

extent permitted by law, which may include use of an energy broker/consultant/aggregator, so long as the broker/consultant/aggregator is certified by the Public Utilities Commission of Ohio.

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 Warren County is hereby directed to submit the following question to the electors of the Village at the election on November 8, 2022:

Shall the Council of Harveysburg Village have the authority to aggregate the retail electric loads located within the incorporated areas of the Village, and for that purpose, enter into services 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, in accordance with Section 4928.20 of the Ohio Revised Code and Ordinance No. 0-02-22 adopted by the Council?

A representative of this Council is instructed to immediately file a certified copy of this Resolution and the proposed form of the ballot question with the Warren County Board of Elections not less than ninety (90) days prior to the election to be held November 8, 2022. The Aggregation Program shall not take effect unless approved by a majority of the electors voting upon this Resolution 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 approval of a majority of the electors voting at the election provided for in Section 2 of this Resolution, this Council, individually or jointly with any other political subdivision, may 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 incorporated areas of the Village. The notice shall summarize the plan and state the date, time, and place of each hearing. No plan adopted by this Council shall aggregate the electric load of any electric load center within the incorporated