

ORDINANCE NO. 23-3709

**ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO SUPPORT
GOVERNMENTAL ELECTRICITY AND NATURAL GAS AGGREGATION
PROGRAMS WITH OPT-OUT PROVISIONS PURSUANT TO SECTIONS 4928.20 &
4929.26, OHIO REVISED CODE, DIRECTING THE VILLAGE MANAGER TO
EXECUTE CONSULTING SERVICES CONTRACT WITH ENERGY ALLIANCES AND
A SUBSEQUENT SUPPLY AGREEMENT WITH A PUCO CERTIFIED ELECTRIC
SUPPLIER AND A PUCO CERTIFIED NATURAL GAS SUPPLIER
AND DECLARING AN EMERGENCY**

WHEREAS, the General Assembly has enacted electric and natural gas deregulation legislation ("H.B. No. 9"), authorizing the legislative authorities of villages to aggregate the retail electric and natural gas loads located within their jurisdiction and to enter into service agreements to facilitate for those loads the purchase and sale of electric and natural gas; and

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

WHEREAS, the residents of the Village of Silverton passed a ballot initiative on November 4, 2014 authorizing Village Officials to establish Opt-Out Electric and Natural Gas Governmental Aggregation programs; and

WHEREAS, the Village of Silverton is embarking on the process of becoming certified by the Public Utilities Commission of Ohio (PUCO) as a Governmental Aggregator of electricity and natural gas and will be soliciting electric and natural gas supply offers to serve its Electric and Natural Gas Aggregation Programs.

NOW, THEREFORE, be it ordained by the Council of the Village of Silverton, County of Hamilton, State of Ohio:

SECTION I: The Village Manager is hereby authorized to enter into an energy consulting service agreement, attached hereto, with Energy Alliances to assist in the design, implementation and ongoing administration of the Village's Electric and Natural Gas Aggregation Programs. Such agreement when signed will be effective as of the date of this Ordinance.

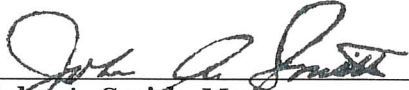
SECTION II: Following receipt of proposals from PUCO Certified Electric and Natural Gas Suppliers and Silverton's certification as a Governmental Aggregator by the PUCO; the Village Manager is hereby authorized to enter into energy supply service agreements, to facilitate the sale and purchase of electric and natural gas to consumers in the Village's Opt-Out Program.

SECTION III: 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 IV:

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village, and for the further reason that this Ordinance is required to be immediately effective in order to continue the savings sought by the Electric and Natural Gas Aggregation Programs. This Ordinance shall be in full force and effect immediately upon its adoption and approval by the Village Manager.

Passed this 3rd day of August, 2023.




John A. Smith, Mayor

ATTEST:



Jack Cameron, Village Manager

Approved as to form:




Bryan E. Pacheco, Village Solicitor

CERTIFICATION:

I, Meredith L. George, Clerk of Council of the Village of Silverton, County of Hamilton, State of Ohio; do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing Ordinance No. 23-3709 has been duly made by posting true copies in two (2) places that are accessible by the public in said municipality, as determined by Council as follows: 1) Silverton Town Hall lobby area and Council Chambers foyer; and 2) Silverton's official website. Said posting was for a period of fifteen days

commencing August 4, 2023.



Meredith L. George
Clerk of Council of Silverton, Ohio