



Instructions for Competitive Retail Electric Service (CRES) Providers

- I. **Where to file:** Applications can be completed and submitted via the PUCO Community. Paper applications, an original plus two copies, can be mailed to: Public Utilities Commission of Ohio, Docketing Division, 180 East Broad Street, Columbus Ohio 43215-3793.
- II. **Case Number:** An application for governmental aggregation services must be filed with a "GAG" purpose code.
- III. **Renewal applications:** A certificate is valid for two years from the date of issuance. An application for renewal should be filed in the Applicant's existing case number 30-90 days prior to the expiration date printed on the certificate.
- IV. **Confidentiality:** An applicant may file financial statement, forecasted financial statements, financial arrangements, credit ratings, and credit reports under seal. Confidentiality for other items must be requested in a motion filed in the docket. Motions for protective orders must be filed in accordance with Ohio Administrative Code [4901-1-24](#) and [4901:1-24](#).
- V. **Commission approval process:** The Commission approval process begins when the Commission's Docketing Division receives and time/date stamps the application. An incomplete application may be suspended or rejected. An application that has been suspended an incomplete may cause delay in certification. The Commission may approve, suspend, or deny an application within 30 days. If no action is taken, the application is deemed automatically approved on the 31st day after the official filing date. Upon approval, the Commission will issue a numbered certificate that specifies the service(s) for which the applicant is certified and the dates for which the certificate is valid.
- VI. **Material change:** Providers are required to notify the Commission of any changes to the information provided in its most recent application within thirty days of the change.
- VII. **Governing law:** The certification and renewal of competitive providers is governed by Chapters [4901:1-21](#), [4901:1-24](#), [4901:1-27](#), [4901:1-28](#), and [4901:1-29](#) of the Ohio Administrative Code, and Sections [4928.08](#) and [4929.20](#) of the Ohio Revised Code.
- VIII. **Questions:** Questions regarding the application should be directed to CRES@puco.ohio.gov or CRNGS@puco.ohio.gov.

This page is for informational purposes and should not be filed with the application.



Public Utilities Commission

Competitive Retail Electric Service (CRES)
Governmental Aggregator Application

Case Number: 00 - 2386 - EL-GAG

Please complete all information. Identify all attachments with a label and title (example: Exhibit B-2 Operation and governance plan). For paper filing, you can mail the original and three complete copies to the Public Utilities Commission of Ohio, Docketing Division, 180 East Broad Street, Columbus, Ohio 43215-3793.

A. Application Information

A-1. Applicant's legal name and contact information.

Provide the name and contact information of the business entity.

Legal Name: City of Green, OH
Street Address: 1755 Town Park Blvd
City: Uniontown State: OH Zip: 44685
Telephone: 330-896-6602 Website: n/a

A-2. Contact person for regulatory matters.

Name: Kevin Crewson
Street Address: 168 E Market St
City: Akron State: Oh Zip: 44308
Telephone: 330-603-2018 Email: kcrewson@energyharbor.com

A-3. Contact person for PUCO Staff use in investigating consumer complaints.

Name: Amanda Withem
Street Address: 168 E Market St
City: Akron State: Oh Zip: 44308
Telephone: 330-315-7322 Email: awithem@energyharbor.com

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

Street Address: 168 E Market St
City: Akron State: Oh Zip: 44308
Toll-free
Telephone: 866-636-3749 Email: n/a

B. Managerial Capability

Provide a response or attachment for each of the sections below.

B-1. Authorizing Ordinance.

Provide a copy of the adopted ordinance or resolution authorizing the formation of a governmental aggregation program pursuant to Sections [4928.20\(A\)](#), [4929.26](#), and/or [4929.27](#) of the Ohio Revised Code.

B-2. Operation and governance plan.

Provide a copy of the applicant's plan for operation and governance of its aggregation program adopted pursuant to Section [4928.20\(C\)](#), [4929.26\(C\)](#), and/or [4929.27\(B\)](#) of the Ohio Revised Code and in accordance with [4901:1-21-16](#) and/or [4901:1-28-03](#) of the Ohio Administrative Code.

