt payment discount period of 30 days from date of bill during which time payment may be made at the gross charge less a prompt payment discount. Such accounts not paid in full within 30 days will be subject to the gross charge billed.
- (d) The gross charge provided for in subsections 4(a), (b) and (c) above shall not be in lieu of or affect Utility's right to collect interest as provided by law or by contract on account of failure of Customer to pay charges when they become due and payable.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

STANDARD TERMS AND CONDITIONS - PAGE 2

5. Additional Charges for Excess State Public Utility Tax

State Public Utility Tax in excess of 3% on electric service will be added to the billing as provided in Section 36 of the Public Utilities Act, as amended, as stated in Rider AA of Utility's Schedule of Rates for Electric Service.

6. Additional Charges for Municipal Tax

Whenever and so long as any municipal or quasi-municipal corporation shall impose the tax authorized by Section 8-11-2 of the Illinois Municipal Code, as amended, Utility shall, pursuant to Section 36 of the Act concerning public utilities, as amended, add certain additional charges for services rendered in such municipalities. The municipalities in which such charges shall be applicable and the amount of such additional charges shall be as stated in Rider A of Utility's Schedule of Rates for Electric Service.

7. Additional Charges for Service in Certain Communities

Whenever and so long as any municipal or quasi-municipal corporation shall require Utility to pay a consideration for any franchise or privilege, or shall tax Utility as may be provided by law, and if such consideration or tax is based on a percentage of Utility's gross earnings or gross receipts from electric service to Customers within the territorial limits of such taxing bodies, the charge for service to each Customer within such territorial limits which would otherwise be made shall be increased (by separate billing item or items) by the same percentage or amount plus such additional percentage or amounts to cover costs of accounting, the resulting increases in other taxes and other matters as may be permitted by law.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

SERVICE CLASSIFICATION 45 Municipal Street Lighting Service

1. Availability

This service classification is available to any city, village or town, or to any park district situated within or adjacent to any city, village or town (hereafter called 'Municipality'), in which Utility is rendering electric service under an ordinance granting Utility the privilege of occupying the streets, alleys, and other public places in said municipality for the purpose of transmission, distribution, and sale of electric service, and under the specific limitations herein provided, to other municipalities (i.e., cities, villages and towns in which Utility does not have a franchise), and citizen groups.

The rates provided without contract term or quantity discounts shall be available to Municipalities in which Utility has no currently effective franchise or citizen groups contracting to take street lighting service from Utility for not less than a 5 year period in areas where Utility owns and operates adequate electric service facilities.

Incandescent lamps shall not be available for new installations except where such installations will be necessary in order to preserve a uniform lighting appearance within or immediately adjacent to an existing street lighting system of the same size incandescent lamps.

2. Class of Service

Utility will furnish the classes of service described below, each at the corresponding charges per lamp per month, including maintenance, electric energy requirements, and replacements of lamps and other glassware as required on systems owned and operated by Utility, but only including electric energy requirements and lamp replacements on systems owned and operated by Municipality.

Class A - Incandescent lamps on standard overhead wood pole construction, owned and operated by Utility.

Class B - Incandescent lamps on standard overhead concrete pole construction or on existing metal pole construction, owned and operated by Utility.

Class C - Either incandescent, mercury vapor or sodium vapor lamps owned and operated by Municipality.

Class D - Either mercury vapor or sodium vapor lamps on standard overhead wood pole construction, owned and operated by Utility.

Class E - Either mercury vapor or sodium vapor lamps on standard overhead concrete pole construction or on existing metal pole construction, owned and operated by Utility.

3. Rates

The gross charge shall equal the sum of the charges below and other applicable charges under Utility's Schedule of Rates for Electric Service increased by 2%.

(a) Charges per Lamp per Month.

