

North Canton City Council
Ordinance, Rules and Claims Committee

Ordinance No. 53 - 2016

An ordinance authorizing all action necessary to support the continuation of a governmental natural gas aggregation program with opt-out provisions pursuant to Ohio Revised Code Section 4929.26, directing the Mayor of the City of North Canton to execute a Consulting Agreement with Independent Energy Consultants, Inc., and authorizing the Mayor to enter into a supply agreement(s) with a certified supplier(s) to continue the City's Natural Gas Aggregation Program beyond November 30, 2016, when the current supply agreement ends, and declaring the same to be an emergency.

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

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

WHEREAS, this Council finds and determines that it is in the best interest of the City, its residents, businesses and other natural gas consumers located within the corporate limits of the City to continue its Natural Gas Opt-Out Aggregation Program subject to the conditions of a Natural Gas Supply Agreement that will take effect on or about November 30, 2016; and

WHEREAS, Independent Energy Consultants, Inc., is an energy consulting firm certified by the Public Utilities Commission of Ohio as a broker and aggregator of natural gas and has experience in the purchase of natural gas, and the construction and administration of government aggregation programs;


NOW, THEREFORE, BE IT ORDINANCE BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby directed to enter into an agreement with Independent Energy Consultants, Inc., for consulting services and any other required services related to the opt-out Natural Gas Aggregation Program for the City of North Canton.
- Section 2. That the Mayor, be, and is hereby authorized to enter into service agreement(s) to facilitate the sale and purchase of natural gas to consumers in the City's opt-out program. The natural gas supply service agreement shall only be with a natural gas supplier(s) certified

by the Public Utilities Commission of Ohio and shall not exceed three years in duration.

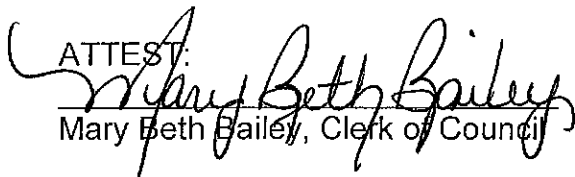
Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary to secure the most advantageous market rate for pricing and purchasing for the City residents and business entities; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this 12th day of September 2016



David Held, Mayor

Signed: 9/12/, 2016

ATTEST:


Mary Beth Bailey, Clerk of Council