

**BOARD OF TRUSTEES  
COLERAIN TOWNSHIP, HAMILTON COUNTY, OHIO  
RESOLUTION NUMBER 50-05-2005**

**A RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A GOVERNMENTAL ELECTRIC AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE, ADOPTING THE TOWNSHIP'S PLAN OF OPERATION AND GOVERNANCE AND AUTHORIZING THE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE SELECTED ELECTRIC SUPPLIER THROUGH A COMPETITIVE BIDDING PROCESS AND DECLARING AN EMERGENCY.**

WHEREAS, the Board of Trustees of Colerain Township, Hamilton County, Ohio, met in Regular Session on the 29<sup>th</sup> day of November 2005 at the Colerain Township Administration Building, 4200 Springdale Road with the following members present: ~~Bernard Fiedeldey~~, Keith Corman and Diana Lynn Rielage.

Trustee Rielage moved for the adoption of the following Resolution:

WHEREAS the Ohio Legislature has enacted Electric deregulation legislation ("SB No 3") which authorizes the legislative authorities of townships to aggregate the retail electric loads located in their respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electric deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board of Trustees seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20 of the Ohio Revised Code (the "Aggregation Program") for the residents, businesses and other electric consumers in the Township, as permitted by law.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF COLERAIN TOWNSHIP OF HAMILTON COUNTY AND STATE OF OHIO, THAT:**

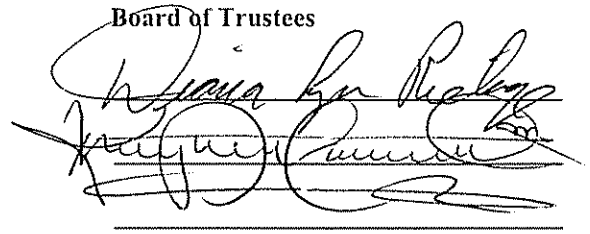
SECTION 1. This Board of Trustees finds and determines that it is in the best interest of the Township, its residents, businesses and other electric consumers located within the boundaries of the Township to adopt an Electric Aggregation Program Plan of Operation and Governance attached hereto and incorporated herein as if fully reappearing, pursuant to Section 4928.20, Ohio Revised Code.

SECTION 2. That the Township Administrator is hereby authorized and directed to enter into an agreement with the selected electric supplier through a competitive bidding process.

SECTION 3. This Board of Trustees finds and determines that all formal actions of this Board of Trustees concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board of Trustees and that all deliberations of this Board of Trustees and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

**BE IT FURTHER RESOLVED BY THE BOARD OF TRUSTEES OF COLERAIN TOWNSHIP OF HAMILTON COUNTY AND STATE OF OHIO, THAT:** This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Township, and for the further reason that this Resolution is required to be immediately effective in order to establish an aggregation program at the earliest opportunity in this rapidly changing energy market, as provided herein; wherefore, this Resolution shall be in full force and effect immediately upon its adoption and certification.

Trustee Corman seconded the Motion and roll being called upon its adoption the vote resulted as follows: ~~Mr. Fiedelcy~~, Mr Corman, Mrs Rielage

Board of Trustees  
  
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**CERTIFICATION:**

I, Heather E. Harlow, Clerk, hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Board of Trustees of Colerain Township at a regularly scheduled meeting on November 29, 2005

Signed: Heather E. Harlow  
Clerk

Approved as to Form: James E. Renter  
Law Director