The following rates are based on 4,000 hours per year burning schedule including all hours of darkness:

<u>Incandescent</u> (see Availability)	<u>Class A</u>	<u>Class B</u>	<u>Class C</u>	<u>Class D</u>	<u>Class E</u>
<u>Size</u>					
1,000 Lumen	\$2.50	\$ -	\$1.25	\$ -	\$ -
2,500 Lumen	3.00	4.95	1.70	-	-
4,000 Lumen	3.90	5.75	2.30	-	-
6,000 Lumen	5.20	7.55	3.10	-	-
10,000 Lumen	6.90	9.45	4.00	-	-

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

SERVICE CLASSIFICATION 45 - PAGE 2

3. Rates (continued)

<u>Mercury Vapor</u>		<u>Class A</u>	<u>Class B</u>	<u>Class C</u>	<u>Class D</u>	<u>Class E</u>
<u>Size</u>						
7,200 Lumen,	175 Watts	-	-	\$ 2.75	\$ 6.25	\$10.55
11,000 Lumen,	250 Watts	-	-	3.70	7.65	11.75
17,000 Lumen,	400 Watts	-	-	5.75	9.80	12.60
30,000 Lumen,	700 Watts	-	-	9.20	15.60	21.65
46,000 Lumen,	1,000 Watts	-	-	11.15	17.85	24.90

<u>Sodium Vapor</u>		<u>Class A</u>	<u>Class B</u>	<u>Class C</u>	<u>Class D</u>	<u>Class E</u>
<u>Size</u>						
8,700 Lumen,	100 Watts	-	-	\$ 3.30	\$ 9.30	\$16.40
15,000 Lumen,	150 Watts	-	-	5.30	10.15	16.60
23,000 Lumen,	250 Watts	-	-	7.60	12.65	19.75
46,500 Lumen,	400 Watts	-	-	11.15	17.15	23.60

(b) Contract Term Discount

The charges in subsection 3(a) shall be subject to a discount of 10% if a contract ordinance with a term of 10 years or more is in effect.

(c) Quantity Discounts

The charges in subsections 3(a) and 3(b) shall be subject to additional discounts, as follows:

For the first \$ 50 of the foregoing charges per month, no discount.
For the next \$150 of the foregoing charges per month, 3% discount.
For the next \$700 of the foregoing charges per month, 5% discount.
For all over \$900 of the foregoing charges per month, 10% discount.

(d) Additional Charges

Where Utility installs, operates, and maintains facilities other than those facilities used in standard overhead street lighting installation, Customers shall pay a monthly charge equal to 1.5% of the estimated installed cost of such additional facilities. These additional charges shall be in addition to those charges provided for above.

4. Contract Provisions

Utility shall not be required to provide or install street lighting systems and facilities or furnish service under this service classification unless a contract ordinance has been adopted by Municipality authorizing the purchase of service for a term of not less than 5 years from the date of such installation.

5. Premature Replacement of Mercury Vapor Lamps

In the event customer requests Utility to replace a mercury vapor lamp with a sodium vapor lamp during the primary term of any contract in existence as of November 28, 1977, the customer must pay Utility for the cost of labor (including transportation and overheads) for replacing such lamp.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

SERVICE CLASSIFICATION 45 - PAGE 3

6. Additional Conditions and Contract Provisions

Any existing or future contract required by this service classification to be entered into or entered into between Utility and Customer for electric service shall be amended from time to time to incorporate any revisions and changes in this service classification or any rider, standard term or condition, or rule, regulation or condition applying to electric service (including without limitation changes in rates, charges, and terms or conditions of service) when such revision, change or substitution shall be approved or permitted to go into effect under the Public Utilities Act or as otherwise provided by law. Nothing contained in any service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service, or in any existing or future contract shall affect or be construed as affecting in any way the right of Utility unilaterally and without consent of Customer to take or initiate action, as permitted by applicable laws and regulations, to make revisions or changes in any service classification, rider, standard and term or condition, or rule, regulation or condition applying to electric service, or in any existing or future contract.

