

Notwithstanding anything in this Agreement to the contrary, when the terms “Member” and “City” are used in this Agreement with respect to the City of Delano, those terms shall be deemed to mean solely the Delano Light and Water Commission, with respect to any representation or obligation regarding the operation, maintenance, rate setting, revenue collection, or obligations relating to Delano’s electrical distribution services and systems.

IN WITNESS WHEREOF, the City of Delano has executed this Fourth Restated Agency Agreement this ____ day of _____, 2010.

CITY OF DELANO, MINNESOTA

By _____
_____, Its Mayor

By _____
Phillip Kern, Its City Administrator

DELANO LIGHT AND WATER COMMISSION

By _____
_____, Its President

By _____
_____, Its Secretary