

IN THE COUNCIL OF THE VILLAGE OF NEW CONCORD, OHIO

ORDINANCE NO. 2024 – 97

APPROVING THE PLAN OF OPERATION AND GOVERNANCE FOR THE SUSTAINABLE OHIO PUBLIC ENERGY COUNCIL (“SOPEC”) ELECTRIC AGGREGATION PROGRAM, AND FOR THE PURPOSE OF JOINTLY ESTABLISHING AND IMPLEMENTING AN ELECTRIC AGGREGATION PROGRAM AND DECLARING AN EMERGENCY.

WHEREAS, this Village Council of New Concord, Ohio (the “Village”) previously enacted legislation authorizing the Village to establish an opt-out electric aggregation program pursuant to Section 4928.20, Ohio Revised Code (the “Electric Aggregation Program”), for the residents, businesses, and other electric consumers located within the Village, and for that purpose, to act jointly with other village, city, township, municipal corporation, county, or other political subdivision of the State of Ohio, as permitted by law; and

WHEREAS, by joining the Southeast Ohio Public Energy Council (DBA Sustainable Ohio Public Energy Council) (“SOPEC”), the Village will be able to act jointly with other member political subdivisions and thereby maximize the potential benefits of electric deregulation through group purchasing efforts; and

WHEREAS, this Village Council, pursuant to Section 4928.20, Ohio Revised Code, has held two (2) public hearings on the Plan of Operation and Governance (the “Plan”) for the SOPEC Electric Aggregation Program; and

WHEREAS, it is in the interest of the health, safety and welfare of the Village that this Ordinance take effect immediately.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF NEW CONCORD, COUNTY OF MUSKINGUM, AND STATE OF OHIO, THAT:

Section 1. This Village Council hereby approves and adopts the Plan of Operation and Governance of the SOPEC Electric Aggregation Program in the form presented to this Village Council and on file with the Clerk.

Section 2. For the reasons stated in the preamble, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force at the earliest period allowed by law.

Section 3. It is found and determined that all formal actions of this Village Council concerning and relating to the passage of this Ordinance were adopted in open meetings of this Village Council, and that all deliberations of this Village Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including the Village’s Codified Ordinances and Section 121.22 of the Ohio Revised Code.

Steve Wootton, President of Council

Jennifer Lyle, Mayor

APPROVED: January 8, 2024

ATTEST:

Visiting Clerk

I hereby certify that the above legislation was posted per Ordinance No. L-1-84-1.

Melanie Smith, Visiting Clerk

CERTIFICATE OF THE CLERK

I, Chris Kerby, Clerk of the Village of New Concord, Ohio, do hereby certify that the foregoing Ordinance is a true and correct copy of Ordinance No. 2024-97 passed by the New Concord Village Council on _____.

IN TESTIMONY WHEREOF, witness my hand and official seal this day _____.

CLERK