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10-923-EL-GAG

July 1, 2010

Ms. Renee Jenkins
Public Utilities Commission of Ohio
Docketing Division
13th Floor
180 East Broad Street
Columbus, OH 43215-3793

Re: Medina County Certification

Dear Ms. Jenkins:

Please find enclosed the original and ten copies of the Application for Certification for Medina County. Medina County will serve as the Governmental Aggregator for the unincorporated areas of the County. FirstEnergy Solutions is providing aggregation services to Medina County and, in this capacity, are filing this application on their behalf.

Should there be any questions and/or additional information needs, please contact: Emily Ochsenhirt, Government Aggregation Representative, FirstEnergy Solutions, 330-315-6733 or through e-mail at eoachsenhirt@fes.com.

Thank You,

Emily Ochsenhirt

Emily Ochsenhirt
FirstEnergy Solutions
330-315-6733
eoachsenhirt@fes.com

enclosures

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The Public Utilities Commission of Ohio

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Date Received	Case Number	Version
	- -EL-GAG	June 2002

10-923

CERTIFICATION APPLICATION FOR GOVERNMENTAL AGGREGATORS

Please print or type all required information. Identify all attachments with an exhibit label and title (Example: Exhibit A-5 Experience). All attachments should bear the legal name of the Applicant and should be included on the electronic copy provided. Applicants should file completed applications and all related correspondence with: Public Utilities Commission of Ohio, Docketing Division, 180 East Broad Street, Columbus, OH 43215-3793.

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

A. APPLICANT INFORMATION

A-1 Applicant's name, address, telephone number, and web site address

Name Medina County

Address 144 North Broadway St., Medina, OH 44256

Telephone Number (330) 723-3641

Web site address (if any) www.co.medina.oh.us/

A-2 Exhibit A-2 "Authorizing Ordinance" provide a copy of the ordinance or resolution authorizing the formation of a governmental aggregation program adopted pursuant to Section 4928.20(A) of the Revised Code.

A-3 Exhibit A-3 "Operation and Governance Plan" provide a copy of the applicant's plan for operation and governance of its aggregation program adopted pursuant to Section 4928.20(C) of the Revised Code. The Operation and Governance Plan explained in Exhibit A-3 should include:

- Terms and conditions of enrollment including:
 - Rates
 - Charges
 - Switching fees, if any
- Policies associated with customers moving into/out of aggregation area
- Billing procedures
- Procedures for handling complaints and disputes including the toll-free telephone number and address for customer contacts

A-4 **Exhibit A-4 "Automatic Aggregation Disclosure"** provide a copy of the disclosures required by Section 4928.20(D) of the Revised Code, if its aggregation program provides for automatic aggregation in accordance with Section 4928.20(A) of the Revised Code

A-5 **Exhibit A-5 "Experience"** provide a detailed description of the applicant's experience and plan for providing aggregation services, including contracting with retail generation providers, providing billing statements, responding to customer inquiries and complaints, and complying with all applicable provisions of commission rules adopted pursuant to section 4928.10 of the Revised Code.

A-6 **Contact person for regulatory or emergency matters**

Name Brenda Fargo

Title Government Aggregation Manager, FirstEnergy Solutions

Business address 341 White Pond Dr., Akron, OH 44320

Telephone number (330) - 315 - 8898 Fax # (330) - 436 - 1906

E-mail address fargob@fes.com

A-7 **Contact person for Commission Staff use in investigating customer complaints**

Name Arland Smith

Title Customer Care Manager, FirstEnergy Solutions

Business address 341 White Pond Dr., Akron, OH 44320

Telephone number (330) 315 - 8909 Fax # (330) - 436 - 1905

E-mail address smithej@fes.com

A-8 **Applicant's address and toll-free number for customer service and complaints**

Address FirstEnergy Solutions, 341 White Pond Drive, Akron, OH 44320

Toll-free telephone number (888) - 636 - 3749

Fax # (330) - 436 - 1905

Sydney A. Ray
Signature of Applicant & Title

Sworn and subscribed before me this 28 day of June, 2010
Month Year

Laura J. Labak
Signature of official administering oath

LAURA J. LABAK, Notary Public
In and for the State of Ohio
My Commission Expires Aug. 2, 2011

My commission expires on _____

AFFIDAVIT

State of Ohio :

MEDINA ss.
(Town)

County of MEDINA :

SHARON A. RAY, Affiant, being duly sworn/affirmed according to law, deposes and says that:

He/She is the PRESIDENT (Office of Affiant) of MEDINA COUNTY BOARD OF COMMISSIONERS (Name of Applicant);

That he/she is authorized to and does make this affidavit for said Applicant,

1. The Applicant herein, attests under penalty of false statement that all statements made in the application for certification are true and complete and that it will amend its application while the application is pending if any substantial changes occur regarding the information provided in the application.
2. The Applicant herein, attests it will timely file an annual report with the Public Utilities Commission of Ohio of its intrastate gross receipts, gross earnings, and sales of kilowatt-hours of electricity pursuant to Division (A) of Section 4905.10, Division (A) of Section 4911.18, and Division (F) of Section 4928.06 of the Revised Code.
3. The Applicant herein, attests that it will timely pay any assessments made pursuant to Sections 4905.10, 4911.18, or Division F of Section 4928.06 of the Revised Code.
4. The Applicant herein, attests that it will comply with all Public Utilities Commission of Ohio rules or orders as adopted pursuant to Chapter 4928 of the Revised Code.
5. The Applicant herein, attests that it will cooperate fully with the Public Utilities Commission of Ohio, and its Staff on any utility matter including the investigation of any consumer complaint regarding any service offered or provided by the Applicant.
6. The Applicant herein, attests that it will fully comply with Section 4928.09 of the Revised Code regarding consent to the jurisdiction of Ohio Courts and the service of process.
7. The Applicant herein, attests that it will comply with all state and/or federal rules and regulations concerning consumer protection, the environment, and advertising/promotions.
8. The Applicant herein, attests that it will use its best efforts to verify that any entity with whom it has a contractual relationship to purchase power is in compliance with all applicable licensing requirements of the Federal Energy Regulatory Commission and the Public Utilities Commission of Ohio.
9. The Applicant herein, attests that it will cooperate fully with the Public Utilities Commission of Ohio, the electric distribution companies, the regional transmission entities, and other electric suppliers in the event of an emergency condition that may jeopardize the safety and reliability of the electric service in accordance with the emergency plans and other procedures as may be determined appropriate by the Commission.
10. If applicable to the service(s) the Applicant will provide, the Applicant herein, attests that it will adhere to the reliability standards of (1) the North American Electric Reliability Council (NERC), (2) the appropriate regional reliability council(s), and (3) the Public Utilities Commission of Ohio. (Only applicable if pertains to the services the Applicant is offering)

11. The Applicant herein, attests that it will inform the Commission of any material change to the information supplied in the application within 30 days of such material change, including any change in contact person for regulatory purposes or contact person for Staff use in investigating customer complaints.
12. The Applicant herein, attests that it will docket with the Commission's Docketing Division the final opt-out and any supplemental opt-outs (including beginning and ending dates of the 21-day opt-out period and the selected CRES supplier) at a minimum 10 days prior to sending the opt-outs to customers.

