



ORDINANCE 2016-10 OF THE VILLAGE OF ASHVILLE



AN ORDINANCE AUTHORIZING THE MAYOR OR VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH VOLUNTEER ENERGY SERVICES, INC. FOR A GOVERNMENTAL AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO LAW AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to R.C. 4928.20, municipalities may aggregate customers within their jurisdiction in order to secure lower natural gas services within the municipality through collective purchasing; and

WHEREAS, in 2016, Council for the Village of Ashville, thru an approved ballot question, established a governmental aggregation program with opt-out provisions, according to law, for the residents, businesses and other natural gas consumers in the Village to receive distribution service from Volunteer Energy Services, Inc. ; and

WHEREAS, Aspen Energy Corporation, on behalf of the Village of Ashville, has been working with several suppliers to secure the lowest pricing for the natural gas aggregation. Although this pricing can fluctuate daily, Volunteer Energy Services, Inc. has agreed to hold its price for the Village; and

WHEREAS, Council for the Village of Ashville now wants to authorize the Mayor or Village Administrator to enter into an agreement with Volunteer Energy Services, Inc. in order to secure lower cost natural gas services from Volunteer Energy Services, inc. for the benefit of the residents, businesses, and other natural gas consumers within the Village.

NOW, THEREFORE BE IT ORDAINED, by the Council of the Village of Ashville, Pickaway County, Ohio that:

SECTION 1: Council hereby finds and determines it is in the best interest of the Village, its residents, businesses and other natural gas customers located within the corporation limits of the Village to receive distribution service from Volunteer Energy Services, Inc.

SECTION 2: The Mayor or Village Administrator is hereby authorized and directed to enter into an agreement with Volunteer Energy Services, Inc. for a governmental natural gas aggregation program with opt-out provisions. The Mayor or Village Administrator also is authorized to execute any other documents necessary to make this Agreement effective.

SECTION 3: All prior legislation, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts thereof.

SECTION 4: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that it is necessary to enter in to this agreement immediately or risk the electricity cost increasing. Wherefore, provided this Ordinance receives the required affirmative votes of Council, this Ordinance shall take effect and be in force immediately upon passage by Council.

Offered by: Nelson R. Embrey Seconded by: R. David Rainey

PASSED THIS 19th DAY OF DECEMBER, 2016

APPROVED:

Approved as to form this 20th day of December 2016. Mark Landes Mark Landes, Esq., Village Solicitor

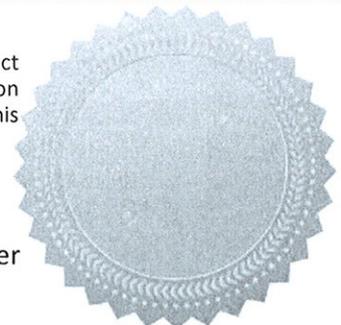
ATTEST:

April D. Grube

DATE: 1/5/17

CERTIFICATE OF RECORDING OFFICER

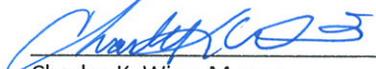
I, the undersigned, hereby certify, that the foregoing is a true and correct copy of the ordinance adopted by the Village of Ashville Council held on 19th day of December 2016, and that I am duly authorized to execute this certificate.



Prepared: 12/16/2016
Revised Date:
Review Date:

(Original signature of April D. Grube) Clerk-Fiscal Officer
(TITLE)

April D. Grube, Clerk-Fiscal Officer
APPROVED:



Charles K. Wise, Mayor

DATE: 01-05-17