

BOARD OF TRUSTEES
KARL B. SCHULTZ
KENDAL A. TRACY
MARY MAKLEY WOLFF

FISCAL OFFICER
ERIC C. FERRY

ADMINISTRATOR
JEFFREY A. WRIGHT



ADMINISTRATION
248-3725
248-3730 (FAX)
COMMUNITY DEVELOPMENT
248-3731
SERVICE DEPARTMENT
248-3728
POLICE DEPARTMENT
248-3721
FIRE/EMS
248-3700
PARKS/RECREATION
248-3727

MIAMI TOWNSHIP

6101 MEIJER DRIVE • MILFORD, OH 45150-2189

RESOLUTION 2016-77

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Building on November 15, 2016 with the following members present: Karl Schultz, Ken Tracy and Mary Makley Wolff.

MR. TRACY made a motion to adopt the following Resolution:

RESOLUTION ADOPTING A MODIFIED PLAN OF OPERATION AND GOVERNANCE FOR NATURAL GAS GOVERNMENTAL AGGREGATION AND DECLARING AN EMERGENCY

WHEREAS, in August of 2008, the Board of Trustees of Miami Township authorized the Clermont County Board of Elections to submit the question of whether retail natural gas loads could be aggregated in Miami Township;

WHEREAS, the question of natural gas aggregation was submitted to the electors of Miami Township on November 4, 2008 and approved;

WHEREAS, thereafter, on March 17, 2009, in Resolution Number 2009-08, the Board adopted a Plan of Operation and Governance ("the Plan") in accordance with R.C. 4929.2(C);

WHEREAS, the Plan needs to be modified to reflect necessary revisions in pricing methodologies; and

WHEREAS, Section 4901:1-28-03 (D) of the Ohio Administrative Code provide for the non-material modification of the Plan without notice to the Members of the Aggregation.

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees of Miami Township hereby modifies its prior Plan of Operation and Governance to incorporate these necessary changes. The modified Plan of Operation and Governance is attached hereto and incorporated herein by this reference.

SECTION 1: that all prior resolutions and parts of resolutions which conflict with the provisions of this Resolution are hereby repealed to the extent that they are in conflict herewith.

SECTION 2. This Resolution is declared to be an emergency measure necessary for the preservation of the economic interests of the residents of the Township to allow for flexibility and optimum pricing of the aggregation program that was approved by a majority of voters.

SECTION 3. The Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: This Resolution shall take effect at the earliest period allowed by law.

First Reading: November 15, 2016
Second Reading: Dispensed with
Effective: November 15, 2106

MS. WOLFF seconded the motion to adopt the Resolution. On the roll call being called the vote resulted as follows:

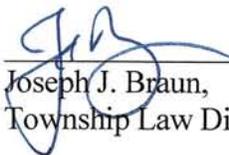
Mr. Schultz	<u>AYE</u>
Mr. Tracy	<u>AYE</u>
Ms. Wolff	<u>AYE</u>

Resolution 2016-77 adopted November 15, 2016

ATTEST:


Eric C. Ferry, Fiscal Officer

APPROVED AS TO FORM:


Joseph J. Braun,
Township Law Director

CERTIFICATION

I, Eric C. Ferry, Fiscal Officer of Miami Township, do hereby certify that the foregoing is taken and copied from the Record of the Proceedings of Miami Township; that the same has been compared by me with the Resolution of said Record and that it is a true and correct copy thereof.


Eric C. Ferry, Fiscal Officer