

## Resolution 9-23

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**A Resolution authorizing the Director of Utilities and/or the Public Utilities Board of Control to execute a commitment letter relating to American Municipal Power, Inc.'s grant application for the Smart Grid: Using Edge Computing to Build Grid Resiliency Project, and declaring an emergency.**

WHEREAS, the City of Orrville, Ohio ("Municipality") owns and operates an electric utility system for the sale of electric power and associated energy for the benefit of its customers; and

WHEREAS, American Municipal Power, Inc. ("AMP") is an Ohio nonprofit corporation, organized to own and operate facilities, or to provide otherwise, for the generation, transmission or distribution of electric power and energy, or any combination thereof, and to furnish technical services on a cooperative, nonprofit basis for the mutual benefit of its members ("Members"), such Members, including Municipality, being, as of the date hereof, political subdivisions that operate, or whose members operate, municipal electric utility systems in Delaware, Ohio, Indiana, Kentucky, Michigan, Pennsylvania, Maryland, Virginia and West Virginia; and

WHEREAS, AMP is preparing a Grid Resilience and Innovation Partnerships ("GRIP") grant application for submission to the Department of Energy ("DOE") for funding relating to AMP's Smart Grid: Using Edge Computing to Build Grid Resiliency project (the "Project"); and

WHEREAS, in light of the benefits the Project can be expected to provide to Municipality and its utility customers, Municipality desires to confirm to the DOE its intended participation in the Project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Orrville, Ohio:

- Section 1: That the Director of Utilities and/or Public Utilities Board of Control is authorized to execute and deliver a commitment letter for the Project, substantially in the form attached hereto or on file with the Clerk.
- Section 2: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were taken in conformance with applicable open meetings laws and that all deliberations of this Council and of any committees that resulted in those formal actions were in compliance with all legal requirements including any applicable open meetings requirements.
- Section 3: If any section, subsection, paragraph, clause or provision or any part thereof of this Resolution shall be finally adjudicated by a court of competent jurisdiction to be invalid, the remainder of this Resolution shall be unaffected by such adjudication and all the remaining provisions of this Resolution shall remain in full force and effect as though such section, subsection, paragraph, clause or provision or any part thereof so adjudicated to be invalid had not, to the extent of such invalidity, been included herein.
- Section 4: That this Resolution was approved by the Public Utilities Board of City of Orrville and must be approved by City Council.
- Section 5: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and general welfare of the residents of the City of Orrville, and for the further reason that prompt response and participation in GRIP program is critical to the timely submission of the application. Therefore, this Resolution shall be in full force and effect immediately after its passage by Council and approval by the Mayor.

Passed this 6 day of March 2023.

Paul Vann  
President of Council

Attest:

Janne Bauer  
Clerk of Council

Approved:

David J. Howard  
Mayor, City of Orrville

3/6/23  
Date