

By: Helen MacMurray Mayo

An Ordinance authorizing all actions necessary to effect a governmental electricity aggregation program with opt-in provisions and declaring an emergency.

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation which authorizes the legislative authorities of municipal corporations, to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity; and

WHEREAS, such legislative authorities may exercise such authority jointly with any other legislative authorities; and

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

WHEREAS, this Council seeks to establish a governmental aggregation program with opt-in provisions, pursuant to Section 4928.20 of the Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other electric 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 BEXLEY, OHIO, THAT:

Section 1. This Council finds and determines that it is in the best interest of the City, its residents, businesses and other electric consumers located within the corporate limits of the City to establish the Aggregation Program in the City. Provided that this ordinance and the Aggregation Program is approved, the City is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the City, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The City may exercise such authority jointly with any other municipal corporation, township or county or other political subdivision of the State of Ohio to the full extent permitted by law. Aggregation will occur only with the prior consent of each person owning, occupying, controlling, or using an electric load center proposed to be aggregated.

Section 2. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the City, said emergency being the need to enable customers within the City to participate in the potential benefits of aggregation at the earliest date possible, and shall be in full force and effect immediately upon its adoption and approval by the Mayor.

Passed: 3-13, 2001

Ann H. Portes  
President of Council

Attest: Richard A. Levin  
Clerk of Council

Approved: 3/16, 2001

David H. Madison  
David H. Madison, Mayor

1-23-01 First reading  
2-13-01 Second reading  
2-27-01 Third reading. Tabled  
3-13-01 Removed from table. Passed