



1216 Lexington Ave. Suite 301
Mansfield, OH, 44907
www.trebellc.com

September 03, 2021

Docketing Division
Public Utilities Commission of Ohio
180 East Broad St.
Columbus, Ohio 43215-3793

RE: Natural Gas Governmental Aggregator Renewal Application — Berlin Township, Delaware County, OH.

CASE # 13-2043-GA-GAG

Berlin Township is pleased to submit its renewal application for natural gas governmental aggregator. The original application has been notarized and signed by an authorized official.

Material provided for review:

- Application for Governmental Aggregations and Affidavit
- Exhibit B-1 Authorizing Ordinance reflecting voter authorization;
- Exhibit B-2 Plan of Operation and Governance;
- Exhibit B-3 Automatic Aggregation Disclosure
- Exhibit B-4 Opt-Out Notice
- Exhibit B-5 Experience

Should you have any questions or additional needs, please call me at (614) 425.4885.

Sincerely,

Scott R. Belcastro
Principal
614.425.4885
scott@electricsuppliers.org

Enclosure



Public Utilities Commission

PUCO USE ONLY – Version 1.07		
Date Received	Renewal Certification Number	ORIGINAL GAG Case Number
		13 - 2043 - GA-GAG

RENEWAL CERTIFICATION APPLICATION OHIO NATURAL GAS GOVERNMENTAL AGGREGATORS

Please type or print all required information. Identify all attachments with an exhibit label and title (*Example: Exhibit B-1 – Authorizing Ordinance*). All attachments should bear the legal name of the Applicant. Applicants should file completed applications and all related correspondence with the Public Utilities Commission of Ohio, Docketing Division, 180 East Broad Street, Columbus, Ohio 43215-3793.

This PDF form is designed so that you may directly input information onto the form. You may also download the form by saving it to your local disk.

SECTION A - APPLICANT INFORMATION

A-1 Renewal Applicant information:

Legal Name Berlin Township, Delaware County, OH
Address 3271 Cheshire Road, Delaware, OH 43015
Telephone No. 740-548-6350 Web site address
Current PUCO Certificate Number 13-329G(4) Effective Dates November 4, 2019 - November 4, 2021

A-2 Contact person for regulatory or emergency matters:

Name Scott Belcastro Title Principal
Business Address 1216 Lexington Ave., Suite 301, Mansfield, OH 44907
Telephone No. 614-425-4885 Fax No. 614-417-0410 Email Address scott@electricsuppliers.org

A-3 Contact person for Commission Staff use in investigating customer complaints:

Name Scott Belcastro Title Principal
Business address 1216 Lexington Ave., Suite 301, Mansfield, OH 44907
Telephone No. 614-425-4885 Fax No. 614-417-0410 Email Address scott@electricsuppliers.org

A-4 Applicant's address and toll-free number for customer service and complaints:

Customer service address 1216 Lexington Ave., Suite 301, Mansfield, OH 44907
Toll-Free Telephone No. 877-861-2772 Fax No. 614-417-0410 Email Address scott@electricsuppliers.org

SECTION B - APPLICANT AUTHORITY AND AGGREGATION PROGRAM INFORMATION

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED

- B-1 **Exhibit B-1 "Authorizing Ordinance,"** provide a copy of the adopted ordinance or resolution that reflects voter authorization to form a governmental aggregation program pursuant to Sections 4929.26 and 4929.27 of the Ohio Revised Code.
- B-2 **Exhibit B-2 "Operation and Governance Plan,"** provide a copy of the applicant's plan for operation and governance of its aggregation program adopted pursuant to Sections 4929.26(C) or 4929.27(B) of the Revised Code. The Operation and Governance Plan should include all information pursuant to Rule 4901:1-28-03 of the Ohio Administrative Code.
- B-3 **Exhibit B-3 "Automatic Aggregation Disclosure Notification,"** if the aggregation program provides for automatic aggregation in accordance with Section 4929.26(A) of the Revised Code, provide a copy of the disclosure notification required by Section 4929.26(D) of the Revised Code,
- B-4 **Exhibit B-4 "Opt-Out Notice,"** provide a draft copy of the applicant's opt out notice that comports with the Opt-Out disclosure requirements pursuant to Rule 4901:1-28-04 of the Ohio Administrative Code. *(Ten days prior to public dissemination, the applicant shall docket with the Commission, the finalized Opt-Out notice that provides or offers natural gas aggregation service.)*
- B-5 **Exhibit B-5 "Experience,"** provide a detailed description of the applicant's experience and plan for: providing aggregation services *(including contracting with consultants, broker/aggregators, retail natural gas suppliers)*; providing billing statements; responding to customer inquiries and complaints; and complying with all applicable provisions of Commission rules adopted pursuant to Section 4929.22 of the Ohio Revised Code and contained in Chapter 4901:1-29 of the Ohio Administrative Code.

Applicant Signature and Title

Ronald W Bullard Berlin Township Trustee

Sworn and subscribed before me this

10th

day of

August

Month

2021

Year

Arti Mathur

Signature of official administering oath

Arti Mathur - Manager

Print Name and Title

My commission expires on

July 21, 2024



ARTI MATHUR
NOTARY PUBLIC
STATE OF OHIO
Comm. Expires
JULY 21, 2024



The Public Utilities Commission of Ohio

Ohio Natural Gas Governmental Aggregation
Affidavit Form
(Version 1.07)

In the Matter of the Application of)

Berlin Township, Delaware County, OH)

for a Certificate or Renewal Certificate to Provide)
Natural Gas Governmental Aggregation Service in)
Ohio.)

Case No. 13-2043 -GA-GAG

County of Delaware
State of Ohio

Ronald W Bullard

[Affiant], being duly sworn/affirmed, hereby states that:

- (1) The information provided within the certification or certification renewal application and supporting information is complete, true, and accurate to the best knowledge of affiant.
- (2) The applicant will timely file an annual report of its intrastate gross receipts and sales of hundred cubic feet of natural gas pursuant to Sections 4905.10(A), 4911.18(A), and 4929.23(B), Ohio Revised Code.
- (3) The applicant will timely pay any assessment made pursuant to Section 4905.10 or Section 4911.18(A), Ohio Revised Code.
- (4) Applicant will comply with all applicable rules and orders adopted by the Public Utilities Commission of Ohio pursuant to Title 49, Ohio Revised Code.
- (5) Applicant will cooperate with the Public Utilities Commission of Ohio and its staff in the investigation of any consumer complaint regarding any service offered or provided by the applicant.
- (6) Applicant will comply with Section 4929.21, Ohio Revised Code, regarding consent to the jurisdiction of the Ohio courts and the service of process.
- (7) Applicant will inform the Public Utilities Commission of Ohio of any material change to the information supplied in the certification or certification renewal application within 30 days of such material change, including any change in contact person for regulatory or emergency purposes or contact person for Staff use in investigating customer complaints.
- (8) Affiant further sayeth naught.

