

Ordinance No. 485-2022

By Council Members Kazy and Griffin
(by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Utilities to enter into a Joint Registration Agreement with The Medical Center Company of Cleveland; and to accept payments under the agreement for duties performed by the Division of Cleveland Public Power, for a period of two years with one additional two-year option to renew, exercisable by the Director of Public Utilities.

WHEREAS, the City of Cleveland Division of Cleveland Public Power (“CPP”), is subject to the regulatory requirements of the North American Electric Reliability Corporation (“NERC”) as a Transmission Owner; and

WHEREAS, under NERC’s determination that in order to be in compliance with NERC standards, CPP’s customer, The Medical Center Company of Cleveland (“MCCo”), must either be registered as a Transmission Owner or enter into a Joint Registration Agreement with the City of Cleveland; and

WHEREAS, MCCo chooses to enter into the Joint Registration Agreement with the City; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Utilities is authorized to enter into a Joint Registration Agreement (the “Agreement”) with MCCo to be in compliance with NERC requirements, for a period of two years with one additional two-year option to renew, exercisable by the Director of Public Utilities. The Agreement will include, but not be limited to, identifying the duties each entity will complete to obtain NERC compliance at the MCCo site and will also allow CPP to accept payment from MCCo for duties completed by CPP under the Agreement.

Section 2. That the Agreement will be prepared by the Director of Law.

Section 3. That the Director of Public Utilities is authorized to accept payments from MCCo for duties completed by CPP under the Agreement and shall deposit the payments into a fund determined by the Director of Finance.

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

