

1 RESOLUTION NO. 2012-292 First Reading Passage Requested  
2 (J. Dodson)

3 SPONSOR Mr. Pry and Council of the Whole

4  
5 DATE July 30, 2012 COMMITTEE Finance

6  
7 **A Resolution endorsing FirstEnergy Solutions Corp.'s Price Stability Program offer to**  
8 **customers of the County of Summit's opt-out electricity aggregation program to lock-in**  
9 **electric rates through an individual contract at a fixed price of \$0.07 per kilowatt hour for**  
10 **a seven-year term, and authorizing the County Executive to execute any documents**  
11 **necessary to provide the County of Summit's endorsement of the program, for the**  
12 **Executive, and declaring an emergency.**

13  
14 WHEREAS, at the 5/2/02 primary election, voters in the townships of Bath, Boston,  
15 Copley, Coventry, Franklin, Northfield, Richfield, Sagamore Hills, Springfield, Twinsburg and  
16 the Village of New Franklin authorized the County of Summit on their behalf to create a  
17 governmental aggregation program for electricity; and

18  
19 WHEREAS, after a request for proposals process, County Council subsequently adopted  
20 Resolution No. 2002-523, which confirmed the award by the Board of Control of a contract (the  
21 "Master Services Agreement") to FirstEnergy Solutions Corp. ("FirstEnergy") to implement the  
22 County's opt-out electricity aggregation program on behalf of all of the aforementioned  
23 communities; and

24  
25 WHEREAS, County Council most recently adopted Resolution No. 2009-400, which  
26 authorized the County Executive to execute, subject to the approval of the Board of Control, the  
27 fourth amendment to the Master Services Agreement to extend it for an additional six years,  
28 from its current termination date of 5/30/12 until 5/31/18, with a 6% discount for residential  
29 customers and a 4% discount for commercial customers and a one-time "Powering Our  
30 Communities" grant, in the amount of \$1,129,072.00, to be paid by the County of Summit to  
31 communities participating in the County's electricity aggregation program; and

32  
33 WHEREAS, FirstEnergy has proposed to the County that it partner with FirstEnergy in a  
34 Price Stability Program offer to customers of the County of Summit's opt-out electricity  
35 aggregation program to lock-in electric rates through an individual contract at a fixed price of  
36 \$0.07 per kilowatt hour for a seven-year term; and

37  
38 WHEREAS, while participating customers would be leaving the County's opt-out  
39 electric aggregation program, the County desires to offer its citizens the ability to select the  
40 electric service option that best fits their individual needs; and

41  
42 WHEREAS, the County further desires to assist FirstEnergy, a local company that has  
43 well served customers in the County's opt-out electric aggregation program for the past 10 years,  
44 in making the Price Stability Program successful; and  
45

4 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
5 that it is necessary and in the best interest of the County of Summit to endorse FirstEnergy  
6 Solutions, Corp.'s Price Stability Program offer to customers of County of Summit's opt-out  
7 electricity aggregation program to lock-in electric rates through an individual contract at a fixed  
8 price of \$0.07 per kilowatt hour for a seven-year term, and authorize the County Executive to  
9 execute any documents necessary to provide the County of Summit's endorsement of the  
10 Program;

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12 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
13 of Ohio, that:  
14

15 SECTION 1  
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17 County Council hereby endorses FirstEnergy Solutions Corp.'s Price Stability Program  
18 offer to customers of the County of Summit's opt-out electricity aggregation program to lock-in  
19 electric rates through an individual contract at a fixed price of \$0.07 per kilowatt hour for a  
20 seven-year term. The County Executive is hereby authorized to execute any documents  
21 necessary to provide the County of Summit's endorsement of the Program and the County's logo  
22 may be used in literature related to the Program.  
23

24 SECTION 2  
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26 This Resolution is hereby declared an emergency in the interest of the health, safety and  
27 welfare of the citizens of the County of Summit and for the further purpose of immediately  
28 endorsing FirstEnergy Solutions Corp.'s Price Stability Program and authorizing the Executive  
29 to execute any documents necessary to provide the County's endorsement of the Program to  
30 provide Summit County citizens the ability to select the electric service option that best fits their  
31 individual needs.  
32

33 SECTION 3  
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35 Provided this Resolution receives the affirmative vote of eight members, it shall take  
36 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
37 effect and be in force at the earliest time provided by law.  
38

39 SECTION 4  
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41 It is found and determined that all formal actions of this Council concerning and relating  
42 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
43 deliberations of this Council and of any of its committees that resulted in such formal action,  
44 were in meetings open to the public, in compliance with all legal requirements, including Section  
45 121.22 of the Ohio Revised Code.  
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INTRODUCED July 30, 2012

ADOPTED July 30, 2012

  
CLERK OF COUNCIL

  
PRESIDENT OF COUNCIL

APPROVED August 1, 2012

  
EXECUTIVE

ENACTED EFFECTIVE August 1, 2012

Voice Vote: 10-0. YES: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee  
Rodgers, Roemer, Schmidt, Shapiro. Absent: Prentice