NOTE: This service classification is subject to Utility's Standard Terms and Conditions in its Schedule of Rates for Electric Service.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

RIDER A Municipal Tax Additions

Pursuant to the provisions of Section 36 of the Public Utilities Act, as amended, authorizing certain additional charges for services rendered in municipalities imposing the tax authorized by Section 8-11-2 of the Illinois Municipal Code, Utility will add the percentage shown below opposite the names of such municipalities to all billings (which shall include the percentage addition for Excess Public Utility Tax shown on Rider AA) for electricity furnished for use or consumption and not for resale, and for all services rendered in connection therewith, within the corporate limits of such municipalities (except items of such billings resulting from transactions not subject to such tax). The effective date for such additions will coincide with the date upon which the gross receipts from such billings become subject to tax. The amount of the additions will be separately designated on each Customer's bill as "Municipal Tax" or by a similar legend.

Name of Municipality	Percentage Addition to Billings	Effective Date
Arlington	5.44%	October 1, 1967
Bloomington	2.17%	May 1, 1979
Brooklyn	5.44%	August 21, 1961
Buffalo	5.44%	September 25, 1970
Cahokia	5.44%	November 1, 1969
Cambridge	2.50%	November 1, 1962
Centreville	5.44%	September 1, 1969
Champaign	2.99%	November 1, 1964
Cherry	5.44%	January 4, 1961
Colfax	5.44%	February 1, 1979
Dawson	5.44%	February 6, 1967
De Pue	2.17%	September 16, 1978
East Carondelet	3.26%	January 1, 1956
East Galesburg	3.26%	August 22, 1971
Equality	5.44%	June 1, 1974
Keithsburg	5.44%	March 15, 1964
*Mansfield	5.44%	May 1, 1980
Marseilles	1.09%	January 1, 1980
Maryville	3.26%	June 1, 1966
Mt. Olive	5.44%	October 1, 1957
National City	5.44%	August 1, 1979
Newark	5.44%	November 1, 1966
Normal	5.44%	July 1, 1965
Pontoon Beach	5.44%	December 18, 1970
Prairie du Rocher	3.26%	January 1, 1976
Ridgway	5.44%	December 1, 1971
Shawneetown	5.44%	September 1, 1967
South Roxana	5.44%	October 1, 1976
Steeleville	3.26%	October 1, 1963
Urbana	5.44%	October 1, 1974
Valmeyer	5.44%	May 1, 1966
Venice	3.26%	July 1, 1979

*Asterisk indicates change.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

RIDER AA Excess State Public Utility Tax

Pursuant to the provisions of Section 36 of the Public Utilities Act, as amended, authorizing certain additional charges for services rendered in the State of Illinois on account of the addition of State Public Utility Tax in excess of 3%, Utility will add such excess to all billings for electricity furnished for use or consumption and not for resale, and for all services rendered in connection therewith (except items of such billing resulting from transactions not subject to such tax). The percentage additions to all billings subject to the State Public Utility Tax and the date on which such billings will become effective are as follows:

Percentage Addition

2.00%

Effective Date

Meter readings taken on and after August 1, 1967

ILLINOIS POWER COMPANY

SCHEDULE OF RATES FOR ELECTRIC SERVICE

STANDARD TERMS AND CONDITIONS

The Standard Terms and Conditions set forth below and Ill. C. C. No. 24 - Rules, Regulations and Conditions Applying to Electric Service apply to all pertinent electric service classifications and riders, except that where provisions not consistent herewith or with the above-mentioned rules, regulations and conditions are set out in individual service classifications, riders and special contracts on file with the Illinois Commerce Commission the provisions of the service classifications, riders and special contracts shall govern.

1. Resale and Redistribution

Energy supplied to any Customer under Ill. C. C. No. 23 is not available for resale or redistribution.

2. Exclusive Source of Power

Service shall not be available to any Customer where Customer purchases electric energy from any other source than Utility.

