

AN ORDINANCE TO BE LISTED AS SECTION 2-23 OF THE NORWICH CODE OF ORDINANCES CONCERNING MUNICIPAL ELECTRIC UTILITY COOPERATIVES AND ESTABLISHING THE POSITION OF A MUNICIPAL REPRESENTATIVE TO BE APPOINTED BY THE COUNCIL OF THE CITY OF NORWICH

WHEREAS, Connecticut Public Act No. 17-73 “An Act Concerning Municipal Electric Utility Cooperatives” was passed by the Connecticut General Assembly and made effective October 1, 2017; and

WHEREAS, said Public Act provides that the managing body of a municipal electric utility cooperative shall be a cooperative utility board charged with carrying out the corporate purposes and powers of the municipal energy electric cooperative with representatives to be appointed by each member of a municipal electric utility and by one representative to be appointed by the legislative body of each municipality in which a member of municipal electric utility operates; and

WHEREAS, the Board of Commissioners of the Norwich Department of Public Utilities appoints representatives to the Connecticut Municipal Electric Energy Cooperative (“CMEEC”) and the Council of the City of Norwich, pursuant to Public Act No. 17-73 is authorized to appoint a municipal representative to the CMEEC Board.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORWICH

Section 2-23- Norwich Ratepayer Representative to CMEEC

(a) Purpose

The position of a municipal representative for the City of Norwich to be made pursuant to Public Act No. 17-73, amending Connecticut General Statute (“C.G.S.”) §7-233c of Chapter 101a of the C.G.S., effective October 1, 2017, is hereby established by the Council of the City of Norwich to provide for additional representation for the City of Norwich on the governing body of the Connecticut Municipal Electric Energy Cooperative. This representative shall be appointed to the cooperative utility board of the Connecticut Municipal Electric Energy Cooperative by the Council of the City of Norwich by a resolution duly adopted and the position shall be titled the “Norwich Ratepayer Representative to CMEEC.”

(b) Qualifications

Any person to be appointed to the cooperative utility board of the Connecticut Municipal Electric Energy Cooperative by the Council of the City of Norwich (the Norwich Ratepayer Representative to CMEEC) shall be:

- 1) An elector of the City of Norwich;
- 2) A residential or commercial ratepayer of Norwich Public Utilities, who, at the time of appointment, owes only current residential or commercial utility charges to Norwich Public Utilities and is not delinquent in the payment of any such charges;
- 3) An individual who does not hold other official positions in and is not employed by (a) the governing body of Norwich Public Utilities; (b) the City of Norwich; (c) the governing body of any other municipal electric utility which is a member of the CMEEC; (d) any municipality in which any other member municipal electric utility operates, or (e) The Connecticut Municipal Electric Energy Cooperative or any other municipal electric energy cooperative;
- 4) The qualifications primarily to be considered for the Norwich Ratepayer Representative to CMEEC shall include:
 - a) Professional or other expertise likely to be of assistance to the cooperative utility board in formulating opinions and directions relative to electric procurement and electrical generation strategy, contracting and management; and
 - b) The ability to represent residential and commercial ratepayers of Norwich Public Utilities; and
 - c) The possession of adequate availability, time, and resources to permit preparation and participation in proceedings on the cooperative utility board of CMEEC; and
- 5) Any Norwich Ratepayer Representative to CMEEC who shall cease to possess any of the qualifications enumerated in subsections 1), 2), and 3) herein shall forthwith forfeit the office, which shall be deemed vacant and the vacancy shall be filled by the Council of the City of Norwich for the unexpired term.
- 6) Any Norwich Ratepayer Representative, following initial appointment by the Council of the City of Norwich, shall be required to take and successfully complete the ethics training program then offered to and required of city department heads appointed by the city manager prior to attending any meeting of the cooperative utility board of the Connecticut Municipal Electric Energy Cooperative as the Norwich Ratepayer Representative, and shall be subject to applicable requirements as to additional or continuous ethics training required of such department heads while serving as the Norwich Ratepayer Representative.

(c) Term of Office and Method of Appointment

The Norwich Ratepayer Representative to CMEEC shall be appointed by the Council of the City of Norwich to a two year term commencing as of January 15, 2018 and biennially thereafter. The same person may be reappointed to additional terms.

(d) Duties and Responsibilities

The Norwich Ratepayer Representative to CMEEC shall exercise all powers and carry out all duties and responsibilities established and provided for in Chapter 101a of the Connecticut General Statutes as amended by P.A. No. 17-73 and as they may be amended from time to time.

(e) Compensation and Reimbursement

The Norwich Ratepayer Representative to CMEEC may receive such salary or compensation and expense reimbursement as may be determined by the CMEEC by-laws for each meeting of the cooperative utility board or committee thereof actually attended, or as otherwise may be provided for in said by-laws or this ordinance, and said sum shall be payment in full for such services. Such representatives shall receive no salary, compensation or expense reimbursement from the City of Norwich. Any conflicting ordinances of the City of Norwich notwithstanding, CMEEC may reimburse such representatives for expenses for travel, both within and without the state, incurred in connection with services as a designated representative on such board.

(f) Effective Date

This ordinance shall take effect ten (10) days following its publication in a newspaper having general circulation in the City of Norwich following passage.

Mayor Peter A. Nystrom