

## ORDINANCE NO. 10 - 42 AC CMS

### AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE ENERGY ATTRIBUTES PURCHASE AGREEMENT AND DECLARING AN EMERGENCY

WHEREAS, City Council passed Ordinance 07-83 authorizing the execution of an Energy Attributes Purchase Agreement between the City, AMP, Inc. and Oberlin College concerning the sale and purchase obligations for the provision of the Energy Attributes under the terms and conditions set forth in the agreement; and,

WHEREAS, the Parties desire to amend the Energy Attributes Purchase Agreement for the purpose of resetting the energy attribute price and specifically indentifying the energy attribute generation type.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:

SECTION 1. That the proposed amendment to the agreement between the City, AMP, Inc. and Oberlin College, a copy being attached hereto and incorporated herein by reference, is hereby approved, and the City Manager is hereby authorized and directed to execute same on behalf of the City.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this 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 Section 121.22 of the Ohio Revised Code.

SECTION 3. That the ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, and safety of the citizens of the City of Oberlin, Ohio, to wit:

“to execute an amendment to the Energy Attributes Purchase Agreement to allow Oberlin College to purchase Energy Attributes at the earliest date possible”

and shall take effect immediately upon passage.

**PASSED:** 1<sup>st</sup> Reading - June 21, 2010 (S)(E)  
2<sup>nd</sup> Reading-  
3<sup>rd</sup> Reading-

**ATTEST:**

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BELINDA B. ANDERSON, CMC  
CLERK OF COUNCIL

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SHARON F. SOUCY  
VICE PRESIDENT OF COUNCIL

POSTED: 6/22/2010

EFFECTIVE DATE: 6/21/2010