

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 14-98

INTRODUCED BY: Mayor Stefanik

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH KONA ENERGY, LLC TO PROVIDE ELECTRICITY TO CERTAIN MUNICIPAL ACCOUNTS, AND DECLARING AN EMERGENCY

WHEREAS: Electric customers, including the City of North Royalton, may procure electricity directly from a supplier, thereby potentially reducing its electric costs; and

WHEREAS: While most of the city's electric accounts are currently under NOPEC government aggregate account discount program (under 700,000 kw per year), two of the city's accounts are large commercial accounts (over 700,000 kw per year) and as such do not qualify for the NOPEC government aggregate discount program; and

WHEREAS: Kona Energy, LLC offers to provide electricity to municipal accounts located at 11675 West Royalton Road and 11355 West Sprague Road for a projected savings over the term of the agreement (36 months) of \$63,000; and

WHEREAS: Council desires to authorize the Mayor to enter into an agreement with Kona Energy, LLC.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. The Mayor is hereby authorized to enter into an agreement with Kona Energy, LLC to provide electricity to municipal accounts located at 11675 West Royalton Road and 11355 West Sprague Road, pursuant to terms and conditions approved by the Law Director and substantially similar to a copy of which is attached hereto as Exhibit A and incorporated as if fully rewritten.

Section 2. This Ordinance shall supersede all previously adopted Ordinances in direct conflict herewith.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that it is immediately necessary to authorize the Mayor to enter into an agreement with Kona Energy, LLC to provide electricity to certain municipal accounts.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Larry Antoskiewicz
PRESIDENT OF COUNCIL

APPROVED: /s/ Larry Antoskiewicz
ACTING MAYOR

DATE PASSED: August 19, 2014

DATE APPROVED: August 19, 2014

ATTEST: /s/ Laura J. Haller
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended
Second reading suspended
Third reading August 19, 2014

YEAS: Antoskiewicz, Nickell, Petrusky, Langshaw,
Marnecheck, Muller

NAYS: none

ABSENT: Kasaris