

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES (844) 224-3338 FORM NO. 30043

Ordinance No. 42-2020

Passed July 6, 2020

VILLAGE OF BREWSTER OHIO

ORDINANCE NUMBER 42-2020

AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO SUPPORT THE CONTINUATION OF A GOVERNMENTAL NATURAL GAS AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4929.26, OHIO REVISED CODE, AND AUTHORIZING THE MAYOR TO ENTER INTO A SUPPLY AGREEMENT(S) WITH A CERTIFIED SUPPLIER(S) TO CONTINUE A NATURAL GAS AGGREGATION PROGRAM BEYOND OCTOBER 2020 WHEN THE CURRENT SUPPLY AGREEMENT ENDS, AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Legislature has enacted natural gas deregulation legislation ("H.B. No. 9") which authorizes the legislative authorities of municipal corporations to aggregate the retail natural gas loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of natural gas; and

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

WHEREAS, this Council finds and determines that it is in the best interest of the Village, its residents, businesses and other Natural Gas consumers located within the corporate limits of the Village to continue the existing Natural Gas opt-out Aggregation Program subject to the conditions of a new Natural Gas supply agreement(s) that will take effect on or about October 2020; and

WHEREAS, this Board through the efforts of its consultant, Independent Energy Consultants, Inc., has issued a Request for Proposal to eligible natural gas suppliers and determined that Volunteer Energy Services, Inc. provides the best overall option for residents and small businesses.

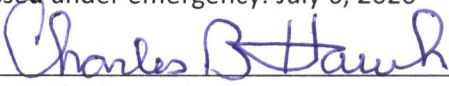
NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Brewster, Stark County, State of Ohio:

Section 1: The Mayor is hereby authorized to perform all actions necessary to support the implementation and ongoing administration of a governmental aggregation program including entering into a natural gas supply service agreement with Volunteer Energy Services, Inc., a PUCO certified supplier, to facilitate the sale and purchase of Natural Gas to consumers in the Village's opt-out program.

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.

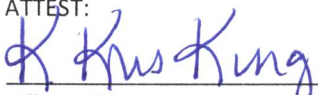
Section 3: This ordinance is an emergency due to the price quoted being set through July 16, 2020, and therefore since Council will not meet again prior to that date action needs to take place immediately to take advantage of the quoted offer, and due to the potential volatility of the natural gas market, it shall be in full force and effect at the earliest date provided by law.

Passed under emergency: July 6, 2020



Mayor Charles Hawk

ATTEST:



Village Clerk Treasurer K. King

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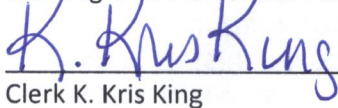
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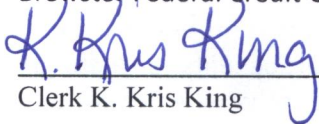
CERTIFICATE

I, K. Kris King, hereby certify that the above is a true copy of an ordinance passed at a regular meeting of the Brewster Village Council held on July 6, 2020.



Clerk K. Kris King

I, K. Kris King, Clerk of the Council of the Village of Brewster, State of Ohio, do hereby certify that there is no newspaper printed in said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by Council as follows: Office of Brewster Utilities, Belloni's IGA, Brewster Federal Credit Union, Post Office and Brewster Laundromat.



Clerk K. Kris King