That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief and that he/she expects said Applicant to be able to prove the same at any hearing hereof.

Sharon D. Ray
Signature of Affiant & Title

Sworn and subscribed before me this 28 day of June, 2010
Month Year

Laura J. Labak
Signature of official administering oath

LAURA J. LABAK, Notary Public
In and for the State of Ohio
My Commission Expires Aug. 2, 2011

My commission expires on _____

**Submitted to:
The Public Utilities Commission of Ohio**

**CERTIFICATION APPLICATION
FOR A GOVERNMENTAL
AGGREGATOR**

Medina County, Ohio

**Medina County
144 North Broadway
Medina, OH 44256**

330-722-9208

July 1, 2010

Exhibit A-2

Authorizing Ordinance

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0081

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF BRUNSWICK HILLS TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Brunswick Hills Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within Brunswick Hills Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Brunswick Hills Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Brunswick Hills, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not

less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take effect unless approved by a majority of the electors of Brunswick Hills Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Brunswick Hills Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Brunswick Hills Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the Brunswick Hills Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0082

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF CHATHAM TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Chatham Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within Chatham Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Chatham Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Chatham, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take

effect unless approved by a majority of the electors of Chatham Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Chatham Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Chatham Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the Chatham Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0083

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF GRANGER TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Granger Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within Granger Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Granger Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Granger, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take

effect unless approved by a majority of the electors of Granger Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Granger Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Granger Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the Granger Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0034

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF GUILFORD TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Guilford Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within Guilford Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Guilford Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Guilford, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take

effect unless approved by a majority of the electors of Guilford Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Guilford Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Guilford Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the Guilford Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0086

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF HINCKLEY TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Hinckley Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within Hinckley Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Hinckley Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Hinckley, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take

effect unless approved by a majority of the electors of Hinckley Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Hinckley Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Hinckley Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the Hinckley Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

REGULAR MEETING - TUESDAY, FEBRUARY 16, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0118

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF LAFAYETTE TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (The "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Lafayette Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located with Lafayette Township and other unincorporated area of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Lafayette Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Lafayette, and for that purpose, enter into service agreements to facilitate for those customer the sale and purchase of electricity; such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not

less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take effect unless approved by a majority of the electors of Lafayette Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Lafayette Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Lafayette Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting each plan, this Board individually or jointly with the Lafayette Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (4) of Section 4928.35, Ohio Revised Code, until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 16, 2010

Prepared by: County Administrator

REGULAR MEETING -- TUESDAY, FEBRUARY 16, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0119

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF LITCHFIELD TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (The "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Litchfield Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located with Litchfield Township and other unincorporated area of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio; to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Litchfield Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Litchfield, and for that purpose, enter into service agreements to facilitate for those customer the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take effect unless approved by a majority of the electors of Litchfield Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Litchfield Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Litchfield Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting each plan, this Board individually or jointly with the Litchfield Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (4) of Section 4928.35, Ohio Revised Code, until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 16, 2010

Prepared by: County Administrator

REGULAR MEETING – TUESDAY, FEBRUARY 16, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0120

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF LIVERPOOL TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (The "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Liverpool Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located with Liverpool Township and other unincorporated area of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Liverpool Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Liverpool, and for that purpose, enter into service agreements to facilitate for those customer the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take effect unless approved by a majority of the electors of Liverpool Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Liverpool Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Liverpool Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting each plan, this Board individually or jointly with the Liverpool Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (4) of Section 4928.35, Ohio Revised Code, until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 16, 2010

Prepared by: County Administrator

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0087

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF MEDINA TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Medina Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within Medina Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Medina Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Medina, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take

effect unless approved by a majority of the electors of Medina Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Medina Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Medina Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the Medina Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0088

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF MONTVILLE TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Montville Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within Montville Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Montville Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Montville, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take

effect unless approved by a majority of the electors of Montville Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Montville Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Montville Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the Montville Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0089

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF SHARON TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Sharon Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within Sharon Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Sharon Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Sharon, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take

effect unless approved by a majority of the electors of Sharon Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Sharon Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Sharon Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the Sharon Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0090

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF WADSWORTH TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Wadsworth Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within Wadsworth Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Wadsworth Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Wadsworth, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not

less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take effect unless approved by a majority of the electors of Wadsworth Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Wadsworth Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Wadsworth Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the Wadsworth Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0091

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF WESTFIELD TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in Westfield Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within Westfield Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of Westfield Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of Westfield, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take

effect unless approved by a majority of the electors of Westfield Township voting upon this question and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of Westfield Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the Westfield Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the Westfield Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

REGULAR MEETING - MONDAY, FEBRUARY 8, 2010

The Board of County Commissioners of Medina County, Ohio met in regular session on this date with the following members present:

Sharon A. Ray Stephen D. Hambley

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Ms. Ray.

RESOLUTION NO. 10-0092

**RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A
GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT
PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE,
DIRECTING THE MEDINA COUNTY BOARD OF ELECTIONS TO SUBMIT A
BALLOT QUESTION TO THE ELECTORS OF YORK TOWNSHIP**

WHEREAS, the Ohio Legislature has enacted electric deregulation legislation ("Am. Sub. S.B. No. 3") which authorizes certain local legislative authorities to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of electricity deregulation through lower electric rates which they would not otherwise be able to have individually;

WHEREAS, this Board seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20, Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other eligible electric consumers in York Township and other unincorporated areas of the County, as permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Medina County, State of Ohio:

SECTION 1. This Board finds and determines that it is in the best interest of the County, its residents, businesses and other electric consumers located within York Township and other unincorporated areas of the County to establish the Aggregation Program in the County. Provided that this Resolution and the Aggregation Program is approved by the electors of the County pursuant to Section 2 of this Resolution, the County is hereby authorized to aggregate in accordance with Section 4928.20, Ohio Revised Code, the retail electrical loads located within the County, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The County may exercise such authority jointly with any other political subdivision of the State of Ohio, to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Medina County is hereby directed to submit the following question to the electors of York Township at the general election on May 4, 2010.