Affiant Signature & Title

Ronald W Bullard Berlin Township Trustee 2021

Sworn and subscribed before me this

10th

day of

August

Month

2021

Year

Arti Mathur

Signature of Official Administering Oath

Arti Mathur - Manager

Print Name and Title

My commission expires on

July 21, 2024

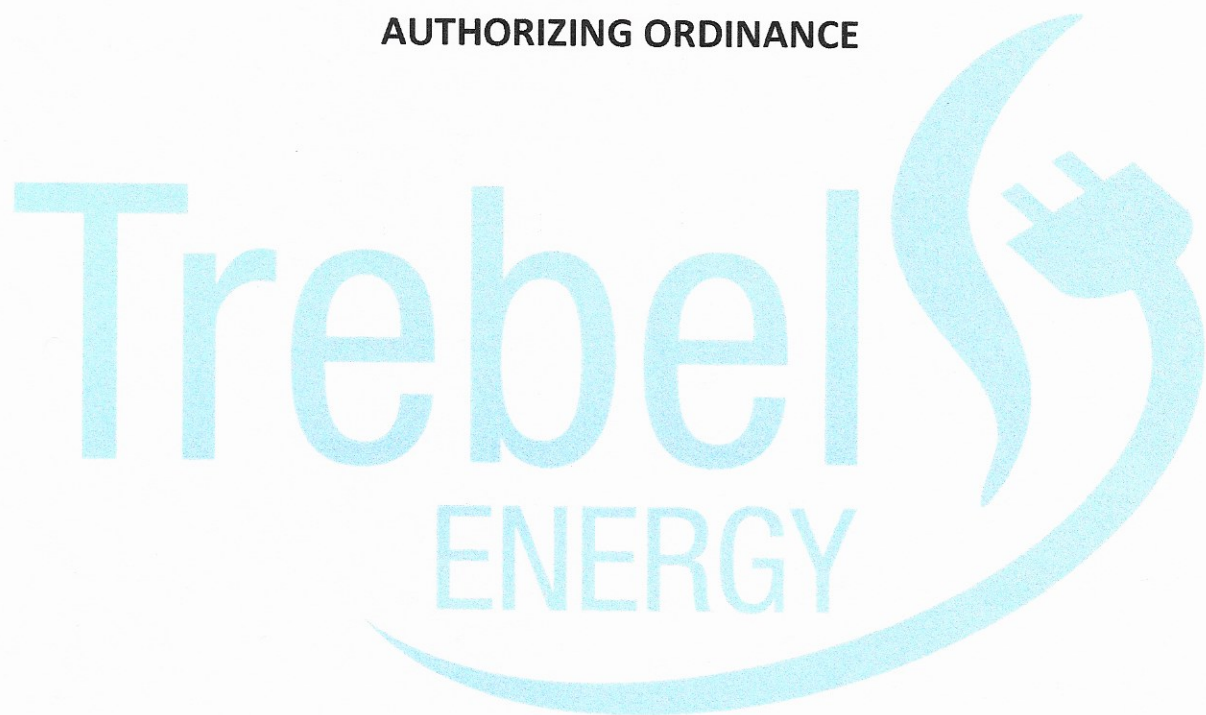


ARTI MATHUR
NOTARY PUBLIC
STATE OF OHIO
Comm. Expires
JULY 21, 2024

(Ohio Natural Gas Governmental Aggregator Renewal) Page 3 of 3

EXHIBIT B-1

AUTHORIZING ORDINANCE



ORIGINAL

BOARD OF TRUSTEES OF
BERLIN TOWNSHIP, DELAWARE COUNTY, OHIO

RESOLUTION NO. 20B-01-63

A RESOLUTION AUTHORIZING ALL ACTION NECESSARY TO EFFECT
AN OPT-OUT NATURAL GAS AGGREGATION PROGRAM PURSUANT TO
R.C. § 4929.26 AND DIRECTING THE DELAWARE COUNTY BOARD OF
ELECTIONS TO SUBMIT A BALLOT QUESTION TO THE ELECTORS OF
BERLIN TOWNSHIP, DELAWARE COUNTY, OHIO.

The Board of Trustees of Berlin Township, Delaware County, Ohio ("Board") met in
regular session on the 28th day of January, 2013 with the following
members present:

[Signature]
[Signature]
[Signature]

Ken Bullard Moved the adoption of the following Resolution:

PREAMBLE

WHEREAS, The Ohio Legislature has enacted legislation (R.C. § 4929.26) which
authorizes the legislative authorities of municipal corporations, townships and counties
to aggregate competitive retail natural gas service for retail natural gas loads located
within the respective jurisdictions and to enter into service agreements to facilitate for
those loads the purchase and sale of natural gas ("Governmental Aggregation"); and,

WHEREAS, Such legislative authorities may exercise such authority jointly with any
other legislative authorities; and,

WHEREAS, Governmental Aggregation provides an opportunity for residential and
small business consumers to participate collectively in the potential benefits of lower
rates for natural gas which would not otherwise be available to those natural gas
customers individually; and,

WHEREAS, the Board seeks to establish a Governmental Aggregation program with
opt-out provisions pursuant to R.C. § 4929.26 ("Natural Gas Loads Aggregation

Program”) for the residents, businesses and other natural gas consumers in Berlin Township, Delaware County, Ohio (“Township”), as permitted by law.

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Berlin Township, Delaware County, Ohio that:

Section 1

This Resolution is adopted pursuant to the authority conferred by R.C. § 4929.26.

Section 2

The Board finds and determines that it is in the best interest of the Township, its residents, businesses and other natural gas consumers located within the limits of the Township to establish a Natural Gas Loads Aggregation Program in the Township. Provided that this Resolution and the Natural Gas Loads Aggregation Program are approved by the electors of the Township pursuant to Section 4 of this Resolution, the Township is hereby authorized to aggregate, in accordance with R.C. § 4929.26, the retail natural gas loads located within the Township, and, for that purpose, to enter into service agreements to facilitate the sale and purchase of the service for the retail natural gas loads. The Board may exercise such authority jointly with any other municipal corporation, township or county or other political subdivision of the State of Ohio to the full extent permitted by law. The Board may also exercise such authority using an energy broker/consultant/aggregator, so long as the broker/consultant/aggregator is certified by the Public Utilities Commission of Ohio. The aggregation will occur automatically and will provide for the opt-out rights described in Section 6 of this Resolution.