B-3. Opt-out disclosure notice.

Provide a draft copy of the opt-out notice that provides or offers automatic aggregation services in accordance with Sections [4928.20\(D\)](#) or [4929.26\(D\)](#) of the Ohio Revised Code and in accordance with [4901:1-21-17](#) and/or [4901:1-28-04](#) of the Ohio Administrative Code. The applicant must file the finalized opt-out notice in the certification case docket no more than 30 days and not less than ten days prior to public dissemination.

B-4. Experience and plans.

Describe in detail the applicant's experience and plan for providing aggregation services, including contracting with consultants, broker/aggregators, retail natural gas suppliers and/or 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 [4929.22](#) and/or [4928.20](#) of the Ohio Revised Code.

As authorized representative for the above company/organization, I certify that all the information contained in this application is true, accurate and complete. I also understand that failure to report completely and accurately may result in penalties or other legal actions.



Signature

Nov. 7, 2022

Date

Mayor

Title

APPROVED AS TO FORM:

**LISA CAREY DEAN
DIRECTOR OF LAW**

Page 2 of 4


11-3-22

Competitive Retail Electric Service Affidavit

County of Summit :

State of Ohio :

Mayor Neugebauer , Affiant, being duly sworn/affirmed, hereby states that:

1. The information provided within the certification or certification renewal application and supporting information is complete, true, and accurate to the best knowledge of affiant, and that it will amend its application while it is pending if any substantial changes occur regarding the information provided.
2. The applicant will timely file an annual report of its intrastate gross receipts, gross earnings, and sales of kilowatt-hours of electricity pursuant to Sections [4905.10\(A\)](#), [4911.18\(A\)](#), and [4928.06\(F\)](#), Ohio Revised Code.
3. The applicant will timely pay any assessment made pursuant to Sections [4905.10](#), [4911.18](#), and [4928.06\(F\)](#), Ohio Revised Code.
4. The applicant will comply with all applicable rules and orders adopted by the Public Utilities Commission of Ohio pursuant to [Title 49](#), Ohio Revised Code.
5. The applicant 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 will fully comply with Section [4928.09](#), Ohio Revised Code regarding consent to the jurisdiction of Ohio Courts and the service of process.
7. The applicant will comply with all state and/or federal rules and regulations concerning consumer protection, the environment, and advertising/promotions.
8. The applicant 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 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, 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.
11. The Applicant will inform the Public Utilities Commission of Ohio 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 consumer complaints.

12. The facts set forth above are true and accurate 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.

13. Affiant further sayeth naught.

[Signature], Mayor
Signature of Affiant & Title

Sworn and subscribed before me this 14th day of November 2022
Month Year

[Signature]
Signature of official administering oath

Debra J. Talkington
Print Name and Title

My commission expires on May 22, 2027



DEBRA J. TALKINGTON
Notary Public - State of Ohio
My Commission Expires
May 22, 2027

APPROVED AS TO FORM:

LISA CAREY DEAN
DIRECTOR OF LAW

[Signature]
11-9-22

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

**CERTIFICATION APPLICATION
FOR A GOVERNMENTAL
AGGREGATOR**

City of Green, Ohio

**5383 Massillon Rd.
P.O. Box 278
Green, Ohio 44232-0278
330-896-6602
330-896-6612 (fax)**

December 8, 2016

Exhibit A-2

Authorizing Ordinance

AMENDMENT I

ORDINANCE NO.: 2000-12 (AMENDED AUGUST 8, 2000)
SPONSOR: MAYOR CROGHAN
INTRODUCED: JULY 11, 2000 **INTERGOV. & UTIL.**

AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4923.26 OF THE OHIO REVISED CODE, DIRECTING THE SUMMIT COUNTY BOARD OF ELECTIONS TO SUBMIT A BALLOT QUESTIONS TO THE ELECTORS, AND DECLARING AN EMERGENCY.

