

RESOLUTION NO. 2026-53

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH DYNEGY ENERGY SERVICES EAST, LLC FOR THE PURCHASE OF ELECTRICITY FOR THE WILLOUGHBY-EASTLAKE WATER POLLUTION CONTROL CENTER FOR A PERIOD OF TWENTY FOUR (24) MONTHS EFFECTIVE WITH THE JUNE, 2026 METER READ DATE, AND DECLARING AN EMERGENCY.

WHEREAS, an Ohio municipality can choose the electric supplier that provides the generation of its electricity; and

WHEREAS, it is the intent of the City to determine the best provider of electricity for the Willoughby-Eastlake Water Pollution Control Center (WPCC); and

WHEREAS, the Superintendent of the WPCC requested informal proposals from regional providers to obtain the best price; and

WHEREAS, Dynegy Energy Services East, LLC provided the lowest proposal to supply electricity for the WPCC for a twenty-four (24) month period commencing with the June, 2026 meter read date; and

WHEREAS, the Superintendent of the WPCC has recommended that the Mayor enter into a twenty-four (24) month agreement with Dynegy Energy Services East, LLC to provide the electricity for the WPCC;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILLOUGHBY, THE COUNTY OF LAKE, AND THE STATE OF OHIO:

SECTION 1. That the Mayor is hereby authorized to enter into an Agreement with Dynegy Energy Services East, LLC, 6555 Sierra Drive, Irving, TX 75039 for the purchase of electricity for the Willoughby-Eastlake Water Pollution Control Center for a period of twenty-four (24) months, effective with the June, 2026 meter read date; said contract substantially in the form now on file in the Law Department.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such actions were conducted in meetings open to the public in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the inhabitants of the community; and for the further reason to allow the best contract at current prices; and provided that it receives the affirmative vote of two-thirds of the members elected to Council, it shall be in full force and take effect immediately upon its adoption by Council and approval by the Mayor; otherwise, it shall be in full force and take effect from and after the earliest period allowed by law.

Adopted: May 5, 2024

[Signature]
President of Council

Attest: [Signature]
Clerk of Council

Date: 05.07.24

Approved: [Signature]
Mayor

Submitted to the Mayor for his approval on this 6th day of May, 2026.

[Signature]
Clerk of Council