Section 3

No aggregation under this Resolution shall include the retail natural gas load of any person that meets any of the following criteria:

- (i) The person is both a distribution service customer and a mercantile customer on the date of commencement of service to the aggregated load, or the person becomes a distribution service customer after that date and also is a mercantile customer.
- (ii) The person is supplied with commodity sales service pursuant to a contract with a retail natural gas supplier that is in effect on the effective date of the Resolution.
- (iii) The person is supplied with commodity sales service as part of a retail natural gas load aggregation provided for pursuant to a rule or order adopted or issued by the Public Utilities Commission of Ohio under Revised Code Chapter 4929 or Chapter 4905.

(iv) Other persons that are not eligible pursuant to rules and orders of the Public Utilities Commission of Ohio or the plan of operations and governance for the Natural Gas Loads Aggregation Program.

Nothing precludes the Natural Gas Loads Aggregation Program from permitting the retail natural gas load of a person described above from being included in the Natural Gas Loads Aggregation Program upon the expiration of any contract or aggregation as described in division (ii) or (iii) above or upon the person no longer being a customer as described in (i) above or qualifying to be included in an aggregation described under (iii) above.

Section 4

The Board of Elections of Delaware County, Ohio ("BOE") is hereby directed to submit the following question to the electors of the Township at the primary election on May 7, 2013:

PROPOSED RESOLUTION GAS AGGREGATION	
BERLIN TOWNSHIP, DELAWARE COUNTY, OHIO	
A majority affirmative vote is necessary for passage	
Shall the Township of Berlin have the authority to aggregate the retail natural gas loads located in the Township of Berlin, and for that purpose, enter into service agreements to facilitate for those loads the sale and purchase of natural gas, such aggregation to occur automatically except where any person elects to opt out?	
	YES
	NO

The Berlin Township Fiscal Officer is instructed to immediately file a certified copy of this Resolution and the proposed form of the ballot question with the BOE not less than ninety (90) days prior (February 6, 2013) to the May 7, 2013 primary election. The Natural Gas Loads Aggregation Program shall not take effect unless approved by a majority of the electors voting upon this Resolution and the Natural Gas Loads Aggregation Program provided for herein at the election held pursuant to this Section 4 and R.C. § 4929.26. Upon approval by the electorate, the Natural Gas Loads Aggregation Program shall take effect at the earliest permissible point in time and continue thereafter in accordance with the requirements of R.C. § 4929.26.

The BOE shall cause an appropriate notice to be duly given of the election to be held on Tuesday, May 7, 2013, on the foregoing proposal and otherwise provide for such election in the manner provided by the laws of the State of Ohio.

Section 5

Upon approval of a majority of the electors voting at the primary election provided for in Section 4 of this Resolution, the Board, individually or jointly with any other political subdivision, shall develop a plan of operation and governance for the Natural Gas Loads Aggregation Program. Before adopting such plan, the Board shall hold at least two (2) public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two (2) consecutive weeks in a newspaper of general circulation in the Township. The notice shall summarize the plan and state the date, time and place of each hearing.

Section 6

No plan adopted by the Board shall aggregate any retail natural gas load within the Township unless the Board, in advance, clearly discloses to the person whose retail natural gas load is to be so aggregated that the person will be enrolled automatically in the Natural Gas Loads Aggregation Program and will remain so enrolled unless the person affirmatively elects by a stated procedure not to be so enrolled. The disclosure shall state prominently the rates, charges, and other terms and conditions, of enrollment. The stated procedure shall allow any person enrolled in the Natural Gas Loads Aggregation Program the opportunity to opt-out of the program every two (2) years, without paying a switching fee. Any such person that opts-out of the Natural Gas Loads Aggregation Program pursuant to the stated procedure shall default to the natural gas company providing distribution services for the person's retail natural gas load, until the person chooses an alternative supplier.

Section 7

All formal actions of the Board concerning and relating to the passage of this Resolution were taken in an open meeting of the Board, and all deliberations of the Board 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 R.C. § 121.22.

Section 8

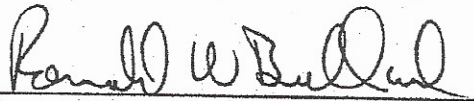
This Resolution shall be in full force and effect immediately upon its adoption.

Phil Panzarella seconded the motion.


Voted on, adopted, and signed this 28th day of January, 2013 in Berlin Township, Delaware County, Ohio.

(SIGNATURES ON FOLLOWING PAGE)

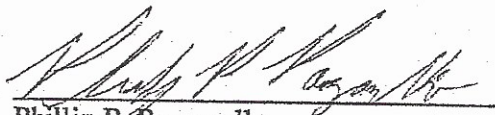
**BOARD OF TRUSTEES, BERLIN TOWNSHIP,
DELAWARE COUNTY, OHIO,**



Ronald W. Bullard
Trustee



Tom D'Amico
Trustee



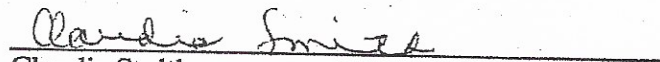
Phillip P. Panzarella
Trustee

CERTIFICATE

State of Ohio, Delaware County

I, the undersigned Township Fiscal Officer of Berlin Township, Delaware County, Ohio, certify that the foregoing Resolution No. 2013 01-63 is taken and copied from the record of proceedings of the Board, and that it has been compared by me with the Resolution on the record and is a true and accurate copy. Further, I certify that the adoption of such Resolution occurred in an open meeting held in compliance with R.C. § 121.22.

