

# RECORD OF RESOLUTIONS

Resolution No. 2014- 24

Passed JUNE 23

20 14

**A RESOLUTION AUTHORIZING THE FAIRFIELD COUNTY BOARD OF COMMISSIONERS TO INSTITUTE AN OPT-OUT ELECTRIC AGGREGATION PROGRAM ON BEHALF OF THE VILLAGE OF BALTIMORE, AND THE DECLARATION OF AN EMERGENCY**

**WHEREAS**, Village Council seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20 of the Ohio Revised Code (the "Aggregation program"), for the residents, businesses, and other electric customers in the Village of Baltimore and in conjunction with any other municipal corporation, township, county, or other political subdivision of the State of Ohio, as permitted by law; 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 Ohio Legislature has enacted electric deregulation legislation, which authorizes the legislative authorities of municipal corporations, townships, and counties to aggregate automatically, pursuant to Section 4928.20 of the Ohio Revised Code, subject to opt-out provisions, competitive retail electric service for the retail electric loads located in the respective jurisdictions and to enter into service agreements to facilitate the sale and purchase of the service for the electric loads; and,

**WHEREAS**, such legislative authorities may exercise such authority individually or jointly with any other legislative authorities; and,

**WHEREAS**, the creation of an Aggregation Program was approved by the electors of the Village of Baltimore in a general election held November 5, 2013; and,

**WHEREAS**, Village Council desires to enter into an agreement with the Fairfield County Board of Commissioners, to institute an Opt-Out Electric Aggregation Program on behalf of the Village of Baltimore residents;

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF BALTIMORE, FAIRFIELD COUNTY, OHIO, THREE-FOURTH'S (3/4'S) OF ITS MEMBERS CONCURRING:**

**SECTION 1:** The Village of Baltimore finds and determines that it is in the best interests of the Village, including its residents, businesses and governmental entities, to request that Fairfield County institute an Opt-Out Electric Aggregation Program on behalf of the Village of Baltimore.

**SECTION 2:** The Village of Baltimore Council authorizes the Fairfield County Board of Commissioners to enter into agreements to facilitate the sale and purchase of electricity for the retail electric loads within the Village.

**SECTION 3:** This Resolution is hereby declared to be an emergency measure necessary for immediate preservation of the health, safety and welfare of the citizens of the Village of Baltimore and shall take effect immediately.

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Robert M. Kalish

Robert M. Kalish, Mayor

DATE OF PASSAGE: 6-23-2014

EFFECTIVE DATE: 6-23-2014

ATTEST: Florence D. Welker

Florence D. Welker, Fiscal Officer

SPONSOR: Keller

APPROVED AS TO FORM: Jeffrey Feyko

Jeffrey Feyko, Village Solicitor