

**Borough of Goldsboro, Pennsylvania**

Resolution No. 2009-1

TO AMEND THE 2008-2012 NON-POOL POWER SALES SCHEDULE  
WITH AMP-OHIO DATED JANUARY 1, 2008

AUTHORIZING the **President of Council** to execute an amendment to the 2008-2012 Non-Pool Power Sales Schedule with American Municipal Power - Ohio, Inc., ("AMP-Ohio") dated January 1, 2008 (AMP-Ohio Contract No. C-9-2007-6192) in order to purchase additional power and associated energy from AMP-Ohio.

WHEREAS, Borough and AMP-Ohio entered into a 2008-2012 Non-Pool Power Sales Schedule effective January 1, 2008, for the purchase of the power and energy from AMP-Ohio; and

WHEREAS, the parties desire to amend the 2008-2012 Non-Pool Power Sales Schedule to authorize additional purchases of power and energy from AMP-Ohio under similar terms and conditions for extended terms with delivery beginning January 1, 2013, each purchase with a term to end December 31, 2015; and

BE IT HEREBY RESOLVED BY THE COUNCIL OF THE BOROUGH OF GOLDSBORO, PENNSYLVANIA.

SECTION 1. The term of the 2008-2012 Non-Pool Power Sales Schedule in Section 101 shall be amended to read as follows:

*Subject to the conditions contained herein, this Schedule shall be for a term beginning on January 1, 2008 and ending December 31, 2015.*

SECTION 2. The table of planned blocks of power in Section 201 of the 2008-2012 Non-Pool Power Sales Schedule shall be amended to include the following:

Amount	Description	Days/Week	Hours/Day	Start Date	End Date	Supplier
0.5 MW	7x24	Saturday - Sunday	24	1/1/2013	12/31/2015	TBD
0.2 MW	5x16	Monday - Friday	16	1/1/2013	12/31/2015	TBD

SECTION 3. That the President of Council is authorized to execute an Amendment to the 2008-2012 Non-Pool Power Sales Schedule consistent with and within the scope of the authority set forth in this Resolution.

SECTION 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

ATTEST:

By: Lee V. Fishel  
Lee V. Fishel  
Secretary

BOROUGH OF GOLDSBORO

By: Cory F. Ensor  
Cory F. Ensor  
President

Date: June 8, 2009

Date: June 8, 2009

**FIRST AMENDMENT TO 2008-2012 NON-POOL POWER SALES  
SCHEDULE BETWEEN AMP-OHIO AND THE BOROUGH OF  
GOLDSBORO, PA**

This First Amendment to 2008-2012 Non-Pool Power Sales Schedule is between the Borough of Goldsboro, Pennsylvania ("Municipality") and American Municipal Power-Ohio Inc., ("AMP-Ohio").

WHEREAS, Municipality and AMP-Ohio have entered into a 2008-2012 Non-Pool Power Sales Schedule (AMP-Ohio Contract No. C-9-2007-6192), a schedule to the American Municipal Power-Ohio Inc. and Borough of Goldsboro, Pennsylvania Master Services Agreement; and

WHEREAS, the parties desire to amend the 2008-2012 Non-Pool Power Sales Schedule to authorize additional purchases of power and energy from AMP-Ohio under the same terms and conditions in various megawatt blocks for extended terms with delivery beginning January 1, 2013, each purchase with a term to end no later than December 31, 2015; and

NOW, THEREFORE, in consideration of the following mutual promises, AMP-Ohio and the Municipality agree as follows:

SECTION 1. The term of the 2008-2012 Non-Pool Power Sales Schedule in Section 101 shall be amended to read as follows:

*Subject to the conditions contained herein, this Schedule shall be for a term beginning on January 1, 2008 and ending December 31, 2015.*

SECTION 2. The table of planned blocks of powering Section 201 of the 2008-2012 Non-Pool Power Sales Schedule shall be amended to include the following:

Amount	Description	Days/Week	Hours/Day	Start Date	End Date	Supplier
0.5 MW	7x24	Saturday - Sunday	24	1/1/2013	12/31/2015	TBD
0.2 MW	5x16	Monday - Friday	16	1/1/2013	12/31/2015	TBD

SECTION 3. All other terms and conditions of the 2008-2012 Non-Pool Power Sales Schedule shall remain in full force and effect.

IN WITNESS WHEREOF, the duly authorized representatives of the parties hereto have caused this Amendment of the 2008-2012 Non-Pool Power Sales Schedule to be executed by their signature affixed hereto.

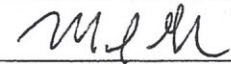
**BOROUGH OF GOLDSBORO, PENNSYLVANIA**

By: 

Title: President

Date: June 8, 2009

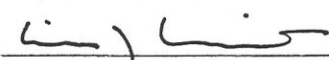
**AMERICAN MUNICIPAL POWER-OHIO INC.**

By: 

Marc S. Gerken, PE  
President

Date: 6/10/09

**APPROVED AS TO FORM:**

By: 

Title: SOLICITOR

Date: June 8, 2009

**APPROVED AS TO FORM:**

By: 

John W. Bentline, Esq.  
General Counsel

Date: 6-22-09