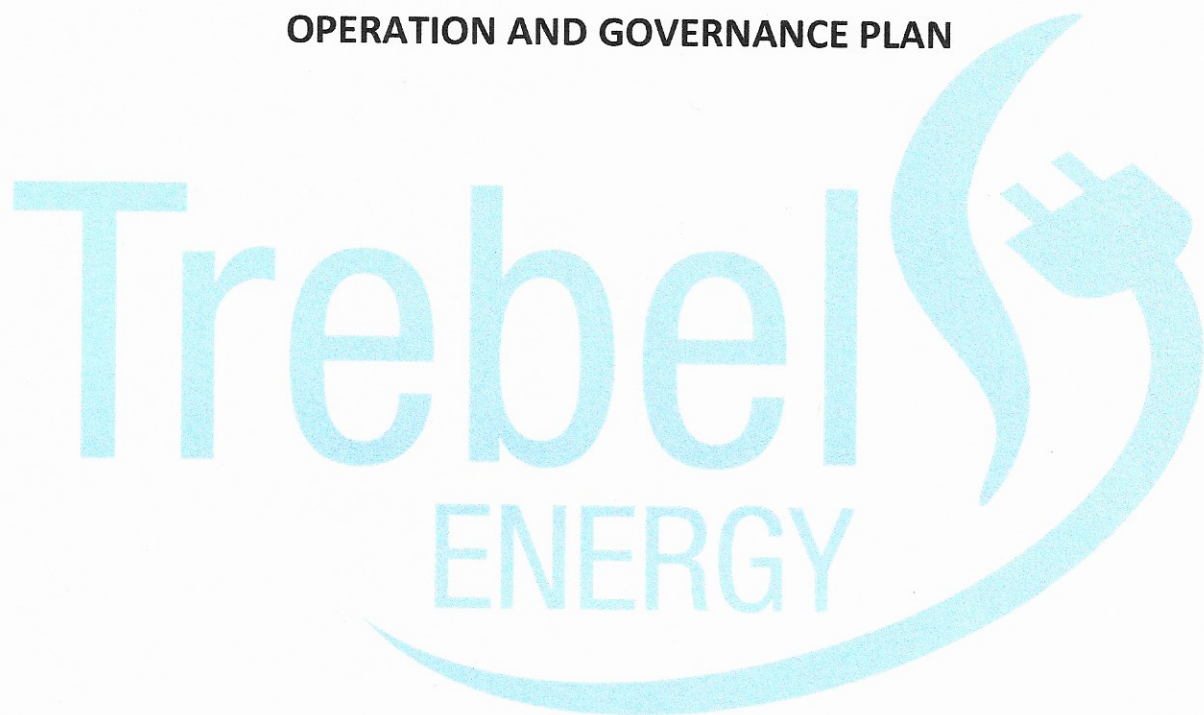
Date: 1/28/13



Claudia Smith,
Township Fiscal Officer
Berlin Township, Delaware County, Ohio

EXHIBIT B-2

OPERATION AND GOVERNANCE PLAN



**BERLIN TOWNWSHIP
NATURAL GAS AGGREGATION
PROGRAM**

***OPERATION AND GOVERNANCE
PLAN***

Adopted September 9th, 2013

Prepared By:



I. Overview

At the May 7, 2013 election, a majority of voters authorized Berlin Township ("the Township") to create a form of government natural gas aggregation known as "opt-out" aggregation and to create an opt-out natural gas aggregation program ("the Aggregation Program") as provided under Section 4929.26 of the Ohio Revised Code. Under the opt-out natural gas aggregation program, all eligible natural gas consumers within the Township's applicable boundaries will be automatically included in the Aggregation Program initially. However, all consumers will also be given the opportunity to opt out of or decline participation in the Aggregation Program as detailed herein.

The Township's purpose in creating the Aggregation Program is to represent local consumer interests in emerging competitive natural gas markets by combining multiple natural gas loads within the Township's applicable boundaries and negotiating affordable, reliable natural gas supplies, and other related services on behalf of local consumers. The Township may pursue this purpose individually or in cooperation with other legislative authorities.

Many small commercial and residential natural gas consumers lack the knowledge, expertise, and bargaining power to effectively negotiate natural gas supply rates and services. A governmental aggregation program provides these consumers with an option for expert representation and the bargaining power of a larger, more diverse consumer group that may be more attractive to suppliers, allowing them to effectively participate in the competitive process and achieve the benefits of retail natural gas competition.

The Aggregation Program is designed to combine multiple natural gas loads in order to obtain the best natural gas generation rate available for those who participate in the Aggregation Program, and to gain other favorable economic and non-economic terms in supply contracts. The Township will not buy and resell natural gas, but will act as the agent for the Aggregation Program, representing the collective interests of the consumers in the Township to establish the terms and conditions for service. Through a negotiation process, the Township and its Consultant will develop a contract with a Competitive Retail Natural Gas Services Provider (CRNGS Provider) or Providers for firm, all-requirements retail natural gas supply. The contract will run for a fixed term (i.e., one to five years).

The Aggregation Program covers the supply portion only of a Participant's natural gas bill. Columbia Gas of Ohio will continue to deliver natural gas to Aggregation Program Participants' homes and businesses through its transmission and distribution system as a natural gas distribution utility function regulated by the Public Utilities Commission of Ohio (PUCO). Columbia Gas of Ohio will also continue to install, operate and maintain

its transmission and distribution system and other natural gas distribution components. Aggregation Program Participants should continue to call Columbia Gas of Ohio if they experience a service problem, if safety concerns arise, or if they have billing questions. The PUCO will continue to oversee Columbia Gas of Ohio's natural gas safety and reliability service standards.

II. Process

Under an opt-out aggregation program, each eligible consumer within the Township's boundaries initially will be automatically included in the Aggregation Program on a non-discriminatory basis. However, prior to actual enrollment, each consumer for whom natural gas rates, terms, and conditions have been negotiated will receive a notice from the Township detailing the Aggregation Program's rates, terms, and conditions.

Each consumer will then have a 21-day period to opt out of or decline to participate in the Aggregation Program without additional fees charged. Consumers opting out of the program will remain on Columbia Gas of Ohio's established tariff rates until such time as they select an approved CRNGS Provider. If the term of the Aggregation Program is longer than two years, a similar opt-out period will be offered every two years during which time consumers can leave the Aggregation Program without paying an early termination fee, switching fee, or penalty.

Participants who leave the Aggregation Program and wish to return, as well as consumers who move into the Township after the initial opt-out period, will be afforded the opportunity to enroll in the Aggregation Program. However, the Township cannot guarantee rates, terms, and conditions to consumers enrolling in the Aggregation Program after the initial 21-day opt-out period.

Participants who relocate within the Township limits and retain the same natural gas account number will be allowed to continue in the Aggregation Program at their new location under the same terms and conditions as at their former location, provided the utility rate classification is the same at both locations, and subject to any switching fees imposed by the utility.

The Township, through its Consultant, will negotiate a contract with a CRNGS Provider to implement and operate the Aggregation Program. Contracts for natural gas supply and other related services will be negotiated, recommended, and monitored for compliance by the Township's Consultant on behalf of local consumers.

The Township developed this Plan of Operation and Governance in compliance with Ohio law regarding opt-out aggregation of natural gas consumers, which included holding at least two public hearings prior to its adoption.

After adoption of this Plan of Operation and Governance by resolution or ordinance pursuant to Section 4929.26 of the Ohio Revised Code, the Township will file with the

PUCO for governmental aggregator certification and also register as a governmental aggregator with Columbia Gas of Ohio.

III. Plan of Operation and Governance

A. Definitions

1. **Aggregation:** Combining the natural gas loads of multiple customers for the purposes of supplying or arranging for the supply of competitive retail natural gas service to those customers.
2. **Aggregation Program Manager or Consultant:** The individual/company retained by Township to oversee the operation and management of the Township's Aggregation Program.
3. **Competitive Retail Natural Gas Service (CRNGS):** A component of retail natural gas service that is deemed competitive under the Ohio Revised Code or pursuant to an order of the PUCO. This includes, but is not limited to, the services provided by competitive retail natural gas service providers, marketers, aggregators, and governmental aggregators.
4. **Competitive Retail Natural Gas Service Provider (CRNGS Provider):** A person or entity certified by the PUCO and registered with a natural gas distribution utility which supplies or offers to supply a competitive retail natural gas service over a natural gas distribution utility's transmission and/or distribution system. This term does not apply to a natural gas distribution utility in its provision of general service.
5. **Consumer:** Any person or entity that is an end user of natural gas and is connected to any part of the applicable natural gas distribution utility's transmission or distribution system within the Township's boundaries.
6. **Delivery Charge:** Charge imposed by the natural gas distribution utility for delivering natural gas to a consumer's home or business. The charge includes meter reading, billing, maintaining natural gas system reliability, and responding during emergencies (also called a distribution charge).
7. **Distribution:** The delivery of natural gas to a consumer's home or business over a natural gas distribution utility's equipment. Natural gas distribution utilities' distribution system operations are regulated by the PUCO.