Shall the Board of Medina County Commissioners have the authority to aggregate the retail electric customers located in the Township of York, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The Clerk of this County is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than seventy-five (75) days prior to May 4, 2010. The Aggregation Program shall not take effect unless approved by a majority of the electors of York Township voting upon this question

and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4928.20, Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors of York Township voting at the general election provided for in Section 2 of this Resolution, this Board individually or jointly with the York Township Board of Trustees, shall develop a plan of operation and governance for the Electric Aggregation Program. Before adopting such plan, this Board individually or jointly with the York Township Board of Trustees, shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the County. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate the electrical load of any electric load center within the County unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the 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 Aggregation Program the opportunity to opt out of the program every three years, without paying a switching fee. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided under division (a) of Section 4928.14 or division (d) of Section 4928.35, Ohio Revised Code until the person chooses an alternative supplier.

SECTION 4. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 5. This Resolution and the proposed form of the ballot shall be filed immediately with the Board of Elections of Medina County and not later than seventy-five (75) days prior to the May 4, 2010 election, as provided herein.

SECTION 6. That the Board of Medina County Commissioners is hereby authorized to enter into an agreement with the selected electric generation supplier.

Voting AYE: Ms. Ray and Mr. Hambley

Adopted: February 8, 2010

Prepared by: County Administrator

Exhibit A-3

Operation

and

Governance

Plan

REGULAR MEETING – MONDAY, JUNE 28, 2010

The Board of County Commissioners of Medina County, Ohio, met in regular session on this date with the following members present:

Sharon A. Ray Patricia G. Geissman Stephen D. Hambley

Mrs. Geissman offered the following resolution and moved the adoption of same, which was duly seconded by Mr. Hambley.

RESOLUTION NO. 10-1544

**ADOPTION OF AN ELECTRIC POWER AGGREGATION PLAN
OF OPERATION AND GOVERNANCE**

WHEREAS, the Medina County Board of Commissioners, in participation with various Township Boards of Trustees, adopted resolutions authorizing a governmental electricity aggregation program for residential and small commercial customers and submission of the question of program implementation at the township level on the May 4, 2010 ballot, and

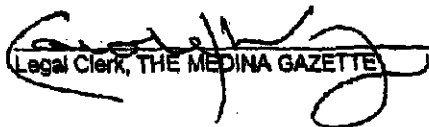
WHEREAS, the voters in the townships of Brunswick Hills, Chatham, Granger, Guilford, Hinckley, Lafayette, Litchfield, Liverpool, Medina, Montville, Sharon, Wadsworth, Westfield, and York approved the aforementioned ballot question, and

WHEREAS, the Medina County Board of Commissioners, in accordance with Ohio Revised Code Section 4928.20, subsequently drafted an "Electric Power Aggregation Plan of Operation and Governance" and held two public hearings as required to receive comment on the proposed "Plan", and

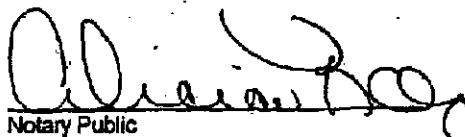
WHEREAS, after concluding the public hearing process, the Medina County Board of Commissioners now deems it appropriate to authorize the adoption of the "Electric Power Aggregation Plan of Operation and Governance", adopted hereto as Exhibit A, for residential and small commercial customers in the aforementioned townships, and to file the "Plan" and associated program application with the Public Utilities Commission of Ohio.

NOW, THEREFORE, BE IT RESOLVED by this Board of County Commissioners that the Medina County "Electric Power Aggregation Plan of Operation and Governance" be hereby adopted and filed with the Public Utilities Commission of Ohio.

I, the undersigned, being duly sworn, do upon my oath depose and say for the publishers of THE MEDINA GAZETTE; that said newspaper is printed and published, and of general circulation in Medina County; that said newspaper meets the requirements of Sections 7.12 and 5721.01 Ohio Revised Code as amended effective September 14, 1957, and that the notice, a copy of which is attached, was published in said newspaper once a week for a period of 2 consecutive weeks, from the 1st day of June, 2010 A.D., to the 8th day of June, 2010 A.D., inclusive.


Legal Clerk, THE MEDINA GAZETTE

Sworn to and subscribed before me this 8th day of June, 2010.


Notary Public

The Medina County Board of Commissioners hereby provides notice that it will hold two, separate public hearings, pursuant to Ohio Revised Code Section 4928.20 (C), to review and receive comments regarding the "Medina County Electric Power Aggregation Plan of Operation and Governance". The hearings will be held on June 14, 2010 at 10:30 a.m. and on June 21, 2010 at 10:30 a.m. at the Medina County Administration Building, 144 N. Broadway, Room 201, Medina. The "Medina County Electric Power Aggregation Plan of Operation and Governance" describes the policies and procedures by which Medina County will implement its electric aggregation program, and will include information regarding customer rates and service. A copy of the draft "Plan" is available for public inspection at the Offices of the Board of County Commissioners or at www.co.medina.oh.us/legal.htm.

MCE 6/18/10
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ALICIA ROZMARYNOWYCZ

NOTARY PUBLIC
STATE OF OHIO

My Comm. Expires
November 25, 2012

Printer's Fees	\$	42.36
Notary Fees	\$	1.50
TOTAL	\$	43.86

Medina County

Electric Power Aggregation Plan of Operation and Governance

**Adopted by:
Medina County Board of Commissioners
June 28, 2010**

Medina County Electric Power Aggregation Plan of Operation and Governance

I. INTRODUCTION

Amended Substitute Senate Bill 3 ("S.B. 3") opened Ohio's retail electric market as of January 1, 2001. S.B. 3 authorizes customer choice in the selection of suppliers of retail electric generation and declares electric generation service, aggregation service, power marketing, and power brokering as competitive retail electric services. The legislation gave the Public Utilities Commission of Ohio ("PUCO") authority to adopt rules regarding the development of a competitive retail electric market in Ohio and authority to promulgate rules on governmental aggregation.

Large industrial and commercial consumers with sophisticated electric operations use their size and expertise to obtain lower electric power rates. Individual residential and small commercial consumers are typically unable to obtain significant price reductions since they lack the bargaining power, expertise and the economies of scale enjoyed by larger consumers. Aggregation, the combining of multiple electric loads, provides the benefits of retail electric competition for consumers with lower electric demands.

Government aggregation, the combining of multiple electric loads by a municipality, provides the means through which Medina County residential consumers may obtain the economic benefits of Ohio's competitive retail electric market. The Medina County Aggregation Program combines the electric loads of residential customers to form a buying group ("Aggregation Group"). Medina County will act as Purchasing Agent for the Aggregation Group. This means that Medina County will be a Governmental Aggregator, as defined by Ohio law and the rules established by the PUCO, and shall act on behalf of Ohio Edison (OE) eligible customers in the County to obtain the best electric generation rate for consumers who participate in the Aggregation Group.

