

The Board of Education (the "Board") of the _____ Public School District, _____ County, Ohio, (the "School District") met in general session on _____, 2021, at _____ .m., at the offices of the Board, _____, _____, Ohio _____ with the following members present:

M____. _____ introduced the following resolution and moved its passage:

RESOLUTION

AUTHORIZING THE PURCHASE OF COMPETITIVE RETAIL ELECTRIC SERVICE FROM THE LOWEST RESPONSIBLE BID SUBMITTED FOR THE BILLING PERIOD COMMENCING WITH THE JULY 2022 BILLING CYCLE AND TERMINATING NO LATER THAN THE JUNE 2027 BILLING CYCLE.

WHEREAS, the School District is a member of Stark County Schools Council of Governments (the "Council"), a body authorized by state statute to aggregate purchasing needs of schools and of related nonprofit educational entities so as to take advantage of economies of scale when purchasing essential products and services; and

WHEREAS, the Council is joining with other major school districts and educational purchasing councils to conduct a Request for Proposal for competitive retail electric service commencing with the July 2022 billing cycle and terminating no later than the close of the June 2027 billing cycle, with bids to be submitted for various periods and durations (the "RFP");

WHEREAS, the RFP will seek a single, fixed-price for all energy charges, excluding capacity charges which shall be passed-through directly to the School District and also will seek alternative pricing for the pass-through of fees associated with the supplier's cost of compliance with Ohio's renewable portfolio standards ("RPS");

WHEREAS, the RFP calls for an administrative fee of \$0.0003 per kilowatt-hour of electricity used which such fee shall be payable to the School District's Council and shall be reflected in the CRES purchase price;

WHEREAS, the Council will send or has sent notices to bid on the School District's electric load to all competitive retail electric service providers licensed to sell power in the state of Ohio and registered with the applicable electric distribution utility;

WHEREAS, the Council will select the lowest responsible bid submitted in response to the RFP, contemplated to be on or before May 1, 2021;

WHEREAS, this School District may review the lowest responsible bid and corresponding term and elect anytime up to the time period as set forth in the RFP, unless extended to a later date as may be allowed under the RFP, to accept the lowest responsible bid with no obligation prior to that time or thereafter if the School District does not sign a Master Supply Agreement with the selected bidder; and

WHEREAS, the Superintendent or the Superintendent's designee will review the lowest responsible bid and corresponding term when the RFP is concluded and determine whether the lowest responsible bid provides for competitive retail electric service for all of the School District's electric load that is the result of a public and competitive RFP.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE _____ SCHOOL DISTRICT, COUNTY OF _____, STATE OF OHIO, as follows:

Section 1. The Board of Education of this School District does hereby consent, as a member of the Council, to the conducting of an RFP process by the Council for competitive retail electric service commencing with the July 2022 billing cycle and terminating no later than the close of the June 2027 billing cycle, with bids to be submitted for various periods and durations on such terms and conditions as the Council deems appropriate.

Section 2. The Board of Education of this School District does hereby authorize the Superintendent or the Superintendent's designee to execute a Master Supply Agreement to be prepared by the Council between the School District and the lowest responsible bidder in the RFP so long as the Superintendent or his appointee finds that the price reflects the results of a public and competitive RFP.

Section 3. The Board of Education hereby directs the Treasurer to review the lowest responsible bid once received and the Master Supply Agreement and determine if the School District has sufficient funds to certify this resolution and, if the Treasurer so finds, to certify this resolution.

[signature page to follow]

M____. _____ seconded the motion and, after discussion, a roll call vote was taken and the results were:

Ayes: _____

Nays: _____

The resolution passed.

Passed: _____, 2021

BOARD OF EDUCATION,
_____ SCHOOL
DISTRICT, COUNTY of

OHIO

Board President

Attest: _____
Treasurer

CERTIFICATE

The undersigned hereby certify that: (a) the foregoing is a true copy of a resolution duly passed by the Board of Education of said School District on the _____ day of _____, 2021; (b) pursuant to Section 5705.412, Revised Code, the School District has in effect for the remainder of the school fiscal year and the succeeding fiscal year the authorization to levy taxes, including the renewal of existing levies which, when combined with estimated revenue from all other sources available to the School District at the time of certification, are sufficient to provide operating revenues necessary to enable the School District to maintain all personnel and programs on all days in its school calendar for the current fiscal year and for a number of days in succeeding fiscal years equal to the number of days that instruction was held or is scheduled to be held for the current fiscal year; (c) this Certificate attached to the appropriation measure shall cover only the fiscal year in which the appropriation measure is effective and did not consider the renewal or replacement of an existing levy as the authority to levy taxes that are subject to appropriation in the current fiscal year unless the renewal or replacement levy had been approved by electors and is subject to appropriation in the current fiscal year; and (d) this Certificate covers the term of the Master Supply Agreement including any allowable extensions.

Dated: _____, 2021

Treasurer, Board of Education,

President, Board of Education,

Superintendent,

_____ School
District, _____
County, Ohio