8. **Natural Gas Supply Charge:** All charges related to the provision of natural gas by the CRNGS Provider.
9. **Governmental Aggregator:** An incorporated village or city, township, or county acting as an aggregator for the provision of CRNGS under authority conferred by Section 4929.26 of the Ohio Revised Code.
10. **Ohio Consumers' Counsel (OCC):** The Ohio Consumers' Counsel (OCC) was established by the Ohio Legislature in 1976 to represent the interests of Ohio's residential utility customers served by investor-owned utilities in proceedings before the PUCO, other regulatory agencies, and in the courts.
11. **Participant:** An eligible consumer enrolled in the Township's Aggregation Program.
12. **Public Utilities Commission of Ohio (PUCO):** The state agency charged with assuring that all residential and business consumers have access to adequate, safe, and reliable utility services at fair prices, while facilitating an environment that provides competitive choices.

B. Aggregation Program Management

Due to the complexity of the natural gas utility industry, the Township has entered into an Energy Management and Consulting Agreement with the Consultant to provide the necessary expertise to represent the Township's interest in legislative and regulatory matters and to serve as the Aggregation Program Manager. Such services may include, but are not limited to, overall management of the Aggregation Program, facilitating consumer enrollment and the opt-out process, assisting with consumer education, addressing consumer questions and concerns, providing reports on program operation, negotiating CRNGS Provider contracts, providing analysis and review of the Township's energy service usage and costs, and providing consulting services to aggregate and procure energy and/or energy-related services, product, and accounts, and representing the Township in dealings with CRNGS Providers, the Ohio Legislature, the PUCO, and the OCC.

The CRNGS Provider's rates will include an administrative fee, which shall be collected on behalf of the Township to fund the implementation and administration of the Township's Aggregation Program, including consulting fees. The administrative fee may be adjusted annually to cover the Township's cost of administering the program.

Oversight of the Aggregation Program will be the responsibility of the Township's Consultant, in consultation with the Township. The Consultant, in consultation with the Township, will have the authority to develop

specifications for the Aggregation Program. The CRNGS Provider will work under the direction of the Consultant with the advice and counsel of the Township.

C. Selection of a CRNGS Provider and Contract

The Township will not buy and resell natural gas to Aggregation Program Participants. The Township, through its Consultant, will negotiate with potential CRNGS Providers to provide affordable, reliable natural gas supplies, and other natural gas-related services on behalf of local consumers. The Township will consider cooperating with other governmental aggregators if it appears beneficial to do so.

Through a negotiation process driven by its Consultant, the Township will develop a contract with a CRNGS Provider or Providers for firm, all-requirements retail natural gas supply. Each Aggregation Program Participant shall be individually bound by the terms and conditions found in the opt-out notice and the contract and shall be solely responsible for payment and performance. The Township will contract only with a CRNGS Provider or Providers that meet, at a minimum, the following criteria:

1. Certified CRNGS Provider by the PUCO;
2. Registered with Columbia Gas of Ohio;
3. Have a service agreement under Columbia Gas of Ohio's Gas Transportation Service Tariff;
4. Successfully completed Electronic Data Interchange (EDI) computer system testing with Columbia Gas of Ohio and that CRNGS Provider's EDI computer system is capable of effectively processing Aggregation Program EDI transactions in a timely manner;
5. Will maintain a database of Aggregation Program Participants, which will include all necessary information for the CRNGS Provider, Township, and Consultant to serve and manage the Aggregation Program;
6. Meet standards of creditworthiness established by the Township;
7. Has or has arranged for a customer call center capable of effectively handling Participants' questions, concerns and disputes in a timely manner using a toll-free telephone number;
8. Hold the Township harmless from any financial obligations arising from offering natural gas and/or energy-related services to Aggregation Program Participants; and
9. Will assist the Township and its Consultant with the filing of reports required by Ohio law and the PUCO.

The CRNGS Provider's contract will run for a fixed term (i.e., one to five years) and contain all pricing, charges, switching fees, etc. in clear and easily understandable terms.

The Township will require any CRNGS Provider to disclose any subcontractors that it uses in fulfillment of the services described herein.

D. Natural Gas Supply Charges

The Township, through its Consultant, will aggregate natural gas loads within the Township's applicable boundaries (including Township facilities) and negotiate mutually agreeable pricing, terms, and conditions of service with the CRNGS Provider for affordable, reliable natural gas supplies and other related services on behalf of Participants. The Township may pursue this purpose individually or in cooperation with other entities. CRNGS Providers will supply information on natural gas supply charges by utility customer rate classification or other appropriate pricing category as approved by the Township. All natural gas supply charges will be fully and prominently disclosed in consumer enrollment materials, the opt-out notice, and will be subject to approval by the Township.

E. Columbia Gas of Ohio Regulated Customer Classifications and Rates

Columbia Gas of Ohio assigns customer rate classifications, character of service, and associated regulated rates subject to PUCO-approved tariffs. In addition to the CRNGS Provider's supply charges, consumers will continue to be billed for the Columbia Gas of Ohio's service and delivery charges. Although the Township may participate in regulatory proceedings and represent the interests of consumers regarding these regulated rates, it cannot assign or alter customer rate classifications.

It is the intention of the Township to offer its Aggregation Program to all eligible consumers for which the CRNGS Provider can offer a savings compared to the natural gas distribution utility's avoidable costs or price to compare.

F. Developing the Pool of Eligible Accounts

The Township or its Consultant shall request the natural gas distribution utility to provide current customer information for all customers within the Township's boundaries. The provided information shall include the following:

- Customer name;
- Customer service address;
- Customer billing address;

- Natural gas distribution utility customer account number;
- Natural gas distribution utility rate code;
- Natural gas distribution utility Percentage of Income Payment Plan (PIPP) code;
- Customer load data;
- Whether or not a customer has a present contract with a CRNGS Provider; and
- Whether or not a customer has a special service contract with the natural gas distribution utility.

From this information, the Township, its Consultant, and the CRNGS Provider will develop the pool of customers eligible to participate in the Aggregation Program, for which the CRNGS Provider can offer savings.