II. PROCESS

On May 4, 2010, Medina County voters in the following townships approved the development of a form of government electric aggregation known as "opt-out" aggregation: Brunswick Hills; Chatham; Granger; Guilford; Hinckley; Lafayette; Litchfield; Liverpool; Medina; Montville; Sharon; Wadsworth; Westfield; and, York. Under the opt-out program, all OE residential and certain business customers in these County Townships are automatically included as participants in the program unless they opt-out of the program by providing written notice of their intention not to participate. As

required by state law, the County Commissioners passed legislation that authorized submitting the selection of opt-out aggregation to the County's voters.

In addition to obtaining necessary County Commissioners approvals, the County is also required to comply with various PUCO regulations. The County will file an application with the PUCO for certification as a Government Aggregator as soon as the County Commissioners Approves the Plan, on or about June 29, 2010. As required by the regulations, the County developed this Aggregation Plan of Operation and Governance ("Plan"). On June 1, 2010, and June 8, 2010, the County advertised the Public hearing dates to discuss the Plan in the Medina County Gazette. As required by the PUCO's regulations, two hearings were conducted, on June 14, 2010, and June 21, 2010. The Opt-out notice for the County's Program will be sent to all eligible electric customers in the County upon approval of this Plan, setting forth the rates, terms and conditions of the program, and giving 21 days to opt out of the Program.

By vote of the Medina County Commissioners on March 22, 2010 the County selected FirstEnergy Solutions, Inc. (FES), a subsidiary of FirstEnergy Corp., as its Retail Electric Generation Provider, to provide the electric power for the Medina County Aggregation Program at this time. Under this program, Ohio Edison (OE) will still deliver the electricity purchased from the County's provider, FES, to eligible customers; customers will receive only one bill (from OE), and all metering, repairs and emergency service will continue to be provided by OE.

III. DEFINITIONS

In order to clarify certain terminology, the following terms shall have the meanings set forth below:

"Aggregation Program" means the program developed by the Medina County, as a Government Aggregator under Section 4928.20 Ohio Revised Code, to provide OE customers in the County with retail electric generation services.

"Government Aggregator" means the County and its legislative authority acting as an aggregator for the provision of a competitive retail electric service under the authority conferred under Section 4928.20 of the Ohio Revised Code.

"Member" means a person enrolled in the Medina County government Aggregation Group for competitive retail electric services.

"Retail Electric Generation Provider" ("Provider") means an entity certified by the Public Utilities Commission of Ohio ("PUCO") to provide competitive retail electric service(s), and which is chosen by the County to be the entity responsible to provide the required service related to "Government Aggregation" as defined in Section 4928.20 of the Ohio Revised Code and applicable provisions of the rules of the PUCO.

"Competitive Retail Electric Service" ("CRES") means a component of electric retail service that is deemed competitive pursuant to the Ohio Revised Code or pursuant to an order of the PUCO.

IV. OPERATIONAL PLAN:

A. Aggregation Services

1. **Provider:** Medina County will use a contractor ("Retail Electric Generation Provider") to perform and manage aggregation services for its Members. The County has selected FES to be its Provider at this time. The Provider shall provide adequate, accurate, and understandable pricing terms and conditions of service, including any switching fees and the conditions under which a Member may rescind a contract without penalty. The Provider must provide the County, if requested, an electronic file containing the Members usage, and charges. The Provider must have a local Akron phone number or a toll free number for Members to call.

2. **Database:** The Retail Electric Generation Provider will build and maintain a database of all Members. The database will include the name, address, Ohio Edison account number, and Retail Electric Generation Provider's account number of the Member, and other pertinent information such as rate code, rider code (if applicable), most recent 12 months of usage and demand, and meter read cycle. This database will be updated at least quarterly. Accordingly, the Retail Electric Generation Provider will develop a process to be implemented that will be able to accommodate at a minimum Members who (i) leave the program due to relocation, opting out, etc. (ii) decide to enter the Program; (iii) relocate within the County, and (iv) move into the County and desire to enter the Program. This database shall also be capable of eliminating Percentage of Income Payment Plan (PIPP) customers from the Program, should that be necessary, and those who have opted out. The Retail Electric Generation Provider will use this database to perform bill audits for clerical and mathematical accuracy of Member bills.

3. **Member Education:** The Retail Electric Generation Provider will develop, with the assistance of the County, an educational program that generally explains the Aggregation Program to Members, provides updates and disclosures mandated by Ohio law and PUCO rules, and implements a process to deal with allowing any person enrolled in the Aggregation Program the opportunity to opt out of the program at least every three years, without paying a switching fee to the County or the Provider. See Appendix A for a detailed description of the Education Process.

4. **Customer Service:** The Retail Electric Generation Provider will develop and administer a customer service process, that at a minimum will be able to accommodate (i) Member inquiries and complaints about billing; and (ii) answer questions regarding the program in general. This process will include at a minimum a description of how telephone inquiries will be handled, either internally or externally, how invoices will be prepared, how remittance of payment will be dealt with, and how collections for delinquent accounts will be addressed. See Appendix B for a detailed description of the Customer Service Plan.

5. **Billing:** Medina County will use the Retail Electric Generation Provider, or it's designated agent, to provide billing services to each Member for the Competitive Retail Electric Services, with no additional administrative fee. At this time, Ohio Edison will render the billing statement, which should be consistent with all applicable guidelines issued by the PUCO. As this market develops, Medina County may, at its option and in consultation with the Provider, change this function to the Retail Electric Generation Provider or a billing agency.

6. **Compliance Process:** The Retail Electric Generation Provider will develop internal controls and processes to ensure that the County remains in good standing as a Government Aggregator that complies with all laws, rules and regulations surrounding the same, as they may be amended from time to time. It will be the Retail Electric Generation Provider's responsibility to deliver periodic reports that will include at a minimum (i) the number of Members participating in the Program; and (ii) a savings estimate or increase from the previous year's baseline. The Retail Electric Generation Provider will also develop a process to monitor and provide notification of any changes in laws, rules or regulations.

7. **Notification to Ohio Edison:** The County's eligible OE consumers that do not opt-out of the County's Aggregation Group will be enrolled automatically in the Aggregation Program. Participants in the County's Aggregation Group will not be asked to take other affirmative steps in order to be included in the Group. To the extent that OE requires notification of participation, the County will coordinate with its Provider to provide such notice to OE. The Provider will inform OE of any individuals who may have been permitted to join the Aggregation Group after the expiration of the enrollment period.

