

1 RESOLUTION NO. 2012-051

2  
3 SPONSOR Mr. Pry

4  
5 DATE February 13, 2012

COMMITTEE Finance

6  
7 **A Resolution confirming an award by the Board of Control of a professional service**  
8 **contract with FirstEnergy Solutions Corporation, dba The E Group, to provide consulting**  
9 **services related to the County of Summit's natural gas aggregation program, for a fee in**  
10 **the amount of \$0.04156 per MCF, payable from Direct Energy Services, LLC, for the**  
11 **length of the supply agreement, which has a term from 2/1/12 through 1/31/14, for the**  
12 **Executive's Department of Law, Insurance and Risk Management, and declaring an**  
13 **emergency.**

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15 WHEREAS, the Board of Control, at its meeting held on January 25, 2012, awarded a  
16 professional service contract with FirstEnergy Solutions Corporation, dba The E Group, to  
17 provide consulting services related to the County of Summit's natural gas aggregation program,  
18 for a fee in the amount of \$0.04156 per MCF, payable from Direct Energy Services, LLC, for the  
19 length of the supply agreement, which has a term from 2/1/12 through 1/31/14, subject to  
20 confirmation by County Council; and

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22 WHEREAS, The E Group has previously provided consulting services to the County for  
23 its natural gas aggregation program; and

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25 WHEREAS, Section 177.07(a)(11) exempts contracts for utility aggregation services  
26 from competitive bidding; and

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28 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
29 that it is necessary and in the best interest of the County of Summit to confirm the award by the  
30 Board of Control of the aforementioned professional service contract with FirstEnergy Solutions  
31 Corporation, dba The E Group, to provide consulting services related to the County of Summit's  
32 natural gas aggregation program;

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34 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
35 of Ohio, that:

36  
37 SECTION 1

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39 The award by the Board of Control of a professional service contract with FirstEnergy  
40 Solutions Corporation, dba The E Group, to provide consulting services related to the County of  
41 Summit's natural gas aggregation program, for a fee in the amount of \$0.04156 per MCF,  
42 payable from Direct Energy Services, LLC, for the length of the supply agreement, which has a  
43 term from 2/1/12 through 1/31/14, is hereby confirmed and the County Executive is authorized  
44 to execute such contract.

45  
46 SECTION 2

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48 This Resolution is hereby declared an emergency in the interest of the health, safety and  
49 welfare of the citizens of the County of Summit, and for the further reason that it necessary to  
50 immediately authorize the Executive to execute a professional service contract with FirstEnergy  
51 Solutions Corporation, dba The E-Group, for consulting services for the County's natural gas  
52 aggregation program because the current consulting contract expires on 1/31/12.  
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SECTION 3

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


SECTION 4

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 this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

INTRODUCED January 30, 2012

ADOPTED February 13, 2012

  
\_\_\_\_\_  
CLERK OF COUNCIL

  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

APPROVED February 14, 2012

  
\_\_\_\_\_  
EXECUTIVE

ENACTED EFFECTIVE February 14, 2012

Voice Vote: 9-0 Yes:Comunale, Crawford, Feeman, Kostandaras  
Kurt, Lee, Rodgers, Roemer, Schmidt. Absent: Prentice, Shapiro