3. Modification of Schedule of Rates and Contracts

Any service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service, any substitution therefor, and any existing or future contract required by a service classification to be entered into or entered into between Utility and Customer for electric service shall be amended from time to time to incorporate any revisions and changes in the particular service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service (including without limitation changes in rates, charges, and terms or conditions of service) when such revision, change or substitution shall be approved or permitted to go into effect under the Public Utilities Act or as otherwise provided by law. Nothing contained in any service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service, or in any existing or future contract, shall effect or be construed as affecting in any way the right of Utility unilaterally and without consent of Customer to take or initiate action, as permitted by applicable laws and regulations, to make revisions or changes in any service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service, or in any existing or future contract.

4. Prompt Payment Discount and Terms of Payment

- (a) Customer's bills, distributed at monthly intervals, will be rendered at a gross charge as determined in the applicable service classification. A prompt payment discount of 2% of the stated charges in the applicable service classifications and other applicable charges under Utility's Schedule of Rates for Electric Service will be allowed on or before the prompt payment due date which is 21 days after the date bills are distributed for residential Customers and 14 days for non-residential Customers excepting those non-residential Customers identified in subsection 4(c). The gross charge shall be due on accounts not paid in full on the prompt payment due date.
- (b) Utility shall automatically allow the prompt payment discount for bills paid after the due date provided such allowances are not made more often than every six months.
- (c) Because of statutory or other requirements incidental to their fiscal operations, Federal, State, County and Municipal governments including public school districts or any other political subdivision created under Federal or State laws and supported by public taxation, will be allowed a prompt payment discount period of 30 days from date of bill during which time payment may be made at the gross charge less a prompt payment discount. Such accounts not paid in full within 30 days will be subject to the gross charge billed.
- (d) The gross charge provided for in subsections 4(a), (b) and (c) above shall not be in lieu of or affect Utility's right to collect interest as provided by law or by contract on account of failure of Customer to pay charges when they become due and payable.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

STANDARD TERMS AND CONDITIONS - PAGE 2

5. Additional Charges for Excess State Public Utility Tax

State Public Utility Tax in excess of 3% on electric service will be added to the billing as provided in Section 36 of the Public Utilities Act, as amended, as stated in Rider AA of Utility's Schedule of Rates for Electric Service.

6. Additional Charges for Municipal Tax

Whenever and so long as any municipal or quasi-municipal corporation shall impose the tax authorized by Section 8-11-2 of the Illinois Municipal Code, as amended, Utility shall, pursuant to Section 36 of the Act concerning public utilities, as amended, add certain additional charges for services rendered in such municipalities. The municipalities in which such charges shall be applicable and the amount of such additional charges shall be as stated in Rider A of Utility's Schedule of Rates for Electric Service.

7. Additional Charges for Service in Certain Communities

Whenever and so long as any municipal or quasi-municipal corporation shall require Utility to pay a consideration for any franchise or privilege, or shall tax Utility as may be provided by law, and if such consideration or tax is based on a percentage of Utility's gross earnings or gross receipts from electric service to Customers within the territorial limits of such taxing bodies, the charge for service to each Customer within such territorial limits which would otherwise be made shall be increased (by separate billing item or items) by the same percentage or amount plus such additional percentage or amounts to cover costs of accounting, the resulting increases in other taxes and other matters as may be permitted by law.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

SERVICE CLASSIFICATION 41 Municipal Service

1. Availability

This service classification is available to any city, village or town (hereinafter called "Municipality"), in which Utility is rendering electric service under a franchise ordinance for a period of not less than 20 years, granting Utility the privilege of occupying the streets, alleys and other public places, for the purpose of transmission, sale and distribution of electric service. This schedule is not applicable to resale, standby or auxiliary service.

2. Conditions of Service

- (a) Service will be furnished at standard primary or secondary distribution voltage at Utility's option.
- (b) Utility will combine meter readings for all service rendered to the Municipality under this Service Classification.

