

CITY OF OBERLIN, OHIO

ORDINANCE NO. 24-72 AC CMS

AN ORDINANCE AUTHORIZING THE INTERIM CITY MANAGER TO ENTER INTO AN AMENDMENT TO AN AGREEMENT BETWEEN THE CITY OF OBERLIN AND PROVIDING OBERLIN WITH EFFICIENCY RESPONSIBLY AND AUTHORIZING THE EXPENDITURE OF FUNDS FROM THE SUSTAINABLE RESERVE FUND TO GO INTO IMMEDIATE EFFECT

WHEREAS, the City has created a Sustainable Reserve Fund, (“Fund”) its purpose being to provide funding for the implementation of strategies that are supportive of and consistent with the City of Oberlin’s Climate Action Plan, (“CAP”) including programs and/or projects that demonstrate energy-efficiency, energy conservation, greenhouse gas emission reductions, and/or development of renewable generation resources; and,

WHEREAS, the City has established a Climate Action Plan Steering Committee (“CAPSC”) to review and make recommendations for updates and revisions to the CAP to the Oberlin City Council; and

WHEREAS, on or about December 7, 2020 City and Providing Oberlin With Efficiency Responsibly, Inc. (“POWER”) entered into Sustainable Reserve Fund Participant Agreement (“SRFPA”) under which the City provided funding from the Sustainable Reserve Fund to POWER in the amount of Four Hundred Two Thousand, One Hundred Eighteen Dollar (\$402,118) to provide the services set forth in said the SRFPA; and

WHEREAS, the SRFPA expires in December of 2024; and

WHEREAS, the Interim City Manager and the Sustainability Coordinator have concurred that new funding from the SRF should be paused temporarily until such time as the Council has considered the recommendations of the CAPSC; and

WHEREAS, Notwithstanding the concurrence of the Interim City Manager and the Sustainability Coordinator with regard to a temporary pause in future SRF funding, they also concur that POWER provides necessary and important services to the City and its residents and a temporary pause of the provision of funding will encumber POWER’s ability to continue to provide those services and would thereby impede the implementation of the goals of the CAP.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, and State of Ohio:

SECTION 1. That the Interim City Manager is hereby authorized and directed to enter into an amendment to a Participant Agreement between the City and POWER to extend the contract term until December 31, 2025 and authorizing expenditures from the Sustainable Reserve Fund in the amount of One Hundred Twelve Thousand, Six Hundred Sixty-Nine Dollars (\$112,669) be

utilized in accordance with the terms of said agreement, said amendments being substantially the form attached hereto as **Attachment A**.

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. To provide funding for the implementation of the strategies set forth in the City of Oberlin Climate Action Plan without delay and provided that at least five (5) members of the Council determine by motion that this Ordinance shall go into full force and effect immediately after its passage; otherwise, it shall take effect on the earliest date allowed by law.

PASSED: 1st Reading :November 18, 2024

2nd Reading: _____

3rd Reading: _____

ATTEST:



BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL



EBONI A. JOHNSON
PRESIDENT OF COUNCIL

POSTED: 11/19/2024

EFFECTIVE DATE: 11/18/2024