

CITY OF OBERLIN, OHIO

ORDINANCE NO. 26-34 AC CMS

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR THE SALE OF MUNICIPAL-OWNED TRANSMISSION ASSETS TO AMP TRANSMISSION, LLC, A SUBSIDIARY OF AMERICAN MUNICIPAL POWER, INC. (AMP), AND TO TAKE ALL OTHER ACTIONS NECESSARY TO EFFECTUATE THE TERMS OF THE CONTRACT TO GO INTO IMMEDIATE EFFECT

WHEREAS, American Municipal Power, Inc. ("AMP"), is an Ohio nonprofit corporation, organized to own and operate facilities, or to provide otherwise, for the generation, transmission or distribution of electric capacity and energy, or any combination thereof, and to furnish technical services on a cooperative, nonprofit basis, for the mutual benefit of AMP members ("Members"), such Members, including this City of Oberlin, being political subdivisions that operate municipal electric utility systems in Delaware, Indiana, Kentucky, Ohio, Maryland, Michigan, Pennsylvania, Virginia and West Virginia;

WHEREAS, AMP Transmission, LLC ("AMPT") is an Ohio nonprofit limited liability company, and a subsidiary of AMP, organized to own and operate facilities, or to provide otherwise, for the transmission of electric energy, and to furnish technical services on a cooperative, nonprofit basis, for the mutual benefit of AMP's members, including the City of Oberlin, Ohio; and,

WHEREAS, the City of Oberlin, Ohio ("City of Oberlin") owns, among other equipment, certain equipment located in the Oberlin Switchyard at 46900 Butternut Ridge Rd., Oberlin, Ohio (the "Switchyard") as well as an approximately 2.1 mile 69 kV transmission line and poles running from the Switchyard to the intersection of S. Pyle-Amherst Rd. and N. Coast Inland Trail (up to and including the angle structure at such intersection), as more particularly described in the Asset Purchase and Sale Agreement, including Exhibit A thereof (collectively the "Equipment"). The Equipment includes three 69 kV deadends, four 69 kV circuit breakers, ten 69 kV gang-operated disconnect switches (excepting the SS04 and SS06 switches), Switchyard fence, Switchyard ground grid, Switchyard service transformer and associated equipment, 69 kV protective panels and associated relays (except that associated with the Butternut Ridge Line), 50% of the Switchyard control house, 50% of the Switchyard DC Panel and 50% of the Switchyard battery, charger and associated equipment.

WHEREAS, AMPT is willing to purchase the City of Oberlin's transmission Equipment in order to relieve the City of Oberlin of the transmission owner obligations and responsibilities associated with the ownership and operation of the aforementioned Equipment and achieve the City of Oberlin's reliability and other goals.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OBERLIN, OHIO:

SECTION 1. That the City Manager is hereby authorized and directed to enter into a contract or contracts with AMPT for the sale of transmission equipment and related appurtenances, as well as the lease of land owned by the City of Oberlin, including Appendices thereto, with such changes as the City Manager and the Law Director may approve as neither inconsistent with this Ordinance nor materially detrimental to the City of Oberlin.

SECTION 2. That the City Manager is hereby authorized and directed to take any additional actions as may be necessary for the City of Oberlin to fulfill its obligations under the aforementioned agreement.

SECTION 3. That the City of Oberlin's electric distribution system will remain interconnected to the transmission equipment. Accordingly, while owned and/or leased by AMPT, the transmission equipment and land are found and determined to continue to be needed for a municipal purpose, and the ownership of the transmission equipment, occupation, and lease of the land by AMPT shall be in accordance with said municipal purpose. Because the transmission equipment and land will continue to be needed and used for a municipal purpose, this Council determines Chapter 721 of the Ohio Revised Code to not be applicable.

SECTION 4. That, any other Ordinances and Resolutions or portions of Ordinances and Resolutions inconsistent herewith are hereby repealed, but any Ordinances and Resolutions or portions of Ordinances and Resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

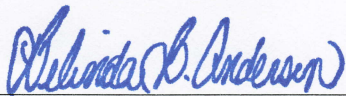
SECTION 5. That, if any prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

SECTION 6. 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

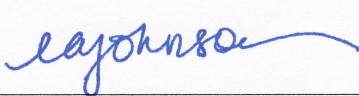
SECTION 7. To facilitate the efficient operation of the Oberlin Municipal Light and Power System, to accommodate a May 1, 2026 closing date and for reasons stated in the Preamble hereof, and provided that at least five (5) members of Council determine by motion, this Ordinance shall go into full force and effect immediately after its passage; otherwise, it shall take effect on the earliest date allowed by law.

PASSED: 1st Reading: April 20, 2026
2nd Reading: May 4, 2026
3rd Reading: _____

ATTEST:



BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL



EBONI A. JOHNSON
PRESIDENT OF COUNCIL

POSTED: 05/05/2026

EFFECTIVE DATE: 05/04/2026