

ORDINANCE NO.: 2019-23
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: DECEMBER 10, 2019

ASSIGNED TO: _____

AN ORDINANCE APPROVING THE PLAN OF OPERATION AND GOVERNANCE FOR THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL GAS AGGREGATION PROGRAM FOR THE PURPOSE OF JOINTLY ESTABLISHING AND IMPLEMENTING A GAS AGGREGATION PROGRAM, AND DECLARING AN EMERGENCY.

WHEREAS, Green City Council previously enacted legislation authorizing the City of Green , (the “City”) to establish a Gas Aggregation Program pursuant to Section 4929.26 of the Ohio Revised Code (the “Gas Aggregation Program”), for the eligible residents, businesses and other gas consumers in the City, and for that purpose, to act jointly with any other municipal corporation, City, county or other political subdivision of the State of Ohio, as permitted by law; and

WHEREAS, Green City Council previously enacted legislation authorizing the City to join the Northeast Ohio Public Energy Council (“NOPEC”) so that the City will be able to act jointly with other member political subdivisions and thereby maximize the potential benefits of gas deregulation through group purchasing efforts; and

WHEREAS, on behalf of Green City Council, pursuant to Section 4929.26 of the Ohio Revised Code, has held two (2) public hearings on the Plan of Operation and Governance for the NOPEC Gas Aggregation Program.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF THE CITY OF GREEN, COUNTY OF SUMMIT AND STATE OF OHIO, THAT:

SECTION ONE:

Green City Council finds and determines that it is in the best interest of the City, including the gas consumers located within the City, to adopt the Plan of Operation and Governance of the NOPEC Gas Aggregation Program, for the purpose of establishing and implementing the Gas Aggregation Program in the City.

SECTION TWO:

Green City Council hereby approves and adopts the Bylaws of NOPEC, a copy of which is attached hereto as Exhibit “A”.

SECTION THREE:

All formal actions of this Council related to this Ordinance and 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. This Ordinance shall be in force from and after the earliest period provided by law.

SECTION FOUR:

Green City Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. The passage of this Ordinance is required to be immediately effective in order to maximize the potential benefit through the Gas

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Program provided by NOPEC. It shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: _____

Molly Kapeluck, Clerk of Council

Bob Young, Council President

APPROVED: _____, 2019

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2019

ON ROLL CALL: Babbitt Dyer Humphrey Shaughnessy
 Speight Yeargin Young

Suburbanite publication on _____ and _____

Molly Kapeluck, Clerk of Council

12/05/2019 Approved as to form and content by William Chris, Director of Law, Interim _____