

RECORD OF ORDINANCES

Ordinance No. 2023-76

Passed NOVEMBER 1, 2023

SPONSOR: UTILITIES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO TAKE ALL ACTIONS NECESSARY TO SUPPORT THE CONTINUATION OF A NATURAL GAS OPT-OUT AGGREGATION PROGRAM PURSUANT TO SECTION 4929.26 OF THE OHIO REVISED CODE, AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE GAS SUPPLY MASTER SERVICES AGREEMENT WITH CONSTELLATION ENERGY SERVICES TO EXTEND THE AGREEMENT FOR THE PERIOD OF APRIL 1, 2024, TO MARCH 31, 2026, AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio General Assembly has enacted natural gas deregulation legislation ("H.B. No. 9") which authorizes the legislative authorities of Cities, Villages, Townships, and Counties to aggregate the retail natural gas loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of natural gas; and

WHEREAS, the Village previously created a natural gas opt-out aggregation program pursuant to Section 4929.26 of the Ohio Revised Code; and

WHEREAS, the Village previously entered into a Gas Supply Master Services Agreement with Constellation Energy Services to provide natural gas service for the Village's natural gas opt-out aggregation program through March 31, 2024; and

WHEREAS, this Council finds and determines that it is in the best interest of the Village, its residents, businesses, and other natural gas consumers located within the limits of the Village to continue its natural gas opt-out aggregation program and to further authorize the Mayor to execute an amendment to the Village's Gas Supply Master Services Agreement with Constellation Energy Services to extend said Agreement for the period of April 1, 2024, to March 31, 2026.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MOGADORE, PORTAGE AND SUMMIT COUNTIES, STATE OF OHIO THAT:

SECTION 1: The Mayor is hereby authorized to take all actions necessary to support the continuation of the Village's natural gas opt-out aggregation program, including, but not limited to, executing an amendment to the Village's Gas Supply Master Services Agreement with Constellation Energy Services to extend said Agreement for the period of April 1, 2024, to March 31, 2026.

SECTION 2: 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.

RECORD OF ORDINANCES

Ordinance No. 2023-76

Passed NOVEMBER 1, 2023

SECTION 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and for the purpose of immediately authorizing the Mayor to execute the aforementioned amendment to the aforementioned agreement in order to establish the pricing for natural gas for the Village's natural gas opt-out aggregation program for the period of April 1, 2024, to March 31, 2026, and, provided this Ordinance receives the affirmative vote of at least five (5) members elected or appointed to this Council, it shall take effect and be in force upon its passage by Council and approval by the Mayor, otherwise it shall take effect and be in force at the earliest period allowed by law.

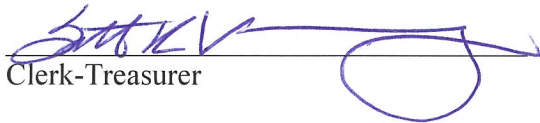


President of Council 11-1-23
Date



Mayor 11-1-23
Date

Attest:



Clerk-Treasurer