

PROPOSED &  
DEFEATED  
DATE 3/20/23

**RESOLUTION NO. 008-23**

**A RESOLUTION AUTHORIZING THE EXECUTION OF A  
COMMITMENT LETTER RELATING TO AMERICAN MUNICIPAL  
POWER, INC.'S GRANT APPLICATION FOR THE SMART GRID:  
USING EDGE COMPUTING TO BUILD GRID RESILIENCY PROJECT;  
AND DECLARING AN EMERGENCY**

**WHEREAS**, the City of Napoleon ("Municipality") owns and operates an electric utility system for the sale of electric power and associated energy for the benefit of its customers; and,

**WHEREAS**, American Municipal Power, Inc. ("AMP") is an Ohio nonprofit corporation, organized to own and operate facilities, or to provide otherwise, for the generation, transmission or distribution of electric power and energy, or any combination thereof, and to furnish technical services on a cooperative, nonprofit basis, for the mutual benefit of its members ("Members"), such Members, including Municipality, being, as of the date hereof, political subdivisions that operate, or whose members operate, municipal electric utility systems in Delaware, Ohio, Indiana, Kentucky, Michigan, Pennsylvania, Maryland, Virginia and West Virginia; and,

**WHEREAS**, AMP is preparing a Grid Resilience and Innovation Partnerships ("GRIP") grant application for submission to the Department of Energy ("DOE") for funding relating to AMP's Smart Grid: Using Edge Computing to Build Grid Resiliency Project (the "Project"); and,

**WHEREAS**, in light of the benefits the Project can be expected to provide to Municipality and its utility customers, Municipality desires to confirm to the DOE its intended participation in the Project; **Now Therefore**,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:**

Section 1. That, the City Manager is authorized to execute and deliver a commitment letter for the Project, substantially in the form attached hereto or on file with the Clerk.

Section 2. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 4. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest

PROPOSED &  
DECLINED

DATE 3/20/23

possible time to allow for timely application of the project; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed: \_\_\_\_\_

Joseph D. Bialorucki, Council President

Approved: \_\_\_\_\_

Jason P. Maassel, Mayor

VOTE ON PASSAGE 0 Yea 5 Nay 0 Abstain

Attest:



Marrison Flogaus, Clerk of Council

*I, Marrison Flogaus, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 008-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the \_\_\_\_\_ day of \_\_\_\_\_, 2023; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.*

\_\_\_\_\_  
*Marrison Flogaus, Clerk of Council*