3. Rates

The gross charge shall equal the sum of the charges below and other applicable charges under Utility's Schedule of Rates for Electric Service increased by 2%.

- (a) Facilities Charge \$2.00 per month for each point of delivery

* (b) Energy Charge

The following charges shall apply to all usage for bills issued during the following seasons:

<u>Summer Season (1)</u>		<u>Winter Season (2)</u>	
<u>Kilowatt hours (kwh)</u>	<u>Charges</u>	<u>Kilowatt hours (kwh)</u>	<u>Charges</u>
<u>Used in Any One Month</u>		<u>Used in Any One Month</u>	
For all kwh	3.03¢ per kwh	For the first 1100 kwh times the total number of delivery points	3.03¢ per kwh
		For all kwh in excess of 1100 kwh times the total number of delivery points	2.54¢ per kwh

(1) Summer Season is the billing months of June, July, August and September.

(2) Winter Season is all billing periods not in the summer season.

(c) Fuel Cost Adjustment

The energy charges in subsection 3(b) are subject to the Fuel Cost Adjustment provided in Rider F.

* (d) Contract Term Discount

The charges in subsection 3(b), reduced by 1.48¢ per kwh, shall be subject to a discount of 10% if a contract ordinance with a term of 10 years or more is in effect.

4. Contract Provisions

Service will not be provided by Utility unless a contract ordinance has been adopted by Municipality authorizing the purchase of service for a term of not less than 10 years or the remaining term of any existing electric franchise ordinance.

*Asterisk indicates change.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

SERVICE CLASSIFICATION 41 - PAGE 2

5. Additional Conditions and Contract Provisions

Any existing or future contract required by this service classification to be entered into or entered into between Utility and Customer for electric service shall be amended from time to time to incorporate any revisions and changes in this service classification or any rider, standard term or condition, or rule, regulation or condition applying to electric service (including without limitation changes in rates, charges, and terms or conditions of service) when such revision, change or substitution shall be approved or permitted to go into effect under the Public Utilities Act or as otherwise provided by law. Nothing contained in any service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service, or in any existing or future contract shall affect or be construed as affecting in any way the right of Utility unilaterally and without consent of Customer to take or initiate action, as permitted by applicable laws and regulations, to make revisions or changes in any service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service, or in any existing or future contract.

NOTE: This service classification is subject to Utility's Standard Terms and Conditions in its Schedule of Rates for Electric Service.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

SERVICE CLASSIFICATION 42 Miscellaneous Municipal Service

1. Availability

This service classification is available to any city, village, or town and to any park or sanitary district situated within or adjacent to Utility's distribution system in any such city, village or town, (hereinafter called "Municipality"), in which Utility is rendering electric service under an ordinance granting Utility the privilege of occupying the streets, alleys, and other public places for the purpose of transmission, distribution, and sale of electric service. This schedule is not applicable to resale or standby service.

2. Conditions of Service

- (a) Service will be furnished at standard primary or secondary distribution voltage at Utility's option.
- (b) Utility shall not be obligated to serve a connected load of less than 10 kw at any point of delivery.
- (c) Utility will combine meter readings for all service rendered to the Municipality under this service classification.

3. Rates

The gross charge shall equal the sum of the charges below and other applicable charges under Utility's Schedule of Rates for Electric Service increased by 2%.

- (a) Facilities Charge \$2.00 per month per delivery point

* (b) Energy Charge

The following charges shall apply to all usage for bills issued during the following seasons:

<u>Summer Season (1)</u>		<u>Winter Season (2)</u>	
<u>Kilowatt hours (kwh)</u>		<u>Kilowatt hours (kwh)</u>	
<u>Used in Any One Month</u>	<u>Charges</u>	<u>Used in Any One Month</u>	<u>Charges</u>
For all kwh	4.28¢ per kwh	For the first 1100 kwh times the total number of delivery points	4.28¢ per kwh
		For all kwh in excess of 1100 kwh times the total number of delivery points	2.54¢ per kwh

(1) Summer Season is the billing months of June, July, August and September.

