

ORDINANCE NO. 10

AN ORDINANCE; granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to construct, maintain and use electric lines consisting of poles, masts, towers, cross-arms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, along and accross the streets, alleys and other public places in the CITY OF AU GRES; ARENAC COUNTY, MICHIGAN, and to do a local electric business therein, for a period of thirty years.

THE CITY OF AU GRES ORDAINS:

SECTION 1. That whenever the word "Grantee" appears in this ordinance, it is hereby intended to designate, and shall be held to refer to the Consumers Power Company, its successors and assigns.

SECTION 2. The right, power and authority is hereby granted to said Grantee, to construct, maintain and use electric lines consisting of poles, masts, towers, cross-arms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, along and accross the streets, alleys and other public places in the City of Au Gres, Arenac County, Michigan, and to do a local electric business therein, for a period of thirty years.

SECTION 3. No street, alley or public place used by said Grantee, shall be obstructed longer than necessary during the work of construction and maintenance, and shall be restored to the same good order and condition as when such work was commenced.

SECTION 4. All towers, masts, poles and other supports shall be set, and all wires shall be suspended in a careful and proper manner so as not to injure persons or property. The Grantee shall have the right to trim trees, if necessary in the conducting of such business, subject, however, to the supervision of the City Council of the City. The Grantee shall at all times keep and save the City free and harmless from all loss, costs and damage to which it may be put by reason of the construction and maintenance of the poles, masts, towers, wires and other structures and appliances, the erection and maintenance of which are hereby authorized.

SECTION 5. Said Grantee shall be entitled to charge said City and its inhabitants for electric energy for light, heat and power, the prices as shown by the schedule of rates now on file with the City Clerk. Said rates and schedules shall be subject to review at any time by the Michigan Public Utilities Commission or its successors, upon proper application by either said Grantee or the City, being made thereto, and the regularly filed rates as approved by said Utilities Commission or its successors, as applicable to said City of Au Gres, shall at all times be the legal rates. Said schedule of rates now on file with the City Clerk shall become effective when and as soon as this franchise is ratified by the electors.

All bills for electric energy shall be payable monthly. The Grantee may collect the minimum charge as specified in said schedule. It shall also furnish and maintain commercially accurate meters to measure the energy furnished. Said Grantee shall at all reasonable times have access to the premises of its customers. for the purpose of reading. inspecting. removing and replacing