

VILLAGE OF McDONALD, OHIO

RESOLUTION NO. 1699-12

**A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO AN AGREEMENT RELATED TO THE MARKETING OF COMPETITIVE RETAIL NATURAL GAS SUPPLY, and declaring an emergency.**

**WHEREAS**, Direct Energy is certified by the Public Utilities Commission of Ohio to provide Competitive Retail Natural Gas Services to Community residents, small businesses, and other consumers that are entitled to participate in Dominion East Ohio Gas Company's natural gas choice program.

**WHEREAS**, Village of McDonald seeks to facilitate choice by its residents, businesses, and other consumers of reliable and reasonably priced retail natural gas supply and related products and services.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF McDONALD, TRUMBULL COUNTY, STATE OF OHIO, THREE-FOURTHS OF THE MEMBERS ELECTED THERETO CONCURRING, that:

Section I. The Mayor and Clerk are hereby authorized to negotiate and execute a marketing agreement, and any future amendments, with Direct Energy Services, LLC under which the Village of McDonald will recommend to its residents, businesses and other consumers Direct Energy Services, LLC's natural gas supply and related products and services, such that such residents, businesses and other customers may transact individually and directly with the competitive retail natural gas supplier for such natural gas supply and related products and services.

Section II. Any other ordinances and resolutions or portions of ordinances and resolutions which authorize governmental aggregations for competitive retail natural gas supply, except opt-out aggregations, or otherwise are inconsistent herewith be and the same are hereby repealed.

Section III. The passage of this Resolution and all deliberations relating to the passage of this Resolution were held in open meetings in accordance with the provisions of Ohio Revised Code Section 121.22

Section IV. This Resolution is hereby declared to be an emergency necessary for the immediate preservation of the public health, safety and welfare. The reason for such necessity is that the prompt entry into the marketing agreement is necessary to provide its benefits to the Village of McDonald's residents, businesses and other consumers for the approaching heating season.

Section V. This Resolution shall be in full legal force and effect from and after the earliest period allowed by law.

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Passed in Council this 19th day of September, 2012.

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Mayor

Attest to:

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Clerk

Posted: 9/21/12