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

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

WHEREAS, governmental aggregation provides an opportunity for residential and small business 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; and

WHEREAS, Green City Council seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4928.20 of the Ohio Revised Code (the "Aggregation Program"), for the residents, businesses and other electric consumers in Green and in conjunction jointly with any other municipal corporation, township, county or other political subdivision of the State of Ohio, as permitted by law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

Green City Council finds and determines that it is in the best interest of Green, its residents, businesses and other electric consumers located within the corporate limits of the City to establish the Aggregation Program in the City of Green, provided that this Ordinance and the Aggregation Program is approved by the electors of Green pursuant to Section Two of this Ordinance. The City of Green is hereby authorized to aggregate in accordance with Section 4923.20 of the Ohio Revised Code the retail electrical loads located within the City, and for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. The City may exercise such authority jointly with any other municipal corporation, township or county or other political subdivision of the State of Ohio to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using any electric load center proposed to be aggregated and will provide for the opt-out rights described in Section Three of this Ordinance.

SECTION TWO:

The Board of Elections of Summit County is directed to submit the following question to the electors of Green at the general election on November 7, 2000:

"Shall the City of Green have the authority to aggregate the retail electric loads located in the City, and for that purpose, enter into service agreements to facilitate for those loads the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?"

The Clerk of Council is instructed to immediately file a certified copy of this Ordinance and the proposed form of the ballot question with the Summit County Board of Elections not less than seventy-five (75) days prior to November 7, 2000. The Aggregation Program shall not take effect unless approved by a majority of the electors voting upon this Ordinance and the Aggregation Program provided for herein at the election held pursuant to Section Two and Section 4928.20 of the Ohio Revised Code.

SECTION THREE:

Upon the approval of a majority of the electors voting at the special election provided for in Section Two of this Ordinance, this Council individually or jointly with any other political subdivision, shall develop a plan of operation and governance for the Aggregation Program. Before adopting such plan, this Council 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 City. The notice shall summarize the plan and state the date, time and location of each hearing. No plan adopted by this Council shall aggregate the electrical load of any electric load center within the City 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 two 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 of the Ohio Revised Code until the person chooses an alternative supplier.

SECTION FOUR:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and any deliberations of this Council and any of its committees that resulted in those formal action were in meetings open to the public, in compliance with all legal requirements.

SECTION FIVE:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety, and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: August 22, 2000

Molly Kapeluck
Molly Kapeluck, Clerk

David J. France
David J. France, Council President

APPROVED: August 22, 2000

Daniel L. Croghan
Daniel L. Croghan, Mayor

ENACTED EFFECTIVE: August 22, 2000

ON ROLL CALL: Elliott - yea France - yea Funai - yea Mickelson - yea
Padrutt - yea Reilly absent Sheehan - yea
Adopted 6-0

Green Leader

~~Substantive~~ publication on August 25, 2000 and September 1, 2000

Molly Kapeluck
Molly Kapeluck, Clerk

COPIED BA of Elections
SVCE ZONE PARK ROAD ENG
LAW FIN MAY PLAN FIRE

Exhibit A-3

Operation

and

Governance

Plan

City of Green

Electric Power Aggregation Plan of Operation and Governance

Table of Contents

	<u>Page</u>
1. Purpose of Electric Aggregation Program	1
2. The Process for Municipal Aggregation	1
3. Terms and Conditions of Enrollment	
3.1. Rates	2
3.2. Charges	2
3.3. Switching Fees	2
3.4. Terms	3
3.5. Opt-Out Disclosure	3
4. Policies for Customers Moving Into/Out of the Municipality	4
5. Billing Procedures	4
6. Procedures for Handling Customer Complaints	4
7. Rights and Responsibilities of Program Members	
7.1. Universal Access to Aggregation Program	5
7.2. Dispute Resolution	5
7.3. Bill Payment	5
7.4. Leaving the Aggregation Program	5
8. Reliability of Power Supply	6
9. Supplier Qualification Selection Criteria	6
10. Funding the Aggregation Program	6
11. Maintenance and Reporting of the Aggregation Program	7
12. Professional Assistance	7
13. Termination of the Aggregation Program	7

