

Resolution No. R-18-2021
Adopted: November 8, 2021

A Resolution of the Mayor and Council of the Town of Kensington Authorizing and Ratifying Compensation of GreeneHurlocker, PLC, Attorneys, and Authorizing continued Legal Services as necessary.

Whereas, it is in the public interest for the Mayor and Council to ensure that street lighting in the Town is adequate and efficient, and that the charges for electric service are reasonable and that any plan for replacement of the lights will provide service that is at least equivalent to current service in terms of price appearance, output, glare shielding, color temperature, and distribution; and

Whereas, the Potomac Electric Power Company (“PEPCO”) filed a multi-year rate case in Case No. 9655 before the Maryland Public Service Commission, proposing to replace existing service with LED replacement lights; and

Whereas, the Mayor and Council determined to become a party in the said Pepco’s rate case to protect the interest of the Town and its residents; and

Whereas, the Mayor and Council authorized a contract for the retention of the law firm of GreeneHurlocker (“Attorneys”) to represent the Town in the rate case; and

Whereas, the Attorneys worked diligently on behalf of the Town and were able to obtain a result that enables the Town to seek more options in choosing the terms under which LED lights will be installed on the streetlights in the Town; and

Whereas, the deeply discounted fee from the Attorneys for services rendered to date is \$37,000.00, and

Whereas, Case No. 9655 and negotiations with PEPCO are continuing; and

Whereas, the Mayor and Council have determined that it is in the public interest to pay the Attorneys’ fee of \$37,000.00, and to retain the services of the Attorneys for up to \$8,000.00 in additional fees if determined to be necessary by the Mayor for representation of the Town’s interests with regard to Case No. 9655 and negotiations with PEPCO.

Now Therefore Be It Resolved by the Mayor and Council of Town of Kensington that payment of legal fees of \$37,000.00 to GreeneHurlocker is hereby approved and ratified, and that the Mayor be and is hereby authorized to pay up to \$8,000.00 in additional legal fees if determined to be necessary by the Mayor for representation of the Town’s interests with regard to Case No. 9655 and negotiations with PEPCO.

Adopted by an extra-majority of the Town Council at a public meeting this 8th day of November, 2021.

Effective this 8th day of November, 2021.

ATTEST:

By: *Susan C Engels*
Susan C. Engels, Clerk – Treasurer

TOWN OF KENSINGTON

Tracey C. Furman
Tracey C. Furman, Mayor

THIS IS TO CERTIFY that the foregoing Resolution was adopted by the Town Council in public meeting assembled on the 8th day of November, 2021.

By: *Susan C Engels*
Susan C. Engels, Clerk – Treasurer