B. Power Supply Agreement

The Power Supply Agreement will provide for the Provider to serve the County's Government Aggregation Group. Under the Agreement, the term for power supply to Members will be for nine years from the beginning of service.

C. Medina County's Retail Electric Generation Provider - FirstEnergy Solutions, Inc. (FES)

FES satisfies each of the following requirements:

- Has sufficient sources of power to provide retail firm power to the residents of Medina County.
- Is a licensed Federal Power Marketer with the Federal Energy Regulatory Commission.
- Is certified as a CRES by the PUCO.
- Is registered as a generation supplier with OE.
- Has a Service Agreement for Network Integration Transmission Service under FirstEnergy's Open Access Transmission Tariff.
- Has a Service Agreement under FirstEnergy's Market-based Rate Tariff.

- Has the corporate structure to sell retail firm power to the OE customers in the County.
- Its Electronic Data Interchange computer network is fully functional and capable of handling the OE retail electric customers in Medina County.
- Has the marketing ability to reach all OE retail electric customers to educate them on the County's Aggregation Program.
- Has a call center capable of handling the County's Aggregation Group customer calls.
- Has a toll-free number as required by the PUCO for customer service and complaints related to the County's aggregation program.
- Will hold the County financially harmless from any financial obligations arising from supplying power to the OE retail electric customers in the County.
- Satisfies the State of Ohio's, FirstEnergy's and the County's credit requirements.
- Will execute the Power Supply Agreement.
- Will assist the County in filing the annual reports required by the PUCO and Section 4805.10(A), Section 4911.18(A) and Section 4928.06(F) of the Ohio Revised Code.
- Will assist the County in developing a Consumer Education Plan.

D. Activation of Service

After a notice is sent out to all eligible electric customers in the County providing 21 days to opt out of the Program, all customers who do not opt out will be automatically enrolled in the Program. Generation service activation will occur thereafter without consumer action beginning on the customer's normal meter read date within the month when power deliveries begin under the Aggregation Program.

E. Changes, Extension or Renewal of Service

The current Agreement for power supply service with FES will provide service for nine years beginning upon activation of service. If the Agreement is extended or renewed, Members will be notified as required by law and the rules of the PUCO as to any change in rates or service conditions. At least every three years all eligible OE customers in the County will be given an opportunity to opt into or out of the Program, and reasonable notice will be provided as required by law and PUCO rules. Participants will also be notified of their right to select an alternate generation supplier and of their ability to return to OE's Standard Service Offer.

F. Termination of Service

In the event that the Power Supply Agreement is terminated prior to the end of the term, each individual Member of the Aggregation Group will receive written notification of the termination of the Program at least sixty (60) days prior to termination of service. If the Agreement is not extended or renewed, Members will be notified as required by law and the CRES rules of the PUCO in advance of the end of service. Members will also be notified of their right to select an alternate generation supplier and of their ability to return to OE's Standard Service Offer upon termination.

G. Opt-In Procedures

Eligible OE customers will be automatically enrolled in the Program after a 21 day opt out period, unless they return the form to be provided, notifying the Provider that they do not want to participate. Eligible OE consumers in the County may request to join the Aggregation Group after the expiration of the enrollment period by contacting the Provider, who shall determine whether to accept them into the Program, and at what rate, subject to written policies mutually agreed upon by the County and the Provider. The agreed upon policy shall be consistent with OE's service activation requirements. Aggregation Group participants who move from one location to another within the corporate limits of the County shall retain their participant status.

H. Opt-out Procedures

Eligible OE consumers may opt-out of the County's Aggregation Group at any time during the opt-out period without additional fees charged by the Provider or the County. Aggregation Group participants who switch to a different generation supplier after the expiration of the Opt-out period will be allowed to do so in correlation with the consumer's next scheduled meter read date but will be charged a switching fee (\$25 for Residential and \$50 for Small Commercial) to be billed on their final bill from the Provider. Switching to a different generation supplier on the next meter read date, however, will occur when the next meter read date is twelve (12) business days or more from the date of the consumer's notice of intent to opt-out of the Aggregation Group. Notification of intent to opt-out of the Aggregation Group may be made by contacting the Provider by telephone or in writing. Consumers who opt-out of the Aggregation Group will default to OE's Standard Service Offer, until the consumer selects an alternate generation supplier.

I. Rates

July 2010 – May 2019*:

Rate RS – Standard Residential Rate	Rate GS – General Service to 199 KWd
2010 – 6% Discount	2010 – 4% Discount
2011 – 6% Discount	2011 – 4% Discount
2012 – 6% Discount	2012 – 4% Discount
2013 – 6% Discount	2013 – 4% Discount
2014 – 6% Discount	2014 – 4% Discount
2015 – 6% Discount	2015 – 4% Discount
2016 – 6% Discount	2016 – 4% Discount
2017 – 6% Discount	2017 – 4% Discount
2018 – 6% Discount	2018 – 4% Discount
2019 – 6% Discount	2019 – 4% Discount

National accounts (e.g. McDonald's, BP, Dollar General) as well as eligible commercial accounts with annual usage over 700,000 will be offered the discounts in either plan selected but they must "opt-in" to the program.

*For the term referenced above, the generation pricing under this Agreement will be calculated as the specified percentage off the generation, generation related and transmission charge (Rider Gen) as set forth in the EDU's applicable tariff. FES reserves the right to terminate service and return members to standard offer service for the period June 2011 – May 2019 if the EDU standard service offer pricing and or tariff structure is modified. As described above, no discount will be given on transmission and ancillary services if they are identified in a separate tariff approved by the PUCO.

J. Universal Service and Low Income Customer Assistance

The Ohio Department of Development (ODOD), under the electric restructuring law, will provide one-stop shopping for low-income assistance programs. There are five low-income assistance programs: 1) Percentage of Income Payment Plan (PIPP); 2) the Home Energy Assistance Program; 3) the Home Weatherization Assistance Program; 4) the Ohio Energy Credit Program; and 5) the Targeted Energy Efficiency and Weatherization Program. Ohio law allows the Director of the Ohio Department of Development to aggregate consumers that participate in PIPP and to competitively auction the generation supply for PIPP customers. Accordingly, PIPP customers may be included in the State's PIPP customer aggregation. To the extent permitted by Ohio law and the PUCO, PIPP customers will be included in the County's aggregation unless they choose to opt out.