1. Purpose of Electric Aggregation Program

This aggregation plan has been developed in compliance with Ohio Revised Code, Section 4928.20 regarding governmental aggregation of electric service. The City of Green ("the City") Aggregation Program ("Program") seeks to aggregate the retail electric loads of consumers located in the City to negotiate the best rates for the generation supply of electric power. It has the potential to combine residential, commercial and industrial customers into a buying pool that will be attractive to third party suppliers (Suppliers). Participation in the Program is voluntary. Any individual customer (Member) has the opportunity to decline to be a member of the aggregation program and to return to the Ohio Edison standard offer of service or to enter into a power supply contract with any competitive retail electric supplier. This Plan of Operation will not be adopted until two public hearings are held in accordance with section 4928.20 (C) of the Ohio Revised Code.

2. The Process for Municipal Aggregation

The process of governmental aggregation is set forth in Ohio Revised Code section 4928.20. The section defines two different types of aggregation that may be enacted by a governmental entity opt-in aggregation and opt-out aggregation. Opt-in aggregation can occur only with the prior consent of each electric consumer. That is, the consumer must give its consent to be included in the Program. Under the opt-out aggregation provisions, all electric consumers within the City will be automatically included in the Program. However, such customers will be given prior notice entitling them to affirmatively elect not to be part of the Program. These customers can opt-out during a 21-day period after the election. A similar opt-out period will be offered every two years during which Members can leave the City's aggregation pool without paying a switching fee.

If the ballot initiative passes all load centers within the City will be automatically enrolled in the aggregation program. However, for commercial and industrial customers with a peak load demand of 400 kW or greater, special metering data may need to be furnished to alternate suppliers to receive a price offer. In addition, only accounts with "shoppable" rate codes, as defined by FirstEnergy Corporation may participate in the Program.

The Supplier and Ohio Edison will identify those customers in the City who have not opted out, who have not renewed their special rate contracts, who are not on the Percentage of Income Payment Plan (PIPP) and who are not on FirstEnergy's "Opt-Off Marketing List." These customers will be transferred to the Supplier selected by the City and enrolled over the period of one month. Ohio Edison shall notify each transferred customer of the transfer with its last bill for standard offer service. Service under the new Supplier shall begin at the start of the billing period following the transfer.

3. Terms and Conditions of Enrollment

3.1 Rates

The City shall receive proposals from electric suppliers using a competitive selection process. The request for proposals shall require the suppliers to offer a generation charge for each customer class, load grouping or other appropriate category that is lower than the standard offer from Ohio Edison. Members will not be switched unless a supplier can be found offering prices less than the respective member shopping credits. The prices to be charged to Members in the Program will be set by City Council after negotiations with the selected Supplier. Members were notified of the rates and terms of the Program through the local newspaper, local Cable TV Channels and the City's web site. Opt-out forms will be docketed with the PUCO 10 days prior to mailings.

3.2 Charges

FirstEnergy will continue to bill for Federal Phase I Clean Air Act Compliance, Late Payment, Electric Fuel Component and Monthly Service Fee, etc. These charges apply whether a Member switches or not. Switching generation suppliers will not result in any new charges.

3.3 Switching Fees

At the present time, FirstEnergy is requiring a per customer switching fee for those customers who voluntarily remain in a government aggregation program and are switched to an alternate Supplier. The City's Request for Proposal (RFP) was written to require the selected Supplier to pay for the group's switching fee.

3.4 Terms

The aggregation program is designed to reduce the amount consumers pay for electric energy. The City will not buy and resell the power to the participants of the program. Instead, the City will competitively bid and negotiate a contract with a competitive retail electric supplier to provide firm, all-requirements generation service to the members of the aggregation program.

The contract with Allegheny is for a three year term commencing with the first-meter read possible. Each class of customers received a rate that is lower than the standard offer from Ohio Edison and CEI as shown in 3.1 above.

