

AN ORDINANCE APPROVING THE PLAN OF OPERATION AND GOVERNANCE FOR THE 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 Village of Richfield (the "Village") 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 Village, 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; and

WHEREAS, this Council previously enacted legislation authorizing the Village to join the Northeast Ohio Public Energy Council so that the Village 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

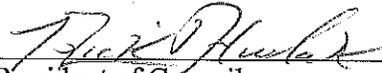
WHEREAS, on behalf of this Council pursuant to Section 4929.26, Ohio Revised Code, two (2) public hearings have been held on the Plan of Operation and Governance for the NOPEC Gas Aggregation Program.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Village of Richfield, County of Summit, State of Ohio, that:

- SECTION 1. This Council finds and determines that it is in the best interest of the Village, including the gas consumers located within the Village, to adopt the Plan of Operation and Governance of the NOPEC Gas Aggregation Program on file with the Clerk of Council, for the purpose of establishing and implementing the Gas Aggregation Program in the Village.
- SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 legal requirements, including section 121.22 of the Ohio Revised Code.
- SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public health, safety and welfare of the residents of the Village of Richfield, County of Summit, State of Ohio and for the further reason that this Ordinance is required to be immediately effective in order to maximize the potential benefits of gas deregulation through the Gas Aggregation Program of NOPEC, as provided herein; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor;

otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

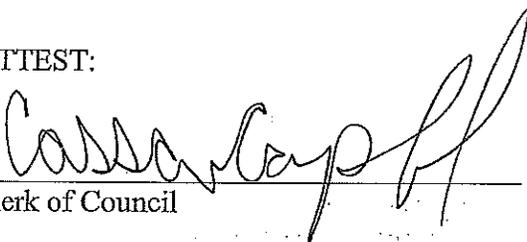
PASSED: February 7, 2014

  
President of Council

  
Mayor

Dated: 2/7/14

ATTEST:

  
Clerk of Council