G. Initial Consumer Notification and Enrollment

After contract approval by the Township and its Consultant, the CRNGS Provider will work with the Township, its Consultant, and the natural gas distribution utility to identify all eligible consumers within the Township's boundaries.

All eligible consumers will be notified in writing of the rates, charges, and other terms and conditions of participation in the Aggregation Program and that they will be automatically enrolled in the Aggregation Program unless they opt out of, or decline participation in, the Aggregation Program. Consumers will be given 21 days from the postmark date of the opt-out letter in which to notify the Township that they wish to opt out of, or decline participation in, the Aggregation Program without penalty fees. Consumers opting out of the program will remain on the applicable utility's established tariff rates until such time as they select an approved CRNGS Provider.

Consumers may opt out of the Aggregation Program by returning a post card or other form provided in the opt-out letter.

After the initial 21-day opt-out period has elapsed, all eligible consumers who have not notified the Township of their desire to opt out of the Aggregation Program will be enrolled automatically by the CRNGS Provider at the earliest date practicable. No other affirmative steps will be required of consumers in order to be included in the Aggregation Program as Participants.

Consumers ineligible to participate in the Aggregation Program include those customer accounts that are located outside the Township's boundaries, customers who are already in contract with a CRNGS provider, and PIPP consumers and consumers whose accounts are not current with their present natural gas distribution utility, as appropriate. The aggregation of PIPP customers is under the direction of the State of Ohio.

Consumers enrolled in the Aggregation Program by the CRNGS Provider will receive a letter from their natural gas distribution utility notifying them of their enrollment. Consumers will have seven calendar days to notify the natural gas distribution utility of any objection to their enrollment in the Aggregation Program. The applicable natural gas distribution utility will notify the CRNGS Provider of consumer objections or any reason that a consumer was not enrolled in the Aggregation Program and the CRNGS Provider will maintain a list of customers who have opted out under the Aggregation Program rules.

The CRNGS Provider will report to the Township the status of the Aggregation Program enrollment on at least a quarterly basis.

H. Leaving the Aggregation Program

In addition to the initial opt-out period described above, each Participant will be given an opportunity to opt out of the Aggregation Program every two years without paying an early termination fee, switching fee, or penalty as required by law and PUCO rules. Consumers who choose to opt out of the Aggregation Program at any time other than during the initial 21-day opt-out period or during subsequent opt-out periods offered by the Township, may be subject to an early termination fee and may not be served under the same rates, terms, and conditions that apply to other customers served by the natural gas distribution utility.

Any consumer who opts out of the Aggregation Program during the initial opt-out period or subsequent opt-out periods will be returned to their natural gas distribution utility's established tariff rates until such time as the consumer selects another approved CRNGS Provider.

I. CRNGS Provider Responsibilities

The CRNGS Provider will build and maintain a database of all Aggregation Program Participants. The database will include the name, address, utility service delivery identification (SDI) number, and other pertinent information as agreed upon by the Township, Consultant, and the CRNGS Provider. Such information may include the CRNGS Provider's account number (if different from utility's account number), rate code, rider code (if applicable), most recent 12 months of natural gas consumption and demand, and meter reading cycle. The Aggregation Program database will be updated at least quarterly. The Township and/or its Consultant will have the right to access information in the database for purposes of auditing.

The CRNGS Provider will provide and maintain the required EDI computer system to effectively process Aggregation Program enrollments, opt outs, billing, etc., with the applicable natural gas distribution utility.

The CRNGS Provider will provide a local or toll-free telephone number for Participant questions or concerns about enrollment, opt-out provisions, billing, and other Aggregation Program issues.

The CRNGS Provider will develop internal controls and processes to help ensure that the Township remains in good standing as a governmental aggregator that complies with all laws, rules, and regulations regarding the same as they may be periodically amended.

J. New and Returning Participants

Participants who leave the Aggregation Program and wish to return, Participants who initially opt out of the program and later wish to join, and consumers who move into the Township after the initial opt-out period will be afforded the opportunity to enroll in the Aggregation Program. However, the Township cannot guarantee rates, terms, and conditions to consumers enrolling in the Aggregation Program after the initial 21-day opt-out period. Consumers may contact the CRNGS Provider or Township's Consultant to obtain current enrollment information.

Participants who relocate within the Township limits and retain the same natural gas utility account number will be allowed to continue in the Aggregation Program at their new location under the same terms and conditions as at their former location, provided the natural gas utility rate classification is the same at both locations, and subject to any switching fees imposed by the consumer's former natural gas distribution utility.

The CRNGS Provider will comply with all local, state, and federal rules and regulations regarding discontinuing service to Aggregation Program Participants.

K. Billing

At this time, the Township plans to utilize the applicable natural gas distribution utility's consolidated billing service in which each consumer account receives one bill itemizing the CRNGS Provider's natural gas supply charges and the natural gas distribution utility's service, delivery, and other PUCO-approved charges. The billing statement will be consistent with applicable PUCO rules and regulations. The Township will consider other billing options, including CRNGS Provider consolidated or dual billing, if and when they become available and if it appears advantageous to do so.

L. Questions and Concerns

The Aggregation Program only impacts the supply of natural gas. The applicable natural gas distribution utility will continue to deliver the natural gas purchased through the Aggregation Program to Participants' homes and businesses through its natural gas transmission and distribution system.

Participants with question or concerns regarding service delivery or safety, such as a service problem or the odor of gas, should continue to contact their natural gas distribution utility. Meter reading or other billing questions should also be directed to Columbia Gas of Ohio. Questions regarding Aggregation Program enrollment and opting out should be directed to the CRNGS Provider. Any other general questions regarding the Aggregation Program should be directed to the Township's Consultant.

Question or Concern	Contact	Phone Number
Natural Gas Outage or Service Interruption	Columbia Gas of Ohio	(800) 344-4077
Connect/disconnect service	Columbia Gas of Ohio	(800) 344-4077
Meter reading/billing	Columbia Gas of Ohio	(800) 344-4077
Enrollment in or opting out of Aggregation Program	Volunteer Energy Services, Inc.	(800) 977-8374
Aggregation Program Questions or Concerns	Trebel LLC	(877) 861-2772
Unresolved disputes	Public Utilities Commission of Ohio	(800) 686-7826 (voice) (800) 686-1570 (TDD)

M. Reliability and Indemnification of Consumers

Natural gas service reliability is essential to Aggregation Program Participants. The Township will strive to provide high-quality service and reliability through provisions of the CRNGS Provider contract, through traditional proceedings related to your natural gas distribution utility's regulated transmission and distribution services, and through direct discussions with your natural gas distribution utility concerning specific or general problems related to the quality and reliability of its transmission and distribution system.