Customers who meet the following criteria will become members of the aggregation program:

- Are up to date with their bill payment;
- Have not Opted-out of the program;
- Are not on the Percentage of Income Payment Plan (PIPP); and
- Have a shoppable rate code.

3.5 Opt-Out Disclosure

The City is using an Opt-out form of Governmental Aggregation pursuant to section 4928.20 of the Ohio Revised Code. The City will disclose to the person owning, occupying 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 the following procedure not to be so enrolled. Any such person that opts out of the aggregation program pursuant to stated procedure shall default to the standard service offer provided by FirstEnergy until the person chooses an alternative supplier.

Procedure:

1. The City distributed the Opt-Out Form (refer to Exhibit A-4 "Automatic Aggregation Disclosure");
2. Recipients have 21 days to notify the City; and
3. The City will exclude those opting out from the Program.

The City has notified the Program members of the rates to be charged for electricity and other terms of the contract with the Allegheny. Additionally, customers will receive written notification from FirstEnergy Corp. stating that they are about to be switched and have 7 days if they wish to rescind the contract.

4. Policies for Customers Moving Into/Out of the Municipality

Members who have left the Program, or who have moved into the City, may contact the City or its Supplier at any time to obtain enrollment information. There is however, no guarantee that customers opting-in at a later date will receive the same price, terms and conditions as did the initial participants. Suppliers are unable to hold price offerings for an unlimited amount of time, and if the City asks for such a requirement, the price offering received from suppliers will be higher to reflect the greater risk.

Customers may opt out of the Program at no charge within a 21-day period following passage of the ballot. Two public hearings will be held shortly after the ballot to discuss the plan of operation and the process for opting-out. Customers who provide the required opt-out notice will remain customers of Ohio Edison until such time as they select a different generation provider. A similar period in which customers can opt-out of the Program without charge will be offered every two years.

5. Billing Procedures

The City will utilize the coordinated billing services of FirstEnergy and the selected Supplier. We anticipate residential customers will receive a single bill from FirstEnergy that itemizes among other things, the cost of generation provided by the selected supplier. In some instances, dual billing will be used for commercial and industrial group members. In these instances, one bill will be sent from the Supplier and one will be sent from FirstEnergy for their respective services.

6. Procedures for Handling Customer Complaints

Members will have multiple means of addressing complaints. As a general rule, concerns regarding service reliability should be directed to Ohio Edison or CEI as appropriate, questions regarding the Program administration should go to the City, and any unresolved disputes should be directed to the Public Utilities Commission of Ohio and/or The Ohio Consumers Council. Listed below is a table of toll-free numbers for members to call for assistance.

Nature of Complaint	Contact	Phone Number
Power interruptions or outages	Ohio Edison/CEI	1-800-633-4766/1-800-589-3101
Power turn on/off	Ohio Edison/CEI	1-800-633-4766/1-800-589-3101
Billing disputes	Ohio Edison/CEI	1-800-633-4766/1-800-589-3101
Joining/Leaving Program	City Administration	(330) 995-8866
Program Regulatory Questions	Buckeye Energy Brokers	1-866-302-2237
Unresolved Disputes	Public Utilities Commission	1-800-686-7826
Unresolved Disputes	Ohio Consumers Council	1-877-742-5622

7. Rights and Responsibilities of Program Members

7.1 Universal Access to Aggregation Program

"Universal access" is a term derived from the traditional regulated utility environment in which all customers desiring service receive that service. For the purposes of this Program this will mean that all existing customers within the City borders shall be eligible for service from the contracted supplier under the terms and conditions of the supply contract. It is a goal of the Program to provide the basis for aggregation of all Members on a non-discriminatory basis.

Service under the Program shall include all customer classes in adherence with universal service principles and requirements, and the traditional non-discriminatory practices of local government. Contracts with all Suppliers shall contain provisions to maintain these principles and equitable treatment of all customer classes.

