

RESOLUTION NO. R09-09 CMS

A RESOLUTION AUTHORIZING SCOTT BROADWELL TO BE THE DELEGATE TO REPRESENT THE CITY OF OBERLIN AS A MEMBER OF THE BOARD OF DIRECTORS OF THE OHIO MUNICIPAL ELECTRIC ASSOCIATION

WHEREAS, the City of Oberlin ("Municipality") is a member of the Ohio Municipal Electric Association ("OMEA"), a non-profit corporation in the State of Ohio whose members are Ohio municipal corporations that own and operate electric utility systems; and

WHEREAS, OMEA exists for a public purpose, namely as a legislative liaison to assist municipally owned electric systems of the State of Ohio in monitoring State and Federal legislative and regulatory activities relevant to the electric industry; and to keep appropriate State and Federal elected officials informed of the positive or negative impact of those activities on member systems; and

WHEREAS, the affairs of OMEA are managed by a Board of Directors ("Board"), with sixteen voting members (twelve designated for elected officials, four designated for either elected or non-elected officials and three of the sixteen elected by the Board as named individuals on an Executive Committee); and

WHEREAS, the voting members of the Board are elected by and from among the membership, and the Municipality has been elected as a Director of the Board ("Director"); and

WHEREAS, the Municipality is required to designate formally a person to represent it on the Board and to exercise the duties of OMEA; and

WHEREAS, the Municipality desires to provide for the appointment of an alternate representative to serve in the designated Director's stead during such period as the Director may be unable to represent the Municipality.

NOW, THEREFORE, BE IT RESOLVED, 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 effective immediately **Scott Broadwell**, as incident of the official's capacity as a Councilmember of the Municipality, be and hereby is, designated the representative of the Municipality on the Board to act on behalf of Municipality in the discharge of duties as a Director and that **Scott Broadwell** may designate in writing another elected official of the Municipality as the alternate representative ("Alternate") to the Director to serve during such period as the Director may be unable to represent the Municipality.

SECTION 2: That the Director or Alternate of the Municipality so designated be, and hereby is, authorized and empowered, acting for, in the name of and on behalf of the Municipality, and as the Municipality's agent, to exercise all the functions, powers, rights and privileges, and to fulfill the obligations, that the Municipality may have as a Director of the Board, including without limitation to attend and take part in meetings of the Board and of committees of the Board, to vote on and otherwise act with respect to all matters that may properly come before the Board or any committee of the Board, and to do or cause to be done all acts, and to take all steps as may in each case be, in the opinion of such representative, necessary or desirable in order to represent the Municipality and exercise its functions, powers, rights and privileges, and to fulfill its obligations, as a Director, and to carry out the full intent and purposes of this Resolution and the purposes and powers of OMEA.

SECTION 3: That the Director named in Section 1, and any Alternate, be, and hereby are, entitled to receive reimbursement from OMEA for reasonable out-of-pocket expenses associated with service as representative for the Municipality as Director.

SECTION 4: That all existing Resolutions or Ordinances inconsistent with this Resolution are hereby repealed.

SECTION 5: That this Resolution shall be in full force and effect from and after the earliest period allowed by law.

PASSED this 4th day of January, 2010

Three readings suspended and elevated to an emergency, in order to make Mr. Broadwell available in an official capacity at the earliest possible time.

APPROVED:

Charles Peterson

Sharon Soucy

Scott Broadwell

Elizabeth Meadows

Kenneth Sloane

ATTEST:

Belinda B. Anderson

Belinda B. Anderson
CLERK OF COUNCIL

Kenneth Sloane

Kenneth Sloane
PRESIDENT OF COUNCIL

POSTED: 01/05/2010

EFFECTIVE DATE: 01/04/2010