If for any reason a CRNGS Provider fails to provide uninterrupted service, the Township and its Consultant will attempt to acquire an alternative natural gas supply. If this attempt fails, Participants will default to the applicable natural gas

utility's established tariff rates. In no case will Participants be without natural gas as a result of the CRNGS Provider's failure to provide the supply of generation. The Township and its Consultant will seek to minimize this risk by contracting only with reputable CRNGS Providers that have demonstrated reliable service. The Township, through its Consultant, also intends to include conditions in its CRNGS Provider contract that will indemnify Participants against risks or problems with natural gas supply service and price.

N. Participant Rights

All Aggregation Program Participants shall enjoy the protections of law afforded to consumers as they currently exist or as they may be amended from time to time. These include rights to question billings or service quality or service practices. All consumers shall also enjoy the individual right to decline participation in the Aggregation Program subject to the terms and conditions contained herein.

All Aggregation Program Participants will be treated equitably. They will be guaranteed the rights to raise and resolve disputes with the CRNGS Provider, be provided all required notices and information, and always retain the right to opt out of the Aggregation Program or switch suppliers subject to the terms and conditions contained herein.

All consumers within the Township's boundaries shall be eligible to participate in the Aggregation Program on a non-discriminatory basis, subject to the terms and conditions described herein, Ohio law, PUCO rules and regulations governing natural gas service, and applicable natural gas utilities' approved tariffs.

Service under the Aggregation Program shall include all eligible customer classes in adherence with universal service principles and requirements, as well as the traditional non-discriminatory practices of local government. CRNGS Provider contracts shall contain provisions to maintain these principles and equitable treatment of all customer classes.

Low-income consumers shall remain subject to all provisions of Ohio law and PUCO rules and regulations as they may be amended from time to time regarding their rights to return to the applicable natural gas utility's established tariff rates and participation in the Aggregation Program.

O. Participant Responsibilities

Aggregation Program Participants are subject to the same standards and responsibilities as other natural gas consumers, including payment of billings and access to metering and other equipment necessary to carry out utility operations.

P. Termination of the Aggregation Program

The Aggregation Program may be discontinued upon the termination or expiration of the CRNGS Provider contract without any extension, renewal, or subsequent contract being executed. In the event of Aggregation Program termination, each Participant will receive written notification of the termination at least 60 days prior to such program termination and will have the option to return to the applicable natural gas utility's established tariff rates or select another approved CRNGS Provider.

1311-001.00359770

EXHIBIT B-3
AUTOMATIC AGGREGATION DISCLOSURE

&

EXHIBIT B-4
OPT-OUT NOTICE

Trebel
ENERGY



DO NOT DISCARD:
Important Natural Gas Aggregation
Information Enclosed.

Welcome to the Berlin Twp
Natural Gas Governmental
Aggregation Program!

October 6, 2020

Dear Natural Gas Consumer,

Berlin Township has selected Volunteer Energy to continue as the preferred supplier for the Township's Natural Gas Governmental Aggregation Program. Under this 2013 voter approved program, Township officials bring together citizens in order to gain buying power for the purchase of natural gas from a retail supplier certified by the Public Utilities Commission of Ohio. As the Township's selected supplier, Volunteer Energy is pleased to offer natural gas for your home or business at a fixed rate of \$0.4241 per Ccf. This rate will be effective November 1, 2020 through February 28, 2022. Before the end of the term, your community will determine your rate for the next period of the program. **Columbia Gas is still your utility and will continue to provide monthly billing and service.**

You are automatically enrolled.

As an eligible Berlin Twp resident or small business, you are automatically enrolled and **do not need to take any further steps in order to receive this negotiated rate.** Or, you may choose at this time to opt-out of the program by taking the steps outlined below. After you become a participant in the Township's natural gas aggregation program, Columbia Gas will send a postcard confirming your selection of Volunteer Energy as your natural gas provider. As required by law, this postcard will inform you of your option to cancel your enrollment with Volunteer Energy within seven (7) business days of its postmark date. To remain in the Township's government aggregation program, you don't need to take any action when this postcard arrives. You will be automatically enrolled. To learn more about Volunteer Energy and the Governmental Aggregation Program please see the enclosed Terms and Conditions and Frequently Asked Questions (FAQs).

If you choose to opt-out.

You don't need to do anything to get this exclusive rate. However, if you decide not to participate in the program we must receive your opt-out response by October 27, 2020 either by mail or phone.

mail — Return the completed form below to:
Berlin Twp Governmental Aggregation Program
Volunteer Energy
790 Windmill Drive
Pickerington, OH 43147

phone — Call 800-977-8374 and speak directly with a Volunteer Energy representative.



ABOUT THE PROGRAM

- Because of your community's buying power, you will receive a fixed rate of \$0.4241 per Ccf for your November 2020 through February 2022 term.
- You will still receive one bill from Columbia Gas. That bill will simply list Volunteer Energy as your natural gas supplier, along with your negotiated rate.
- You will still contact Columbia Gas for all service calls and emergencies.
- Budget billing and auto payment are still available from Columbia Gas.

VolunteerEnergy.com/what-is-energy-aggregation/

The rate provided will NOT include taxes or local utility charges. If you are already enrolled with another natural gas supplier, a cancellation fee may apply if you choose to end your agreement with that supplier. The Terms and Conditions govern your participation in the program. Please do not contact Berlin Twp. If you have additional questions about this offer, contact Volunteer Energy. Ohio supplier certification # 02-0226.

AGGREGATION PROGRAM OPT-OUT FORM

☐ I do NOT want to participate in the Berlin Twp Natural Gas Governmental Aggregation Program.

Governmental Aggregation opt-out number:



service address:

EMAIL ADDRESS

PHONE

SIGNATURE REQUIRED Account Holder

PRINTED NAME

DATE

ACCOUNT HOLDER'S SIGNATURE

☐ Check here if any of the information above is incorrect. Please make corrections on the back of this form.

Detach completed form and return by October 27, 2020 to: **Berlin Twp Governmental Aggregation Program, Volunteer Energy, 790 Windmill Drive, Pickerington, OH 43147**



ENERGY SUPPLY TERMS AND CONDITIONS KEEP FOR YOUR RECORDS

UTILITY..... Columbia Gas of Ohio
RATE PLAN..... Berlin Twp Aggregation Rate
PRICE & TERMS..... Fixed rate of \$0.4241 per Ccf effective November 2020 through February 2022 term.
CANCELLATION FEE..... None

These TERMS AND CONDITIONS OF SERVICE have important information you need to know before you commit to natural gas service from Volunteer Energy Services, Inc. ("VESI"). VESI is an Ohio corporation whose customers include a variety of Ohio natural gas end users. As a natural gas supply customer of VESI, you agree to the Terms and Conditions of VESI's natural gas supply contract.

Service Arrangement: VESI's energy supply will be delivered to your residence or facility via Columbia Gas of Ohio's (COH) pipeline on a month to month basis. Upon acceptance by the Columbia Gas of Ohio, the cost will be a fixed rate of \$0.4241 per Ccf at the burner tip thru your February 2022 term.

