

## CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. - 2026

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS, ACCORDING TO LAW, WITH LIGHTSHIFT ENERGY FOR A 10-MEGAWATT BATTERY ENERGY STORAGE SYSTEM, AND DECLARING AN EMERGENCY.

WHEREAS, after soliciting requests for proposals, it was determined that LightShift Energy submitted the best and most responsive proposal; and

WHEREAS, LightShift Energy will be installing, maintaining and operating a 10-megawatt battery energy storage system along with ancillary equipment to connect the storage system to the Cuyahoga Falls electric system; and

WHEREAS, as a part of this proposal, the City will enter into a power purchase agreement with LightShift Energy for 10-megawatts of electricity on a monthly basis for a period of twenty years; and

WHEREAS, this performance-based agreement is contingent upon LightShift Energy meeting targeted peak shaving events.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit and State of Ohio, that:

Section 1. The Director of Public Service is hereby authorized to enter into a contract or contracts, according to law, with LightShift Energy for a 10-megawatt battery energy storage system.

Section 2. The Director of Finance is hereby authorized to make payment for same, from the Electric Fund, line item Other Operations.

Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, to the extent applicable, including Chapter 107 of the Codified Ordinances.

56     Section 5. This ordinance is hereby declared to be an emergency measure necessary  
57 for the preservation of the public peace, health, safety, convenience and welfare of the  
58 City of Cuyahoga Falls and the inhabitants thereof and for the reason that it is necessary  
59 to construct the 10-megawatt battery energy storage system at the earliest possible  
60 moment for energy reliability and sustainability; and provided it receives the affirmative  
61 vote of two-thirds of the members elected or appointed to Council, it shall take effect and  
62 be in force immediately upon its passage and approval by the Mayor; otherwise it shall  
63 take effect and be in force at the earliest period allowed by law.  
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67 Passed: \_\_\_\_\_

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President of Council

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Clerk of Council

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

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Mayor

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79 9/28/26