

TOWNSHIP OF OLMSTED, OHIO

**RESOLUTION NUMBER 086-2024**

A RESOLUTION APPROVING THE PLAN OF OPERATION AND GOVERNANCE FOR THE NOPEC OPT-IN GAS AGGREGATION PROGRAM FOR THE PURPOSE OF JOINTLY ESTABLISHING AND IMPLEMENTING AN OPT-IN GAS AGGREGATION PROGRAM AS A NOPEC MEMBER, AND DECLARING AN EMERGENCY

**WHEREAS**, this Board of Trustees previously enacted legislation authorizing the Township of Olmsted (the “Township”) to establish an “opt-out” Gas Aggregation Program pursuant to Section 4929.26, Ohio Revised Code (the “Opt-Out Gas Aggregation Program”), for the eligible residents, businesses and other gas consumers in the Township, 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 Board of Trustees previously enacted legislation authorizing the Township to join the Northeast Ohio Public Energy Council (NOPEC), to execute a Natural Gas Program Agreement and adopt the NOPEC Gas Aggregation Program Plan of Operation and Governance, so that the Township would 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**, this Board of Trustees has enacted legislation establishing an “opt-in” natural gas aggregation program pursuant to Section 4927(A)(1), Ohio Revised Code, (the “Opt-In Natural Gas Aggregation Program”) for the eligible residents, business and other consumers located within the Township, and to conduct the Opt-In Natural Gas Aggregation Program jointly through NOPEC as a NOPEC member; and

**WHEREAS**, on behalf of this Board of Trustees pursuant to Section 4929.27(B), Ohio Revised Code, two (2) public hearings have been held on the Plan of Operation and Governance for the NOPEC Opt-In Natural Gas Aggregation.

**NOW, THEREFORE, BE IT RESOLVED** BY THE BOARD OF TRUSTEES OF OLMSTED TOWNSHIP, COUNTY OF CUYAHOGA, AND STATE OF OHIO, THAT:

**SECTION 1.** This Board finds and determines that it is in the best interest of the Township, including the gas consumers located within the Township, to adopt the Plan of Operation and Governance of the NOPEC Opt-In Natural Gas Aggregation Program, for the purpose of establishing and implementing the NOPEC Opt-In Natural Gas Aggregation Program in the Township.

**SECTION 2.** This Board of Trustees finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of

this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

**SECTION 3.** This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Township, and for the further reason that this Resolution is required to be immediately effective in order to maximize the potential benefits of gas deregulation through the NOPEC Opt-In Natural Gas Aggregation Program of NOPEC, as provided herein; wherefore, this Resolution shall be in full force and effect immediately upon its adoption and approval by the Board of Township Trustees.

DATED ADOPTED: Sept 5, 2024

ATTEST:  
this 5th day of Sept., 2024

Brian W. Anderson  
Clerk / Fiscal Officer

Flex Jr  
Chair, Board of Trustees

Thomas L. Loh  
Township Trustee

Tom V. J.  
Township Trustee

Township Trustee