Term: The length of service shall commence when accepted by VESI and shall continue November 2020 through February 2022 unless otherwise cancelled by either party. Natural gas service will begin within 60 days of acceptance by Columbia Gas of Ohio. You may terminate natural gas service with VESI by providing a 30-day notice in writing or by telephone to VESI. Columbia Gas of Ohio will continue to deliver VESI-supplied natural gas to your home at the agreed upon rate.

Office Locations and Hours: VESI's offices are located at 790 Windmill Drive, Pickerington, Ohio 43147 and are open from 9:00 A.M. to 4:00 P.M. E.S.T., Monday through Friday. VESI can be reached by telephone at (614) 856-3128 or toll free at 800-977-8374. Telephone service hours are from 9:00 A.M. to 5:00 P.M. E.S.T., Monday through Friday. E-mail address is sraffeld@volunteerenergy.com.

Bill Payment Process: COH will continue to bill you monthly for natural gas delivery services and also for VESI's natural gas service. Should you fail to pay the bill or fail to meet any agreed upon payment arrangement, COH may terminate your service in accordance with its company tariffs, and this agreement with VESI may be automatically terminated.

Complaint Dispute Resolution: If you have any complaints regarding your natural gas service or your monthly bill, please contact us at 1-800-977-8374. Upon request, VESI will provide you up to twenty-four months of your payment history without charge. If your complaint is not resolved after you have called VESI, or for general utility information, residential and business customers may contact the Public Utilities Commission of Ohio (PUCO) for assistance at 1-800-686-7826 (toll free) from eight a.m. to five p.m. weekdays, or at <http://www.puco.ohio.gov>. Hearing or speech impaired customers may contact the PUCO via 7-1-1 (Ohio relay service). Additionally, the Ohio consumers' council (OCC) represents residential utility customers in matters before the PUCO. The OCC can be contacted at 1-877-742-5622 (toll free) from eight a.m. to five p.m. weekdays, or at <http://www.pickocc.org>.

Emergency Service Problems: If you become aware of a gas emergency condition, or experience an unanticipated loss of gas service, you should contact COH at the telephone number listed on your gas bill.

Termination/Rescission of Agreement: You may terminate / rescind your natural gas supply enrollment with VESI within seven (7) business days of the post mark date of the confirmation letter from COH. After the initial seven (7) business day period, either you or VESI may terminate the contract at any time by providing the non-terminating party thirty (30) days written notice of such termination, without penalty. You will remain responsible for all natural gas consumed by you prior to the actual termination of service. If your supply contract with VESI is terminated, your natural gas supply will automatically be provided by COH under its standard tariff unless or until you choose another supplier. If you voluntarily terminate participation in the Township's natural gas governmental aggregation program, you may be charged a price other than the COH regulated sales service rate. **There will be no early termination fees associated with Berlin Twp's program.** Service will automatically terminate upon the occurrence of any of the following: (1) the requested service location is not served by COH; (2) you move outside the COH service area or to an area not served by VESI; or (3) VESI terminates your supply agreement and returns you as a customer to COH. You have the right to terminate natural gas service with VESI, without penalty, for any reason at any time.

Program Compliance: COH's deregulation program is subject to the ongoing jurisdiction of the PUCO. If the PUCO cancels the program, this contract is rendered void with no penalty to either party. The laws of the State of Ohio will govern the terms of natural gas supply.

Change In Law: In the event that there is a change (including a change in interpretation) in law, administrative regulation, rule, filed tariff (in effect at the start of the Initial Term, not pending and disputed), regulatory design, market or transportation design or structure, ordinance, order, judicial decision, or statute, including, without limitation, changes in utility tariffs and pipeline protocols, or any fees or costs, including any charged by pipelines or utility, or the commencement of enforcement of a change in law or administrative regulation, and such results in VESI incurring additional costs and expenses in providing your natural gas service under this Contract, such additional costs and expenses will be your responsibility and will be assessed in your rate, charges and fees for natural gas service, notwithstanding the type of product you elected.

Eligibility: VESI's rate excludes COH charges and taxes. Natural gas service is subject to enrollment processing timelines as determined by COH and VESI's aforementioned Terms and Conditions of Service. To be eligible to participate in Berlin Twp's natural gas aggregation program, you must: (1) have a residence or business located in Berlin Twp; (2) be eligible to receive natural gas from COH; (3) meet Ohio non-mercantile requirements; (4) be current with your natural gas payments or payment arrangements; (5) not be enrolled in the PIPP program; and (6) currently not taking natural gas supply service from another natural gas marketer.

If you believe you received this letter in error or are not located in Berlin Twp, please contact VESI to remove your account from our aggregation list.

790 Windmill Dr. · Pickerington, OH 43147 · p. 800.977.8374 · volunteerenergy.com

PLEASE COMPLETE IF THE INFORMATION ON THE FRONT OF THIS FORM IS INCORRECT

NAME as it appears on your utility bill _____

SERVICE ADDRESS as it appears on your utility bill _____

City _____

STATE _____

ZIP _____



Exhibit A-5 "Experience"

Applicant's Experience and Plan for Providing Aggregation Services:

Due to the complexity of governmental aggregation, the applicant Berlin Township "Township" will rely on the energy consulting services of Trebel, LLC to assist them in designing, implementing and maintaining the Program. Trebel, LLC is a PUCO certified Electric Aggregator/Broker (certificate #14-867E and Natural Gas Aggregator/Broker certificate #12-267G). Trebel, LLC has experience in managing numerous governmental programs in the Ohio market.

Below is a detailed summary of services being provided:

Broker shall provide energy related Services, including but not limited to the following:

- Assist with the preparation and submission of Governmental Aggregation application for the Public Utilities of Ohio ("PUCO");
- Assist with preparation of resolutions, public notices, Plan of Operations and Governance, and communications with residents;
- Evaluate existing electric and or natural gas costs and rates and provide market expertise;
- Where applicable prepare Request of Proposal (RFP);
- Assist with usage data collection and verification;
- Pre-screen all energy suppliers and act as point of contact;
- Work directly with suppliers to meet all requirements related to local governments aggregation plan. This includes preparation of all notifications required to be sent to participants;
- Act as an exclusive sourcing agent with the suppliers;
- Assist with preparation of ongoing reporting requirements of the PUCO; and

Trebel, LLC is a national energy consulting company serving commercial, governmental, small business and residential clients primarily throughout the deregulated energy markets. Our primary mission is to help clients by lowering their energy supply cost, increase site efficiency and leverage state and federal incentive opportunities.

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

9/3/2021 3:59:50 PM

in

Case No(s). 13-2043-GA-GAG

Summary: Application Renewal electronically filed by Mr. Scott Belcastro on behalf of Berlin Township, Delaware Co., OH