

ORDINANCE NO. 2023-142

AN EMERGENCY ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO SUPPORT THE CONTINUATION OF A GOVERNMENTAL ELECTRIC AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20 OF THE OHIO REVISED CODE (THE "AGGREGATION PROGRAM") DIRECTING THE MAYOR OF THE CITY OF FINDLAY, OHIO TO EXECUTE AN ELECTRIC SUPPLY AGREEMENT WITH ENERGY HARBOR LLC., AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am S.B. No. 3") which authorizes the legislative authorities of cities, villages, townships and counties to aggregate the retail electrical loads located within their jurisdiction and to enter into service agreements to facilitate for those loads the purchase and sale of electric; and

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electric deregulation through lower electric rates which they would not otherwise be able to have individually, and;

WHEREAS, the City of Findlay is certified by the Public Utilities Commission of Ohio as a Governmental Aggregator of electricity and through the efforts of this consultant, Energy Harbor LLC. has solicited electric supply offers to serve its Electric Aggregation Program.

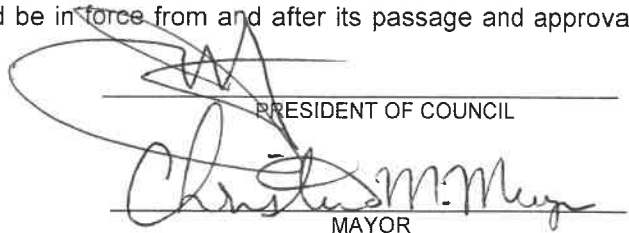
NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Findlay, Hancock County, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That the City of Findlay is hereby authorized to perform all actions necessary to support the implementation and continuation of a governmental aggregation program and to enter into a Master Service Agreement for electric supply with Energy Harbor LLC. facilitate the sale and purchase of electricity to consumers in the City's opt-out program. Such agreement when signed will be effective as of the date of this Ordinance.

SECTION 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and 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.

SECTION 3: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City, and for the further reason that this Ordinance is required to be immediately effective in order to begin realizing the savings sought by the Electric Aggregation Program

WHEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.



PRESIDENT OF COUNCIL

MAYOR

PASSED December 19, 2023

ATTEST Devin DeVore
CLERK OF COUNCIL

APPROVED December 19, 2023