

Resolution No. _____ Passed _____, 20____

RESOLUTION 15-18

A Resolution authorizing the Director of Utilities to execute the 2019-2026 Fixed Volume Energy Supply Schedule with American Municipal Power, Inc. (“AMP”) pertaining to Master Service Agreement 1-2006-4739.

WHEREAS, the City of Orrville, Ohio dba Orrville Utilities (the “Municipality”) is a political subdivision organized and existing pursuant to the laws of the state of Ohio which owns and operates an electric utility system for the sale of electric power and associated energy for the benefit of its citizens and taxpayers;

WHEREAS, in order to satisfy the electric energy requirements of its electric utility system, the Municipality has heretofore purchased economical and reliable energy from AMP, an Ohio non-profit corporation, of which the Municipality is a member, or has heretofore purchased energy arranged by AMP;

WHEREAS, the Municipality, acting individually and, along with other municipalities which own and operate electric utility systems, jointly through AMP, endeavors to arrange for reliable, reasonably priced supplies of electric energy for ultimate delivery to its customers;

WHEREAS, Municipality has executed a Master Services Agreement with AMP which sets forth the general terms and conditions for the provision of power supply and other services by AMP to the Municipality;

WHEREAS, AMP will negotiate with one or more reputable and financially sound third party power suppliers to enter into an agreement(s) to purchase electric energy for a term beginning on January 1, 2019 and ending no later than December 31, 2026, all of which will provide an economical source of electric energy (herein “Long Term Energy Purchase”) for Municipality;

WHEREAS, AMP, on behalf of the Municipality, desires to purchase from a third party supplier and then to resell the energy available from this Long Term Energy Purchase on a long term basis to Municipality at contract cost (excluding any taxes, transmission costs, replacement energy, losses, congestion costs, security costs, or AMP service fees) not to exceed \$35.00 per MWh for 7x24 block purchases;

WHEREAS, AMP, has prepared and delivered to the Municipality the form of a 2019 - 2026 Fixed Volume Energy Supply Schedule, pursuant to which the Municipality may purchase energy; and

WHEREAS, AMP has provided and will continue to provide appropriate personnel and information regarding the Long Term Energy Purchase to the Municipality, as such officers and representatives of the Municipality deem necessary or appropriate, to enable

Resolution No. _____ Passed _____, 20____

the Municipality to evaluate the benefits and risks of the Long Term Energy Purchase, to take actions contemplated by the resolution hereinafter set forth and to determine that the same are in the public interest.

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

SECTION 1. That the form of the 2019 - 2026 Fixed Volume Energy Supply Schedule between this Municipality and AMP, substantially in the form attached hereto as Exhibit 1, is approved, subject to and with any and all changes provided for herein and therein.

SECTION 2. That the Director of Utilities be authorized to execute the 2019 - 2026 Fixed Volume Energy Supply Schedule and to acquire the Municipality's energy from a Long Term Energy Purchase, with a term beginning on January 1, 2019 and ending no later than December 31, 2026, and with a third party contract price (excluding any taxes, transmission costs, replacement energy, losses, congestion costs, security costs, or AMP service fees) not to exceed \$35.00 per MWh for 7x24 block purchases, from AMP, and is further authorized to execute and deliver any and all documents necessary to participate in a Long Term Energy Purchase, pursuant to the conditions set forth herein, as set forth in the 2019 - 2026 Fixed Volume Energy Supply Schedule.

SECTION 3. That competitive bidding is not required on the Municipality's acquisition of its right to secure energy under the 2019 - 2026 Fixed Volume Energy Supply Schedule, and in the event any competitive bidding requirements are applicable, any such competitive bidding requirement that might otherwise be applicable, are hereby waived.

SECTION 4. This Resolution shall be in full force and effect at the earliest period provided by law.

Passed this 18 day of June, 2018.



President of Council

RECORD OF RESOLUTIONS

0435

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. _____

Passed _____, 20____

Attest:

Jane Sauer
Clerk of Council

Approved:

Donald S. Hubbard
Mayor

6/18/18
Date