(2) Winter Season is all billing periods not in the summer season.

(c) Fuel Cost Adjustment

The energy charges in subsection 3(b) are subject to the Fuel Cost Adjustment provided in Rider F.

4. Contract Provisions

Service will not be provided by the Utility unless a contract ordinance has been adopted by Municipality authorizing the purchase of service for a period not less than 5 years.

*Asterisk indicates change.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

SERVICE CLASSIFICATION 42 - PAGE 2

5. Additional Conditions and Contract Provisions

Any existing or future contract required by this service classification to be entered into or entered into between Utility and Customer for electric service shall be amended from time to time to incorporate any revisions and changes in this service classification or any rider, standard term or condition, or rule, regulation or condition applying to electric service (including without limitation changes in rates, charges, and terms or conditions of service) when such revision, change or substitution shall be approved or permitted to go into effect under the Public Utilities Act or as otherwise provided by law. Nothing contained in any service classification, rider, standard term or condition, or rule regulation or condition applying to electric service, or in any existing or future contract shall affect or be construed as affecting in any way the right of Utility unilaterally and without consent of Customer to take or initiate action, as permitted by applicable laws and regulations, to make revisions or changes in any service classification, rider, standard term or condition, or rule, regulation or condition applying to electric service, or in any existing or future contract.

NOTE: This service classification is subject to Utility's Standard Terms and Conditions in its Schedule of Rates for Electric Service.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

RIDER A Municipal Tax Additions

Pursuant to the provisions of Section 36 of the Public Utilities Act, as amended, authorizing certain additional charges for services rendered in municipalities imposing the tax authorized by Section 8-11-2 of the Illinois Municipal Code, Utility will add the percentage shown below opposite the names of such municipalities to all billings (which shall include the percentage addition for Excess Public Utility Tax shown on Rider AA) for electricity furnished for use or consumption and not for resale, and for all services rendered in connection therewith, within the corporate limits of such municipalities (except items of such billings resulting from transactions not subject to such tax). The effective date for such additions will coincide with the date upon which the gross receipts from such billings become subject to tax. The amount of the additions will be separately designated on each Customer's bill as "Municipal Tax" or by a similar legend.

<u>Name of Municipality</u>	<u>Percentage Addition to Billings</u>	<u>Effective Date</u>
Arlington	5.44%	October 1, 1967
Bloomington	2.17%	May 1, 1979
Brooklyn	5.44%	August 21, 1961
Buffalo	5.44%	September 25, 1970
Cahokia	5.44%	November 1, 1969
Cambridge	2.50%	November 1, 1962
Centreville	5.44%	September 1, 1969
Champaign	2.99%	November 1, 1964
Cherry	5.44%	January 4, 1961
Colfax	5.44%	February 1, 1979
Dawson	5.44%	February 6, 1967
De Pue	2.17%	September 16, 1978
East Carondelet	3.26%	January 1, 1956
East Galesburg	3.26%	August 22, 1971
Equality	5.44%	June 1, 1974
Keithsburg	5.44%	March 15, 1964
*Mansfield	5.44%	May 1, 1980
Marseilles	1.09%	January 1, 1980
Maryville	3.26%	June 1, 1966
Mt. Olive	5.44%	October 1, 1957
National City	5.44%	August 1, 1979
Newark	5.44%	November 1, 1966
Normal	5.44%	July 1, 1965
Pontoon Beach	5.44%	December 18, 1970
Prairie du Rocher	3.26%	January 1, 1976
Ridgway	5.44%	December 1, 1971
Shawneetown	5.44%	September 1, 1967
South Roxana	5.44%	October 1, 1976
Steeleville	3.26%	October 1, 1963
Urbana	5.44%	October 1, 1974
Valmeyer	5.44%	May 1, 1966
Venice	3.26%	July 1, 1979

*Asterisk indicates change.

