

Resolution No. 2010-18

Passed OCT 25 2010 20

RESOLUTION TO EXPRESS SUPPORT FOR PASSAGE OF HOUSE BILL 344 AND SENATE BILL 228 LIMITING RECOVERY OF RATE-CASE EXPENSES FOR CERTAIN WATER WORKS AND SEWAGE DISPOSAL SYSTEM COMPANIES

WHEREAS, the residents of the City of Marion, Marion County, Ohio have been subjected to excessive rate increases for water (and sewer if appropriate) in recent years; and

WHEREAS, Representatives Goyal and Harris have proposed House Bill 344 and Senators Goodman and Hughes have proposed Senate Bill 228, which are bills that limit the recovery of rate-case expenses from consumers for certain water works and sewage disposal system companies; and

WHEREAS, the bills would put reasonable limits on the fees publicly owned water works and sewage disposal companies may charge their customers for rate-case expenses; and

WHEREAS, the bills represent an important effort to keep water (and sewer rates if appropriate) reasonable for economic development and to create communities that are affordable to live in; and

WHEREAS, current law allows water works and sewage disposal companies to pass on one hundred percent (100%) of their rate case expenses including legal fees, research costs, rate-related study costs, and more; and

WHEREAS, House Bill 344 and Senate Bill 228 apply only to companies who serve 15,000 or more customers; and

WHEREAS, the bills would involve approximately 145,000 Ohio customers receiving water and sewage disposal services from companies which would be affected by these bills; and

WHEREAS, Ohio American Water Company serves the City of Marion, Marion County, Ohio of affected by these bills; and

WHEREAS, the residents of the City of Marion, Marion County, Ohio are positively impacted by passage of House Bill 344 and Senate Bill 228.

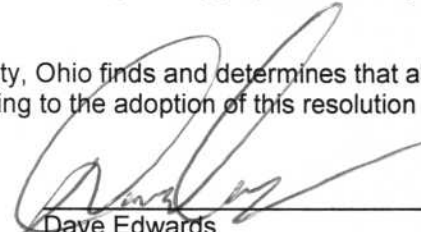
NOW THEREFORE BE IT RESOLVED by the City of Marion, Marion County, Ohio

Section 1. That the City of Marion, Marion County, Ohio hereby expresses its support for House Bill 344 and Senate Bill 228 on the basis that the legislation will put reasonable limits on rate case expenses that can be passed on to consumers.

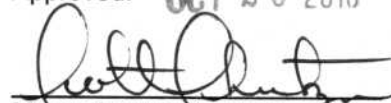
Section 2. That a copy of this resolution be sent to the House of Representatives Public Utilities Committee, the Senate Energy and Public Utilities Committee, the Senator and Representative representing the City of Marion, Marion County, Ohio, the General Assembly leadership, Governor Strickland, the Chairman of the Public Utilities Commission of Ohio, and the Office of the Ohio Consumers' Counsel.

Section 3. That the Chair of such body that has supported passage of this resolution is authorized to take such other action and execute and deliver such other documents as, acting with the advice of legal counsel, he shall deem necessary and appropriate to carry out the intent of this resolution.

Section 4. That the City of Marion, Marion County, Ohio finds and determines that all formal deliberations and actions concerning and relating to the adoption of this resolution were taken in open meetings.

  
Dave Edwards  
President of Council

Approved: OCT 26 2010

  
Mayor Scott Schertzer

Attest;

  
Clerk of Council