V. MISCELLANEOUS GOVERNANCE GUIDELINES

- A. County Commissioners shall approve through Resolution the Plan of Operation and Governance for the Aggregation program and any Amendments thereto.
- B. The County shall contract with only Retail Electric Generation Providers certified by the Public Utilities Commission of Ohio for the provision of Competitive Retail Electric Service to the Aggregation Program Members.
- C. The County will require any Provider to disclose any subcontractors that it uses in fulfillment of the services described above.
- D. The County will require the Provider to maintain either a toll free telephone number, or a telephone number that is local to County residents who are Members.
- E. All costs of the Aggregation Program development/administration will be paid either through the general fund of Medina County and/or by First Energy Solutions, Inc.. None of these costs shall be added to Member bills.

VI. LIABILITY

THE COUNTY SHALL NOT BE LIABLE TO PARTICIPANTS IN THE AGGREGATION GROUP FOR ANY CLAIMS, HOWEVER STYLED, ARISING OUT OF THE AGGREGATION PROGRAM OR THE PROVISION OF AGGREGATION SERVICES BY THE COUNTY OR THE PROVIDER. PARTICIPANTS IN THE AGGREGATION GROUP SHALL ASSERT ANY SUCH CLAIMS SOLELY AGAINST THE PROVIDER PURSUANT TO THE POWER SUPPLY AGREEMENT, UNDER WHICH SUCH PARTICIPANTS ARE EXPRESS THIRD-PARTY BENEFICIARIES.

VII. INFORMATION AND COMPLAINT NUMBERS

Copies of this Plan are available from Medina County free of charge. Call the Office of the Medina County Commissioners Office at 330-722-9208 for a copy or for more information.

Any electric customer, including any participant in the County's Aggregation Program, may contact the Public Utilities Commission of Ohio (PUCO) for information, or to make a complaint against the Program, the Provider or OE. The PUCO may be reached toll free at 1-800-686-7826.

Appendix A -- Education Process

The Provider will develop the educational program in conjunction with the County. Its purpose will be to explain the aggregation program to its members, provide updates and disclosures as mandated by State law and the rules of the PUCO, and provide the opportunity for the members to opt out of the program. The following are the program components:

1. Each eligible customer within the limits of the County will receive via U.S. Mail notification of: what government aggregation means, their membership in the government aggregation program, the procedure which must be followed in order to opt out of the program, the price that they can expect to receive as a member of the program, and the deadline for returning the opt out form. See the attached letter.
2. The Provider will work with the County to provide opportunities for educating residents in the County about the Program and consumer rights under the law, PUCO rules and this Program. In addition, the Provider and County will work to provide education about and other opportunities for energy efficiency measures to help consumers reduce energy consumption.
3. The Provider will provide updates and disclosures as mandated by State law and rules of the PUCO.
4. The opt-out opportunity will be provided to the members of the program at least every three years. Should conditions, suppliers, price, or any other component of the program change within the three-year period, participants will be given a notice of their opportunity to opt out of, or into the program.

July XX, 2010

Dear Medina County Resident,

Medina County is providing you the opportunity to join other residents to save money on the electricity you use. Savings are possible through governmental aggregation, where County officials bring together citizens to gain group buying power for the purchase of electricity from a retail electric generation provider certified by the Public Utilities Commission of Ohio. Voters in your Township approved this program in May, 2010.

After researching competitive electricity pricing options for you, we have chosen FirstEnergy Solutions Corp., a subsidiary of FirstEnergy Corp., to provide you with savings on your electric generation through May 2013. There is no cost for enrollment and you will not be charged a switching fee. You do not need to do anything to participate.

As a member of this aggregation, you are guaranteed to save 6 percent off your Price to Compare. Your Price to Compare is essentially the price you pay for electric generation from the utility and consists of generation and transmission related components, which are the costs associated with generating the power and delivering it through the transmission system.

To estimate what your savings per kilowatt-hour (KWH) will be through this program, locate your Price to Compare on your electric bill. Divide your Price to Compare by 100, then multiply by 0.06 (6%) to determine your savings per KWH. Multiply that number by your total monthly usage. The final number is how much you can expect to save each month you use the same amount of electricity.

You will see your electric savings from FirstEnergy Solutions after your enrollment has been completed and your switch has been finalized – approximately 30 - 45 days, depending upon your meter read date. Of course, you are not obligated to participate in the Medina County's electric governmental aggregation program. If you wish to be excluded from the program and remain a full-service customer of your local electric utility – Ohio Edison – you have until _____, 2010 to return the attached "opt-out" form. If you do not opt out at this time, you will receive a notice at least every three years asking if you wish to remain in the program. If you leave the program at any other time, you could be subject to a \$25 cancellation fee from FirstEnergy Solutions – and you might not be served under the same rates, terms and conditions that apply to other customers served by Ohio Edison.

After you become a participant in this governmental aggregation program, Ohio Edison will send you a letter confirming your selection of FirstEnergy Solutions as your electric generation provider. As required by law, this letter will inform you of your option to cancel your contract with FirstEnergy Solutions within seven days of its postmark. To remain in the County's governmental aggregation program, you don't need to take any action when this letter arrives.

Ohio Edison will continue to maintain the system that delivers power to your home – no new poles or wires will be built by FirstEnergy Solutions. You will continue to receive a single, easy-to-read bill from your local electric utility with your FirstEnergy Solutions charges included. The only thing you'll notice is savings.

If you have any questions, please call FirstEnergy Solutions toll-free at 1-866-636-3749, Monday through Friday, 8 a.m. to 5 p.m. Please do not call the Medina County Board of Commissioners with aggregation program questions.

Sincerely,

Medina County

P.S. To receive these savings, you should not respond. Return the opt-out form only if you do not want to participate in the County's electric governmental aggregation program.

Option 1: Do nothing and save.
If you want to participate in this program and save, you do not need to return this form. Your enrollment is automatic.

OR

Option 2: Opt out by returning this form.
If you do not want to participate in this program, you must return this form before the due date.

Service address (City, state and
zip): _____

Phone
number: _____

Account holder's
signature: _____

Date: _____

**Mail by _____ to Medina County Electric Governmental Aggregation Program, 341 White Pond Drive,
Bldg. B-3, Akron, Ohio 44320**

Appendix B --- Customer Service Plan

A. Member Access:

1. FES shall ensure Members reasonable access to its service representatives to make inquiries and complaints, discuss charges on Member bills, and transact any other business.
2. Telephone access shall be toll free and afford Members prompt answer times during normal business hours, as follows:

**FirstEnergy Solutions Corp.
341 White Pond Dr., Bldg B-3
Akron, Ohio 44320
Toll-free telephone number: 1-866-636-3749
Hours: M-F, 8:00 a.m.- 5:00 p.m.**

3. FES shall provide a 24-hour automated telephone message instructing callers to report any service interruptions or electrical emergencies to Ohio Edison.

