

ORDINANCE NO. 05-2014

**ORDINANCE AUTHORIZING RENEWAL
OF AGGREGATION PROGRAM FOR ELECTRICAL LOAD**

WHEREAS, Under Section 1-92 of the Illinois Power Agency Act, 20 ILCS 3855/1-1, et seq., (the "Act") a Municipality, Township and County may operate an electric aggregation program as an opt-out program for residential and small commercial retail customers, if a referendum is passed by a majority vote of the residents pursuant to the requirements under the Act; and

WHEREAS, Belvidere Township, Illinois ("Township") submitted the question to referendum on April 9, 2013 and a majority of the electors voting on the question voted in the affirmative; and

WHEREAS, the Township subsequently implemented its initial opt-out aggregation program in 2013 with the term of the supplier agreement to end based on scheduled final meter read dates in January 2015; and

WHEREAS, over 1,800 residences and small businesses were originally enrolled in the program, and the aggregate savings for the first four months of the program have totaled \$255/household and \$400,000 throughout the entire community; and

WHEREAS, the Corporate Authorities hereby find that it is in the best interest of the Township to continue to operate the aggregation program under the Act as an opt-out program and to enter into an additional contract with a supplier pursuant to the terms of the Act. However, the final decision will be based upon market pricing and the Township retains the option of suspending the program and returning all participants back to Commonwealth Edison.

NOW THEREFORE, BE IT ORDAINED by the Township Board of Belvidere Township, Boone County, Illinois, As Follows:

SECTION 1:

That the Preamble of this Ordinance is declared to be true and correct and is incorporated by reference herein.

SECTION 2:

- A. Pursuant to Section 1-92 of the Illinois Power Agency Act, 20 ILCS 3855/1-1, et seq., (the "Act") the Corporate Authorities of the Township are hereby authorized to aggregate, in accordance with the terms of the Act, residential and small commercial retail electrical loads located within the corporate limits of the Township, and for that purpose may solicit bids and enter into service agreements to facilitate for those loads the sale and purchase of electricity and related services and equipment.
- B. The Aggregation Program for the Township shall continue to operate as an opt-out program for residential and small commercial retail customers.

- C. As an opt-out program, the Corporate Authorities of the Township shall fully inform residential and small commercial retail customers in advance that they have the right to opt-out of the Aggregation Program before the resident or commercial account is renewed. The disclosure and information provided to the customers shall comply with the requirements of the Act.
- D. The Corporate Authorities hereby grant the Supervisor, or his/her designee the specific authority to execute a contract without further action by the Corporate Authorities and with the authority to bind the Township.
- E. The Township will again engage NIMEC, who managed the initial aggregation. NIMEC will solicit bids from multiple suppliers and consult with the Township in our decision to select the supplier that best meets our needs. NIMEC will also assist with the conversion process, and provide assistance to residents with questions.

SECTION 3:

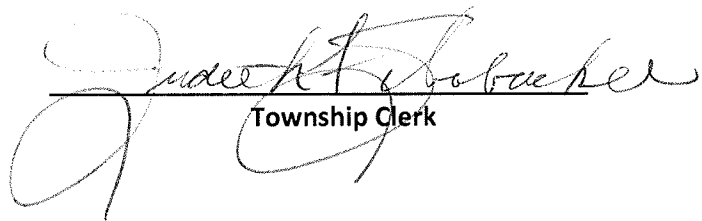
This Ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED THIS 09th DAY OF September, 2014

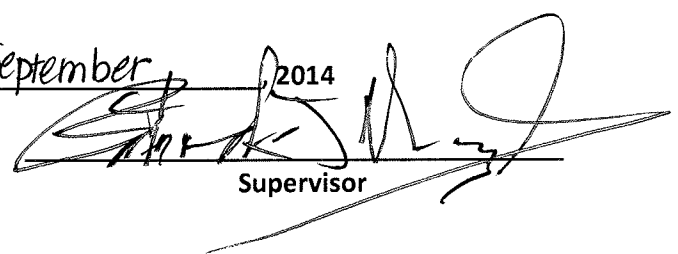
AYES: 5

NAYS: 0

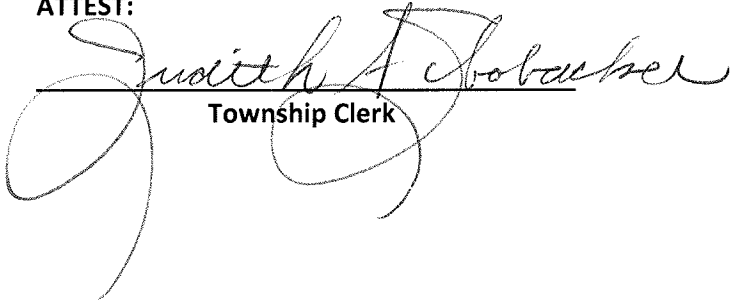
ABSENT: 0


Township Clerk

APPROVED THIS 9th DAY OF September, 2014


Supervisor

ATTEST:


Township Clerk