

1 RESOLUTION NO. 2017-106

2
3 SPONSOR Ms. Shapiro

4
5 DATE April 17, 2017 COMMITTEE Planning

6
7 **A Resolution finding that it is necessary and in the best interest of the County of Summit**
8 **and certain eligible natural gas consumers in Summit County to establish, pursuant to**
9 **Section 4929.26 of the Ohio Revised Code, an opt-out natural gas aggregation program**
10 **through the Northeast Ohio Public Energy Council and authorizing the County Executive**
11 **to execute a Natural Gas Program Agreement with the Northeast Ohio Public Energy**
12 **Council concerning the same, for the Executive, and declaring an emergency.**

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14 WHEREAS, pursuant to Section 4929.26 of the Ohio Revised Code, the County of
15 Summit is authorized to establish an opt-out natural gas aggregation program for the benefit of
16 certain eligible natural gas consumers located within the City of New Franklin and in the
17 townships of Bath, Boston, Copley, Coventry, Northfield Center, Richfield, Springfield and
18 Twinsburg, in Council Districts 1, 4, 5, 7 and 8; and

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20 WHEREAS, pursuant to Section 4929.26 of the Ohio Revised Code, the County may
21 exercise such authority jointly with other political subdivisions in the State of Ohio;

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23 WHEREAS, governmental aggregation provides an opportunity for natural gas
24 consumers collectively to participate in the potential benefits of natural gas deregulation through
25 lower gas rates which they would not otherwise be able to have individually; and

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27 WHEREAS, the County Executive recommends that this Council find and determine that
28 it is necessary and in the best interest of the County and certain eligible natural gas consumers in
29 the aforementioned communities in Summit County to establish an opt-out natural gas
30 aggregation program through the Northeast Ohio Public Energy Council (the "NOPEC"); and

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32 WHEREAS, the Executive further recommends that the County enter into a Natural Gas
33 Program Agreement with the NOPEC to establish an opt-out natural gas aggregation program on
34 behalf of the County through the NOPEC for the benefit of the residents of the aforementioned
35 communities in Summit County; and

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37 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
38 that it is necessary and in the best interest of the County of Summit and certain eligible natural
39 gas consumers in the aforementioned communities in Summit County to establish said opt-out
40 natural gas program through the NOPEC and to declare the same, and to authorize the Executive
41 to execute a Natural Gas Program Agreement with the NOPEC concerning the same;

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43 NOW, THEREFORE, IT IS HEREBY RESOLVED by the Council of the County of
44 Summit, State of Ohio, that:

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46 SECTION 1

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48 This Council hereby finds and determines that it is necessary and in the best interest of
49 the County of Summit and certain eligible natural gas consumers located within City of New
50 Franklin and in the townships of Bath, Boston, Copley, Coventry, Northfield Center, Richfield,
51 Springfield and Twinsburg, in Council Districts 1, 4, 5, 7 and 8, to establish, pursuant to Section

Voice Vote: 11-0 YES: Crawford, Dickinson, Donofrio, Feeman, Hamilton, Koehler, Prentice, Rodgers, Schmidt, Walters, Wilhite

1 RESOLUTION NO. 2017-106

2 PAGE TWO

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SECTION 1 (Cont.)

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4929.26 of the Ohio Revised Code, an opt-out natural gas aggregation program (the "Gas Aggregation Program") in Summit County. The County Executive is hereby authorized, pursuant to Section 4929.26 of the Ohio Revised Code, to execute a Natural Gas Program Agreement with the Northeast Ohio Public Energy Council (the "NOPEC") in order to establish a Gas Aggregation Program through the NOPEC. The Executive is hereby authorized to execute said Natural Gas Program Agreement in substantially the form attached to this Resolution as Exhibit A.

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SECTION 2

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This Resolution is hereby declared an emergency in the interest of the health, safety, and welfare of the citizens of the County of Summit and for the further reason of immediately allowing the County to timely establish the Gas Aggregation Program through the NOPEC for the benefit of the County and certain eligible natural gas consumers within City of New Franklin and in the townships of Bath, Boston, Copley, Coventry, Northfield Center, Richfield, Springfield and Twinsburg.

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SECTION 3

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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.

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SECTION 4

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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.

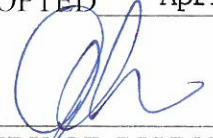
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INTRODUCED March 20, 2017

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ADOPTED April 17, 2017

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CLERK OF COUNCIL

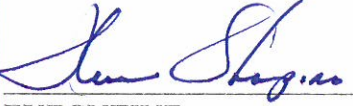


PRESIDENT OF COUNCIL

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APPROVED April 18, 2017

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EXECUTIVE

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ENACTED EFFECTIVE April 18, 2017