

ORDINANCE NO. 22-2008

AN ORDINANCE ADOPTING THE CITY OF WASHINGTON COURT HOUSE NATURAL GAS AGGREGATION PROGRAM PLAN OF OPERATION AND GOVERNANCE PURSUANT TO SECTION 4929.26, OHIO REVISED CODE.

WHEREAS, pursuant to Ohio Revised Code (ORC) Section 4929.26, municipalities may aggregate customers within their jurisdiction in order to secure lower cost natural gas services within the municipality through the collective purchasing of natural gas services; and

WHEREAS, this Council seeks to establish a governmental aggregation program with opt-out provisions, according to law, for the residents, businesses and other natural gas consumers in the city who receive commodity sales service and distribution service from Columbia gas of Ohio; and

WHEREAS, the ballot question, authorized by Ordinance 4-2008, has received at least a majority of the vote cast at the November 4, 2008 election; and

WHEREAS, this Council seeks to adopt a Natural Gas Aggregation Program Plan of Operations and Governance, attached hereto and incorporated herein as if fully reappearing pursuant to Section 4929.26, Ohio Revised Code, for the residents, businesses and other natural gas consumers in the city and in conjunction jointly with any other municipal corporation, township, county or other political subdivision of the State of Ohio, as permitted by law.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Washington Court House, Fayette County, Ohio:

Section 1. This Council finds and determines that it is in the best interest of the City of Washington Court House, its residents, businesses and other natural gas consumers located within the corporate limits of the City of Washington Court House to adopt a Natural Gas Aggregation Program Plan of Operations and Governance attached hereto and incorporated herein as if fully reappearing, pursuant to Section 4929.26, Ohio Revised Code.

Section 2. That the City Manager is hereby authorized and directed to enter into an agreement with the selected natural gas supplier through a request for proposal process.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were passed in an open meeting of this Council, and that all deliberations of this Council and of 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 4. This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

PASSED:

January 14, 2009

B. H. Roky
CHAIRPERSON OF COUNCIL

ATTEST:

Deena M. Keaton
CLERK OF COUNCIL

APPROVED AS TO FORM:

W. J. [Signature]
CITY ATTORNEY