B. Member Complaints:

1. FES shall investigate Member complaints (including Member complaints referred by Ohio Edison) and provide a status report within five calendar days following receipt of the complaint to:
 - a. The consumer, when the complaint is made directly to FES; or
 - b. The consumer and The Public Utilities Commission of Ohio Staff ("Commission Staff"), when a complaint is referred to FES by the Commission Staff.
2. If an investigation is not completed within 14 calendar days, FES shall provide status reports to the consumer and the County, or if applicable, to the consumer, the County and the Commission Staff. Such status reports shall be provided at five-day intervals until the investigation is complete, unless the action that must be taken will require more than five days and the Member has been so notified.
3. FES shall inform the consumer, or the consumer, the County and Commission Staff, of the results of the investigation, orally or in writing, no later than five calendar days after completion of the investigation. The consumer, the County, or Commission Staff may request the report in writing.
4. If a residential consumer disputes the FES report, FES shall inform the consumer that the Commission Staff is available to help resolve informal complaints. FES shall provide the consumer with the current address, local/toll

free telephone numbers, and TDD/TTY telephone numbers of the Commission's consumer services department.

5. FES shall retain records of Member complaints, investigations, and complaint resolutions for one year after the occurrence of such complaints, and shall provide such records to the commission staff within five calendar days of request.

6. FES shall make good faith efforts to resolve disputes.

C. Member Billing and Payments

1. FES shall arrange for Ohio Edison or its agent to bill Members for such services according to a tariff approved by the commission. Residential Member bills issued by or for FES shall be accurate and understandable, be rendered at intervals consistent with those of Ohio Edison, and contain sufficient information for Members to compute and compare the total cost of competitive retail electric service (s). Such bills shall also include:

- a. The Member's name, billing address, service address, the Member's EDU account number, and if applicable, FES account number;
- b. The dates of service covered by the bill, an itemization of each type of competitive service covered by the bill, any related billing components, the charge for each type of service, and any other information the Member would need to recalculate the bill for accuracy;
- c. The applicable billing determinants, including beginning meter reading, ending meter reading(s), demand meter reading(s), multipliers, consumption(s), and demands;
- d. For Member-generators with net metering contracts, a statement of the net metered generation;
- e. The unit price per kWh charged for competitive service, as calculated by dividing current-period competitive service charges by the current-period consumption;
- f. An identification of the provider of each service appearing on the bill;
- g. The amount billed for the current period, any unpaid amounts due from previous periods, any payments or credits applied to the Member's account during the current period, any late payment charges or gross and net charges, if applicable, and the total amount due and payable.

2. The due date for payment to keep the account current. Such due date shall be no less than:

- a. Fourteen days after the postmark date on the bill for residential Member; and Twenty-one days after the postmark date on the bill for nonresidential Members;
- b. Current balance of the account, if a residential Member is billed according to a budget plan;
- c. Options and instructions on how Members may make their payments;

- d. For each provider whose charges appear on the bill, a listing of the provider's toll-free telephone number and address for Member billing questions or complaints;
 - e. A listing of the toll-free consumer assistance telephone numbers and available hours for applicable state agencies, such as the commission, the Ohio Consumers' Counsel, and the Ohio Attorney General's office;
 - f. The Ohio Edison 24-hour local/toll-free telephone number for reporting service emergencies;
 - g. Identification of estimated bills or bills not based upon actual end-of-period meter readings for the period; and
 - h. An explanation of any codes and abbreviations used.
3. If applicable, FES will, upon request, provide Members with the name and street address/location of the nearest payment center and/or authorized payment agent.
 4. If applicable, when a Member pays the bill at a payment center or to an authorized payment agent, such payment shall be credited to the Member's account as of the day such payment center or agent receives it.
 5. The County and FES shall establish policies and procedures for handling billing disputes and requests for payment arrangements.

D. Collections for delinquent accounts:

1. Collections for delinquent accounts shall be the responsibility of FES or its agent.
2. The County shall approve the Collections process utilized by FES.
3. Failure of Members to pay charges for Competitive Retail Electric Services may result in loss of those products and service; and
4. Failure to pay charges for Competitive Retail Electric Services may result in cancellation of the Member's contract with FES, and return the Member to Ohio Edison's Standard Offer.

Exhibit A-4

Automatic Aggregation Disclosure & Customer Education

Opt- Out Letter

July XX, 2010

Dear Medina County Resident,

Medina County is providing you the opportunity to join other residents to save money on the electricity you use. Savings are possible through governmental aggregation, where Township officials bring together citizens to gain group buying power for the purchase of electricity from a retail electric generation provider certified by the Public Utilities Commission of Ohio. Medina County voters approved this program in May 2010.

After researching competitive electricity pricing options for you, we have chosen FirstEnergy Solutions Corp., a subsidiary of FirstEnergy Corp., to provide you with savings on your electric generation through May XXXX. There is no cost for enrollment and you will not be charged a switching fee. You do not need to do anything to participate.

As a member of this aggregation, you are guaranteed to save 6 percent off your Price to Compare. Your Price to Compare is essentially the price you pay for electric generation from the utility and consists of generation and transmission related components, which are the costs associated with generating the power and delivering it through the transmission system.

To estimate what your savings per kilowatt-hour (KWH) will be through this program, locate your Price to Compare on your electric bill. Divide your Price to Compare by 100, then multiply by 0.06 (6%) to determine your savings per KWH. Multiply that number by your total monthly usage. The final number is how much you can expect to save each month you use the same amount of electricity.

You will see your electric savings from FirstEnergy Solutions after your enrollment has been completed and your switch has been finalized – approximately 30 - 45 days, depending upon your meter read date. Of course, you are not obligated to participate in the Medina County's electric governmental aggregation program. If you wish to be excluded from the program and remain a full-service customer of your local electric utility – Ohio Edison– you have until July XX, 20XX to return the attached "opt-out" form. If you do not opt out at this time, you will receive a notice at least every three years asking if you wish to remain in the program. If you leave the program at any other time, you could be subject to a \$25 cancellation fee from FirstEnergy Solutions – and you might not be served under the same rates, terms and conditions that apply to other customers served by Ohio Edison.

