

**VILLAGE OF MCDONALD, OHIO**

**RESOLUTION NO. 1911-24**

**A RESOLUTION FOR THE PURPOSE OF AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO AN AGREEMENT OF ENDORSEMENT WITH EASTERN POWER AND GAS, LLC and declaring an emergency.**

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, Council previously established 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 Village, all in accordance with and as permitted by law;

WHEREAS, Council previously entered into an Endorsement Agreement with Constellation NewEnergy–Gas Division, LLC, as amended, for the provision of natural gas under the aggregation program; and

WHEREAS, Council deems it in the best interest of the Village residents to change the Village’s endorsed natural gas supplier and provider from Constellation to Eastern Power and Gas, LLC; and

WHEREAS, Counsel deems it prudent to enter into Agreement of Endorsement with Eastern Power and Gas, LLC for a twenty-four (24) month term beginning February 1, 2025, and establishing the monthly rate per MCF during the term for the benefit of the residents, businesses and other natural gas consumers in the Village of McDonald.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MCDONALD, COUNTY OF TRUMBULL, AND STATE OF OHIO THAT WITH AT LEAST TWO-THIRDS (2/3) OF THE MEMBERS ELECTED THERETO CONCURRING that:

SECTION 1. Council finds and determines that it is in the best interest of the Village and its residents, businesses and other natural gas consumers located within the corporate limits of the Village to secure a price of \$3.85 per MCF or less and enter into an Agreement of Endorsement with Eastern Power and Gas, LLC, effective February 1, 2025, which Agreement of Endorsement will be in substantially the same form as the Agreement attached hereto.

SECTION 2. The Mayor and Fiscal Officer are hereby authorized and directed to enter into the Agreement of Endorsement with Eastern Power and Gas, LLC to secure a price of \$3.85 per MCF or less.

SECTION 3. 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.

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SECTION 4. To preserve the public peace, health, welfare and safety, and for specific purpose of allowing the Village to secure the best price for the welfare of its residents, businesses and other natural gas consumers in the Village, the immediate effectiveness of this resolution is necessary. Therefore, this resolution is hereby declared to be an emergency measure and shall take effect and be in full legal force and effect from and after the earliest period allowed by law.

Passed in Council this 17<sup>th</sup> day of October, 2024.

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Mayor

Attest to:

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Fiscal Officer