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2 **CITY OF WESTLAKE, OHIO**
3 **ORDINANCE NO. 2026-21:**

4
5 **AN ORDINANCE AUTHORIZING THE MAYOR TO**
6 **ENTER INTO AN ELECTRIC AGGREGATION**
7 **CONTRACT WITH DYNEGY ENERGY SERVICES**
8 **(EAST) LLC DBA DYNEGY ENERGY SERVICES,**
9 **LLC FOR THE SUPPLY OF ELECTRIC SERVICES**
10 **TO THE INHABITANTS OF THE CITY OF**
11 **WESTLAKE, AND DECLARING AN EMERGENCY.**

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14 **WHEREAS**, on November 5, 2002, the Electors of the City of Westlake voted to approve
15 the City’s authority to aggregate for the provision of competitive retail electric service; and

16 **WHEREAS**, the City’s contract with Energy Harbor expires in May 2026; and

17 **WHEREAS**, the Mayor and Director of Purchasing, in conjunction with the City’s
18 representative, Strategic Aggregation Consultants, recommend that a new aggregation contract be
19 entered into with Dynegy Energy Services (East) LLC dba Dynegy Energy Services, LLC for the
20 supply of electric services to the inhabitants of the City of Westlake.

21 **NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF**
22 **WESTLAKE, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

23 **Section 1:** That the Mayor be and he is hereby authorized and directed to enter into a
24 contract with Dynegy Energy Services (East) LLC dba Dynegy Energy Services, LLC for the
25 supply of electric services to the inhabitants of the City of Westlake as set forth in the contract
26 which shall be kept on file in the Departments of Finance and Purchasing.

27 **Section 2:** That it is found and determined that all formal actions of this Council
28 concerning and relating to this legislation were adopted in an open meeting of this Council and
29 that all deliberations of this Council and of any of its committees that resulted in such formal action
30 were in meetings open to the public in compliance with all legal requirements including Section
31 10, Article XI of the Charter of the City of Westlake and Section 121.22 of the Ohio Revised Code.

32 **Section 3:** That this legislation is hereby declared to be an emergency measure
33 immediately necessary for the preservation of the public health, safety and welfare, and for the
34 further reason that it is immediately necessary to establish a new program for competitive utility

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35 services prior to May, 2026, and further provided it receives the affirmative vote of two-thirds of
36 all members elected to Council, it shall take effect and be in force immediately upon its passage
37 and approval by the Mayor.

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39 Passed: _____

David S. Greenspan
President of Council

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44 Presented to Mayor: _____

Approved: _____

45 ATTEST:

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48 _____
Denise L. Rosenbaum, MMC
49 Clerk of Council

Dennis M. Clough, Mayor