

ORDINANCE NO. 15-49
INTRODUCED BY: Mr. Vincent

First Reading – June 1, 2015
Second Reading – June 15, 2015

AN ORDINANCE
**APPROVING THE PLAN OF OPERATION AND GOVERNANCE FOR THE
NORTHEAST OHIO PUBLIC ENERGY COUNCIL (“NOPEC”) GAS AGGREGATION
PROGRAM FOR THE PURPOSE OF JOINTLY ESTABLISHING AND
IMPLEMENTING A GAS AGGREGATION PROGRAM ,
AND DECLARING AN EMERGENCY**

WHEREAS, this Council previously enacted legislation authorizing the City of Bay Village (the “City”) to establish a Gas Aggregation Program pursuant to Section 4929.26, 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;

WHEREAS, this Council previously enacted legislation authorizing the City to join the Northeast Ohio Public Energy Council 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 this Council, pursuant to Section 4929.26, 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 Council of the City of Bay Village, Ohio:

SECTION 1. This 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.

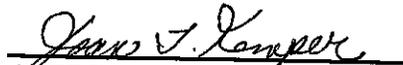
SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in open meetings of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including the City’s Charter and Codified Ordinances and Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that this Ordinance is required to be immediately effective in order to maximize the potential benefit through the Gas Program provided by NOPEC, wherefore this

ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED: June 22, 2015


PRESIDENT OF COUNCIL


CLERK OF COUNCIL

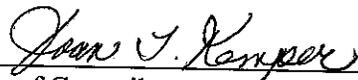
APPROVED: June 23, 2015


MAYOR

Approved as to legal form:


Director of Law

I, Joan Kemper, as Clerk of Council of the City of Bay Village, Ohio do hereby certify that the foregoing is a true and correct copy of Ordinance No. 15-49 adopted by the Council of said Municipality on the 22nd day of June, 2015.


Clerk of Council