Existing customers in the City currently receiving electric power through an Affinity Group offer or other similar mechanism will become members of the Program. Those members wishing to rejoin their group will need to Opt-out of the Program. Residents who are currently PIPP customers are not eligible to become Program Members.

7.2 Dispute Resolution

Members should make all efforts to address complaints or concerns in accordance with the guidance provided in section 6.0 "Procedures for Handling Customer Complaints" of this plan. If Members are unable to resolve their concerns through these channels, they may contact the Public Utilities Commission of Ohio (1-800-686-7826) or the Ohio Consumers Council (1-877-742-5622) for additional assistance.

7.3 Bill Payment

Members are required to remit and comply with the payment terms of FirstEnergy and/or their supplier if dual billing is used. This Program will not be responsible for late or no payment on the part of any of its members. Collection and credit procedures remain the responsibility of FirstEnergy, the selected Supplier and the individual Member.

7.4 Leaving the Aggregation Program

Members who wish to opt-out of the program may do so:

1. During the program's initial 21-day opt-out period;
2. Every two years without paying a switching fee; and
3. At any other time, but may be required to pay a switching fee

8. Reliability of Power Supply

The Program will only effect the generation source of power. Ohio Edison will continue to deliver power through their transmission and distribution systems. Responsibility for maintaining system reliability continues to rest with the local utility. If Members have service reliability problems they should contact Ohio Edison for repairs. The PUCO has established "Minimum Reliability Standards" for all utilities operating distribution systems in Ohio. Customer outages, duration of outages, interruptions, etc., will be monitored to ensure reliability remains at satisfactory levels.

In addition to maintaining the "wires" system, Ohio Edison is required to be the "Provider of Last Resort." This means, should the selected supplier fail for any reason to deliver any or all of the electricity needed to serve the Members needs, Ohio Edison will immediately provide for the shortfall. Ohio Edison would then bill the supplier for the power provided on their behalf. The Members would incur no additional cost.

9. Supplier Qualification Selection Criteria

Only Suppliers meeting strict criteria will be considered. The selected Supplier will need own generating facilities or be directly affiliated with a utility that does. Suppliers will need to be certified by the Public Utilities Commission of Ohio and registered with FirstEnergy Corporation to do business in their service territory. Both the certification and registration ensure that Suppliers are managerially, technically, and financially competent to perform the services they offer.

The successful bidder shall also demonstrate its creditworthiness by possessing an investment grade long-term bond ratings from at least two of the following rating agencies:

Standard & Poors	BBB or Higher
Moody's Investors' Services	Baa3 or Higher
Fitch ICBA	BBB or Higher

10. Funding the Aggregation Program

The primary expenses of the Program are expected to be publication of notices, written notification to customers, switching fees due to Ohio Edison, regulatory fees and registration with the Public Utilities Commission of Ohio. Except, possibly, for the initial notification of customers, these expenses and administrative fees will be the responsibility of the selected Supplier.

11. Maintenance and Reporting of the Aggregation Program

The City will rely on its consultant Buckeye Energy Brokers, Inc. to monitor and report on a quarterly basis. Buckeye Energy will track the performance of the selected Supplier, report on estimated savings and provide an analysis of current and future market conditions. Reports will be provided to the Mayor and City Council. Members wishing to view the reports should make arrangements to do so by contacting the City Administration during normal working hours.

12. Professional Assistance

Due to the complexity of deregulation of the electric utility industry, the City will consult with and obtain the necessary expertise to represent and administer the Program. The City has contracted with Buckeye Energy Brokers, Inc. to provide energy consulting services.

13. Termination of the Aggregation Program

The power supply Program may be terminated upon the termination or expiration of the power supply contract without any extension, renewal or subsequent supply contract being negotiated. Each individual Member receiving power supply service under the Program will receive notification 90 days prior to termination of the Program. In the event of termination, Members in the City's aggregation program would either return to the Ohio Edison standard offer or choose an alternative supplier.

