**ORDINANCE NO. 2016-\_\_\_\_\_\_**

**AN ORDINANCE AUTHORIZING THE VILLAGE OF LAKEVIEW TO DESIGNATE THE AUTHORIZED REPRESENTATIVE AND AN AUTHORIZED ALTERNATE REPRESENTATIVE TO SERVE AS THE VILLAGE OF LAKEVIEW, OHIO’S REPRESENTATIVE ON VARIOUS COMMITTEES OF THE BOARD OF TRUSTEES OF AMERICAN MUNICIPAL POWER , INC.**

**WHEREAS,** the Village of Lakeview, Ohio, (hereinafter “Municipality”), is a member of American Municipal Power, Inc. (“AMP” formerly known as American Municipal Power-Ohio, Inc.), a non-profit corporation engaged in generating, transmitting, purchasing, and selling wholesale electricity for its member municipal electric systems, including the Municipality, and providing various related services;

**WHEREAS**, the Municipality and AMP entered into a Master Services Agreement dated November 21, 2005 (AMP Contract No.\_\_\_\_\_\_), and, under that authority entered into one or more schedules thereunder;

**WHEREAS**, Municipality participates in one or more AMP projects and/or joint ventures (each a “JV”) of AMP’s members managed by AMP, including the projects listed on attached Exhibit “A” under each of which a Municipality representative must be designated;

**WHEREAS**, Municipality may attend and take part in committees of the AMP Board of Trustees;

**WHEREAS**, the JV’s and AMP projects are governed by participants in those respective JVs and projects; and

**WHEREAS**, the Municipality now desires to designate its authorized representatives to AMP for all such purposes and to provide for such appointments in the future.

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the Village of Lakeview, Ohio that:

**SECTION I**

That the Mayor and Village Administrator is hereby authorized to designate in writing from time to time the representative or representatives of the Municipality to act on behalf of the Municipality in the discharge of its duties for all purposes to AMP, and that the Mayor and Village Administrator is authorized to designate an alternate to such representative(s) to serve in his or her stead during such period as such representative may be unable to represent the Municipality.

**SECTION II**

That the representatives of the Municipality so designated be, and hereby are, authorized and empowered, acting for, in the name of and on behalf of the Municipality, and as the Municipality’s agent, to exercise all the functions, powers, rights and privileges, and to fulfill the obligations, (i) as the Municipality’s representative for all purposes before AMP or any JV, in either case including, without limitation, to attend and take part in committees of the AMP Board of Trustees, project committees or project, AMP or JV membership meetings, to vote on and otherwise act with respect to all matters that may properly come before any committee of the Board or any project committee or project, AMP or membership meeting, and to do or cause to be done all acts, and to take all steps as may in each case be, in the opinion of such representative, necessary or desirable in order to represent the Municipality and exercise its functions, powers, rights and privileges, and to fulfill its obligations, as a Municipality representative.

**SECTION III**

That any inconsistent appointments or provisions for such appointments for Municipality representatives to AMP in prior ordinances or resolutions are hereby superseded by the provisions of this Ordinance.

**SECTION IV**

That it is found and determined that all formal actions of the Council of the Village of Lakeview, Ohio relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees or commissions that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

**SECTION V**

That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

1st Reading \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

2nd Reading\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

3rd Reading\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PASSED: APPROVED: \_\_\_\_\_\_

ATTEST: \_\_\_\_\_ MAYOR