

RESOLUTION NO. 15-13  
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Belinda Kenley ON THE  
18<sup>th</sup> DAY OF March, 2013.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT FOR ELECTRIC GENERATION SUPPLY WITH A COMPETITIVE RETAIL ELECTRIC SERVICE PROVIDER.

**WHEREAS**, the City is one of 22 municipalities currently participating in the Miami Valley Communications Council ("MVCC") electric generation supply agreement with DPL Energy Resources, Inc. ("DPLER") for the provision of electric generation and transmission supply services (collectively referred to as the "Participating Municipalities"); and

**WHEREAS**, current agreements may expire from time to time; and

**WHEREAS**, the Participating Municipalities desire to seek competitive proposals for a new agreement for electric generation and transmission supply services for municipal accounts, in order to secure more favorable rates; and

**WHEREAS**, the Participating Municipalities desire to authorize MVCC and its Executive Director to act as procuring agents, along with MVCC's consultant, Summit Energy, to seek competitive proposals for a new agreement; and

**WHEREAS**, time is of the essence in securing the lowest rate and the Participating Municipalities will need to be able to sign a new agreement immediately upon identifying the lowest and best competitive proposal due to market pricing requirements and deadlines; and

**WHEREAS**, the Participating Municipalities desire to authorize their respective City Managers to enter into a new agreement with the lowest and best competitive proposal immediately after the procuring agents have identified and recommended such proposal; and

**WHEREAS**, the City is authorized as a charter municipality to exercise all powers of local self-government.

**NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE,  
STATE OF OHIO, HEREBY RESOLVES:**

**Section 1.** MVCC and its Executive Director, along with Summit Energy, are hereby authorized to act as procuring agents to identify a competitive retail electric service provider for electric generation supply and transmission through a competitive proposal process. However, nothing in this Resolution shall authorize such procuring agents to contractually bind the City to accept or enter into an agreement with any such service provider, or to otherwise bind the City.


**Section 2.** The City Manager is hereby authorized to execute an agreement and any other necessary documents on behalf of the City for electric generation supply and transmission services with a competitive retail electric service provider following the competitive proposal process administered by the procuring agents.

**Section 3.** That this resolution becomes effective at the earliest date allowed by law.

PASSED this 18<sup>th</sup> day of March, 2013.

  
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Mayor of the City of Centerville, Ohio

ATTEST:

  
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Clerk of Council, City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution Number 15-13, passed by the Council of the City of Centerville, Ohio, on the 18<sup>th</sup> day of March, 2013.

Debra A. James  
Clerk of Council

Approved as to form, consistency  
with the Charter and Constitutional Provisions.

Department of Law  
Scott A. Liberman  
Municipal Attorney