After you become a participant in this governmental aggregation program, Ohio Edison will send you a letter confirming your selection of FirstEnergy Solutions as your electric generation provider. As required by law, this letter will inform you of your option to cancel your contract with FirstEnergy Solutions within seven days of its postmark. To remain in the Township's governmental aggregation program, you don't need to take any action when this letter arrives.

Ohio Edison will continue to maintain the system that delivers power to your home – no new poles or wires will be built by FirstEnergy Solutions. You will continue to receive a single, easy-to-read bill from your local electric utility with your FirstEnergy Solutions charges included. The only thing you'll notice is savings.

If you have any questions, please call FirstEnergy Solutions toll-free at 1-866-636-3749, Monday through Friday, 8 a.m. to 5 p.m. Please do not call the Medina County with aggregation program questions.

Sincerely,

Medina County

P.S. To receive these savings, **you should not respond**. Return the opt-out form only if you do not want to participate in the Township's electric governmental aggregation program.

OPT-OUT FORM – LAWRENCE TOWNSHIP RESIDENTIAL ELECTRIC GOVERNMENTAL AGGREGATION PROGRAM

Option 1: Do nothing and save.
If you want to participate in this program and save, you do not need to return this form. Your enrollment is automatic.

OR

Option 2: Opt out by returning this form.
If you do not want to participate in this program, you must return this form before the due date.

By returning this signed form, you will be **EXCLUDED** from the opportunity to join with other residents in the Lawrence Township's *Electric Governmental Aggregation Program*.

☐ **I wish to opt out of the Lawrence Township Electric Governmental Aggregation Program. (Check box to opt out.)**

Service address (City, state and zip): _____

Phone number: _____

Account holder's signature: _____ Date: _____

Mail by July XX, 20XX to: Lawrence Township Electric Governmental Aggregation Program, 341 White Pond Drive, Bldg. B-3, Akron, Ohio 44320

Medina County Electric Governmental Aggregation Program Frequently Asked Questions

What is aggregation?

Under governmental aggregation, local officials bring citizens together to gain group buying power for the purchase of competitively priced electricity from a retail electric generation supplier certified by the Public Utilities Commission of Ohio.

How is the County able to choose a certified electric generation supplier on my behalf?

In May 2010, Medina County residents voted to allow the County to contract for an electric generation supplier on their behalf.

How will I know if I can save money under the County's electric governmental aggregation program?

Under the County's governmental aggregation program, the price you pay for electric generation supply is guaranteed to be 6 percent lower. In other words, each month, you'll pay 6 percent less for the generation portion of your electric supply than if you had not joined the County's governmental aggregation program.

What do I need to do if I want to be included in this government aggregation?

You do not need to do anything to receive the discounted generation pricing under this program. You may choose to remain in the aggregation group and begin receiving your 6-percent discount by simply not returning the opt out form.

If I join the County's electric aggregation program, who will deliver my power, read my meter and respond to emergencies, such as power outages?

Your local electric company will be responsible for the delivery of power to your home or business. Since your local electric utility still owns the wires and poles that deliver power to you, it will continue to read your meter and restore power after an outage.

Is your price for residential power fixed, or does it vary?

In this program, the discount you will receive is fixed, so each month you will save 6 percent off the generation portion of your bill. Since the actual price per KWH charged by the utility may change each month based on the season and your usage, the price per KWH from FirstEnergy Solutions will also change each month. Regardless, you are guaranteed to save 6 percent off the competitive portion of your electric bill.

What does "opt out" mean?

"Opt out" means that you can decide not to participate in the County's electric governmental aggregation program. By returning the opt-out form, which is included in this mailing, by the due date you will not be enrolled as an electric generation customer with FirstEnergy Solutions, the County's competitive electric generation supplier, and you will not receive the 6-percent discount.

What happens if I do not send in the opt-out form?

If you do not return the opt-out form postmarked by the due date, you will be included in the County's governmental aggregation program and will begin receiving competitively priced electricity from FirstEnergy Solutions.

Can I opt out over the phone?

No, if you want to opt out, you must mail in your completed opt-out form and it must be postmarked by the due date.

Can I opt out of the program at a later date?

Yes, but you will be subject to a \$25 cancellation fee from FirstEnergy Solutions if you cancel for any other reason but moving. However, you will be sent a notice at least every three years asking if you wish to remain in the program. At that point, you may opt out at no cost.

What are my energy supply choices if I decide to opt out?

You can stay with your current electric utility, which will continue to supply your electricity as it always has, or you can shop for an alternative generation supplier. A list of competitive electric suppliers certified by the Public Utilities Commission of Ohio and their current prices is available by calling 1-800-686-PUCO (1-800-686-7826).

If I join the aggregation, can I stay on budget billing?

Yes, you can remain on budget billing; however, the budget billing program does not apply to your charges from FirstEnergy Solutions – only to charges from the electric utility. Your total charges from FirstEnergy Solutions will fluctuate from month to month according to your usage.

Can I still have my payment automatically deducted from my checking account as I do now?

Yes. How you pay your electric bill will not change.

Who is FirstEnergy Solutions?

FirstEnergy Solutions Corp., a subsidiary of FirstEnergy Corp., offers a wide range of energy and related products and services, including the generation and sale of electricity and energy planning and procurement. FirstEnergy Solutions is a leading competitive supplier of energy to residential and commercial and industrial customers in Ohio, Pennsylvania, New Jersey, Maryland, Illinois and Michigan.

What is the toll-free number for questions?

For answers to your questions, please call 1-866-636-3749, Monday through Friday, 8 a.m. to 5 p.m.

Exhibit A-5

Experience

Applicant's Experience and Plan for Providing Aggregation Services:

The Applicant Medina County (the "County") has contracted with FirstEnergy Solutions Inc. ("FES") to provide administrative and retail generation supply services for the County's Aggregation Group, which is comprised of all eligible OE customers located in the County who do not opt out of the Group.

FES has extensive experience, through its affiliation with FirstEnergy Corp., in providing retail generation supply services and in responding to customer inquiries and complaints. FES has been approved as a Certified Supplier with the PUCO. FES is already providing power supply services for residential and other customers under the State's Electric Choice Program. FES is well versed in S.B. 3 and the rules adopted by the PUCO, and is thus in a position to ensure compliance with all applicable provisions of Section 4928.10 of the Revised Code, and the rules adopted by the Commission pursuant thereto.

FES has an experienced call center to provide services of a call center for consumers in the County to call for information during the 21-day enrollment and opt out period for the County's Aggregation Program.

The billing of customers for the retail generation supply will be provided through the electric distribution utility, Ohio Edison (OE), and the billing process will be coordinated with OE by FES for the Aggregation Group.