Exhibit A-4

Automatic Aggregation Disclosure & Customer Education

Exhibit A-4 Automatic Aggregation Disclosure "Opt-Out Form"

_____, 200__

Dear _____ Resident,

The City of _____ is providing you with the opportunity to join with other residents to save money on the electricity you use. Savings are possible through a concept called government aggregation, where City 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. _____'s voters approved this program in _____ 200__.

During the past few months, we researched options for competitive electricity pricing for you. We have again chosen _____ to provide you with electric generation – or the competitive portion of your electric bill – through _____ 200__. 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 program, you are guaranteed to save _____ on your electric supply. This percentage discount will be taken off your "generation shopping credit," which will appear on your electric bill after you have been enrolled in the City's government aggregation program. The generation shopping credit – which varies each month depending on your usage – represents the amount credited to you if you switch to an alternative supplier, such as _____.

To estimate what your savings per kilowatt-hour will be by joining this program, locate your price to compare on your electric bill. The price to compare will help determine the money you'll save by switching to another energy supplier. Multiply your price to compare by _____ (____%) to estimate how much you will save per kilowatt-hour each month on electric supply.

You'll see your electric savings from _____ after your enrollment has been completed and your switch has been finalized. Of course, you are not obligated to participate in _____'s electric government aggregation program. You have until _____, 200__ to return the attached "opt-out" form if you wish to be excluded from the City's electric government aggregation program and remain a full-service customer of Ohio Edison. **You must return the attached "opt-out" form if you don't wish to participate.** If you don't opt out at this time, you will receive a notice at least every two 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 \$_____ cancellation fee from _____. **If you switch back to your local utility at a later date, you may not be served under the same rates, terms and conditions that apply to other customers served by Ohio Edison.**

WARNING: IF YOU ARE ALREADY IN CONTRACT WITH A COMPETITIVE RETAIL ELECTRIC SERVICE PROVIDER YOU MAY INCUR A CONTRACT TERMINATION FEE OR OTHER CHARGES IF YOU FAIL TO OPT-OUT OF THE AGGREGATION.

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

In Ohio's electric environment, your local electric utility – your local utility – will continue to maintain the system that transmits and delivers power to your home. You won't see any new poles or wires, and you will continue to receive a single, easy-to-read bill from your electric operating company with your _____ charges included. The only thing you'll notice is savings.

If you have any questions, call _____ toll-free at 1-800-XXX-XXXX, Monday through Friday, 8 a.m. to 5 p.m.

Sincerely,

The City of _____

P.S. Remember to return the opt-out form only if you do not want to participate in the City's electric government aggregation program.

Opt-Out Form - City of _____ Residential Electric Government Aggregation Program

By returning this signed form, you will be excluded from the opportunity to join with other residents in the City of _____ Electric Government Aggregation Program.

I wish to opt out of the City of _____ Electric Government Aggregation Program. ☐ (Che (Check box to opt out.)

Service address (city, state and zip): _____

Phone number: _____

Account holder's signature: _____ Date: _____

Mail by _____, 200__ to: City of _____ Electric Government Aggregation Program, _____, _____, XXXXX

Exhibit A-5

Experience

Applicant's Experience and Plan for Providing Aggregation Services:

The Applicant City of Green (the "City") has contracted with FirstEnergy Solutions Inc. ("FES") to provide administrative and retail generation supply services for the City's Aggregation Group, which is comprised of all eligible OE customers located in the City 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 City to call for information during the 21-day enrollment and opt out period for the City'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.

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

12/30/2020 1:46:09 PM

in

Case No(s). 00-2386-EL-GAG

Summary: Application for Governmental Aggregator electronically filed by Ty Brocksieker on behalf of Energy Harbor and City of Green

**This foregoing document was electronically filed with the Public Utilities
Commission of Ohio Docketing Information System on**

11/16/2022 2:16:10 PM

in

Case No(s). 00-2386-EL-GAG

Summary: Application electronically filed by Mrs. Kelly E. Dixon on behalf of Energy Harbor and Green