

DATE: JULY 18, 2011

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
GLENN E. GAMBER, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 9 - 2011

1st Reading

BY: PUBLIC UTILITIES COMMITTEE

TITLE: A RESOLUTION authorizing all actions necessary to effect a governmental natural gas aggregation program with opt-in provisions pursuant to Article 18.04, Ohio Constitution and authorizing and directing the Director of Public Service and Safety to enter into an agreement with IGS Energy Consultants, Inc. for consulting services and any other required services related to natural gas aggregation.

WHEREAS, the Ohio Constitution permits municipalities to act as purchasing agent for group of consumers located within their jurisdiction, and contract with others for any such product or service.

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

WHEREAS, this Council seeks to establish a governmental aggregation program with opt-in provisions pursuant to Article 18.04, Ohio Constitution for the residents, businesses and other natural gas consumers in the City, as permitted by law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, COUNTY OF STARK AND STATE OF OHIO, THAT;

Section 1:

That the Director of Public Service and Safety is hereby authorized and directed to enter into an agreement with IGS Energy Consultants, Inc. for consulting services and any other required services related to natural gas utility aggregation for the City of Massillon and ratifying any such services heretofore performed.

Section 2:

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 establish the Aggregation Program in the City. The City may exercise such authority jointly with other municipalities using IGS Energy Consultants, Inc, as to the full extent permitted by law, and for such purpose, the Director of Public Service and Safety is hereby authorized to execute and deliver a service agreement with the selected natural gas program supplier. The aggregation will occur provided each interested person using natural gas service from Dominion East Ohio Gas within the city limits "opts-in" to the program by contacting the natural gas program supplier.

Section 3:

This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4:

This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City, and for the further reason that this Resolution is required to be immediately effective in order to file a certified copy of this Resolution.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2011

APPROVED _____

MARY BETH BAILEY CLERK OF COUNCIL

GLENN E. GAMBER, PRESIDENT

APPROVED _____

FRANCIS H. CICCHINELLI, JR., MAYOR