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

RIDER AA Excess State Public Utility Tax

Pursuant to the provisions of Section 36 of the Public Utilities Act, as amended, authorizing certain additional charges for services rendered in the State of Illinois on account of the addition of State Public Utility Tax in excess of 3%, Utility will add such excess to all billings for electricity furnished for use or consumption and not for resale, and for all services rendered in connection therewith (except items of such billing resulting from transactions not subject to such tax). The percentage additions to all billings subject to the State Public Utility Tax and the date on which such billings will become effective are as follows:

Percentage Addition

2.00%

Effective Date

Meter readings taken on and after August 1, 1967

ILLINOIS POWER COMPANY SCHEDULE OF RATES FOR ELECTRIC SERVICE

RIDER F FUEL COST ADJUSTMENT

1. Applicability

Applicable to Service Classifications 1, 2, 4, 10, 11, 13, 21, 24, 30, 41 and 42, and all large power contracts approved separately.

2. Fuel Cost Adjustment

A Fuel Cost Adjustment (FCA) will be applied to each kwh of energy billed under the above service classifications during any month based on the following formula:

$$FCA = \frac{.011 (AFC - BFC)}{.97}$$

where:

FCA = Fuel Cost Adjustment. The amount rounded to the nearest .001¢ per kwh to be charged for each kwh billed during any one month.

*BFC = Base Fuel Cost. The base fuel cost in cents per million British Thermal Units (BTU) included in the energy charges of the above service classifications. The current base fuel cost is 134¢ per million Btu.

AFC = Average Fuel Cost. The average cost in cents per million BTU for energy in fuel converted into electric energy supplied to Utility's system by Utility's generating plants during the first two of the immediately preceding three calendar months.

.97 = Factor to recover, pursuant to Section 36(b) of the Public Utilities Act, as amended, and now in force, the three (3) percent portion of the State Public Utility Tax associated with changes in the cost of fuel and which is not otherwise recoverable under Utility's Rider AA - Excess State Public Utility Tax.

*Asterisk indicates change.

ACCEPTANCE OF STREET LIGHTING CONTRACT ORDINANCE

To the Mayor and City Council of the City of Urbana, Champaign County, Illinois.

The Illinois Power Company, for itself, its successors and assigns, hereby accepts in writing, the Ordinance and all rights and privileges therein granted, passed by the City Council of the City of Urbana, Illinois on the 20th day of April, 19 81, and approved by the Mayor of said City on the 20th day of April, 19 81

designated as Ordinance No. 8081-102, and entitled: "AN ORDINANCE CONTRACTING WITH ILLINOIS POWER COMPANY, AN ILLINOIS CORPORATION, ITS SUCCESSORS AND ASSIGNS, FOR THE FURNISHING OF STREET LIGHTING IN THE CITY OF URBANA, COUNTY OF CHAMPAIGN, STATE OF ILLINOIS."

This acceptance is executed and filed as provided in Section 9 of said Ordinance and said Company hereby agrees to all the terms and conditions of said Ordinance.

Dated at Monticello, State of Illinois, this 18th day of May, 19 81.

ILLINOIS POWER COMPANY

Attest:

By

W. Sullivan
Vice President

[Signature]

Secretary

STATE OF ILLINOIS)
COUNTY OF CHAMPAIGN) ss.
CITY OF URBANA)

I, Ruth S. Brookens Clerk of the City of Urbana, State of Illinois, do hereby certify that the foregoing is a true and correct copy of acceptance of Ordinance No. 8081-102, of the City of Urbana as therein described, the original of which acceptance was filed in the office of the Clerk of said City on the 26th day of May 19 81, and is now recorded among the original records thereof and that I am keeper of the same.

Witness my hand and the official seal of said City this 26th day of May, 19 81

Ruth S. Brookens

City Clerk

(SEAL)