

RECORD OF ORDINANCES

Ordinance No. 14 - 10

Passed June 21, 2010

TO AUTHORIZE EXECUTION OF THE SEVENTH MODIFICATION TO THE NORTHWEST AREA SERVICE GROUP (NWASG) POOL PARTICIPATION SCHEDULE, AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Genoa, Ohio (herein "Municipality") is a member of the American Municipal Power, Inc., (herein "AMP"), and

WHEREAS, the Municipality, as a member of AMP, is a participant in the Northwest Area Service Group ("NWASG") power pool, and

WHEREAS, as a participant in the NWASG Power Pool, Municipality and AMP have entered into Pool Participant Schedule (AMP Contract No. C-11-89-715) to American Municipal Power, Inc., and Municipality Agreement (AMP Master Contract No. C-11-2005-4413) (hereinafter the "Pool Participant Schedule"); and

WHEREAS, pursuant to the Pool Participant Schedule, AMP is the Pool Requirements supplier of wholesale power and energy to Municipality and other members of the MWASG Power Pool, and

WHEREAS, members of the NWASG Power Pool desire to have the ability to serve new customers having a peak load greater than 5,000 kW and annual usage of greater than 30,000,000 kWh with 100% Non-Pool power, and

WHEREAS, in order to allow NWASG Pool members to be allowed to serve large new customers with 100% Non-Pool power, it is necessary for the Municipality and AMP to revise the Pool Participant Schedule, and

WHEREAS, the Municipality agrees to modify the Pool Participant Schedule in accordance with the terms of and conditions of the Seventh Modification attached hereto or on file with the Fiscal Officer.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF GENOA, OTTAWA COUNTY, OHIO:

SECTION 1. That the Seventh Modification to the NWASG Pool Participant Schedule substantially in the form attached hereto, or on file with the Fiscal Officer's Office, is hereby approved.

SECTION 2. That the Village Administrator be, and hereby is, authorized to execute the Seventh Modification to the NWASG Pool Participant Schedule substantially in the form attached hereto or on file with the Fiscal Officer's Office.

SECTION 3. It is found and determined all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council or of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 4. The passage of this Ordinance as an emergency measure is necessary for the immediate preservation of the public peace, health, safety or welfare in order to permit the Village to meet AMP, Inc., established deadline of July 1, 2010 to serve new customers of 5,000 kW and annual usage of greater than 30,000,000 kWh with 100% Non-Pool power, and shall be in full force immediately after its passage.

SECTION 5. This Ordinance shall take effect immediately upon passage.

First Reading: May 17, 2010
Second Reading: June 7, 2010
Third Reading: June 21, 2010

Vote to Suspend Rules: Yeas Nays
Vote on Emergency: Yeas 5 Nays 0
Passed: June 21, 2010 Yeas 5 Nays 0

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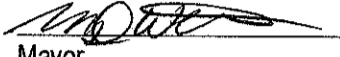
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Passed _____, 20__

ATTEST:


Fiscal Officer


President of Council


Mayor

CLERK/TREASURER'S CERTIFICATE AS TO PUBLICATION

This is to certify that publication of the foregoing was duly made as provided in Ordinance 52-07 adopted by the following method:

By posting certified copies thereof in the six (6) public places specified in Section 105.01 of the Codified Ordinances of the Village of Genoa, and by and by Ordinance No.52-07, said posting having been accomplished on the following date: June 22, 2010.


Fiscal Officer