

RESOLUTION NO. 13/14-08-1

**A RESOLUTION AUTHORIZING EXECUTION OF A SERVICE AGREEMENT WITH THE LOWEST RESPONSIBLE BIDDER FOR THE SUPPLY OF ELECTRICITY FOR RESIDENTIAL AND SMALL COMMERCIAL RETAIL CUSTOMERS WHO DO NOT OPT OUT OF SUCH A PROGRAM**

**(Electric Aggregation)**

**WHEREAS**, Section 1-92 of the Illinois Power Agency Act, 20 ILCS 3855/1-92, permits a municipality, if authorized by referendum, to adopt an ordinance by which it may operate a program to solicit bids and enter into service agreements for the sale and purchase of electricity and related services and equipment to residential and small commercial customers who do not opt-out of such a program; and

**WHEREAS**, the Village of Bradford, in a referendum held on April 9, 2013, submitted the public question of whether it should operate the program as an opt-out program; and

**WHEREAS**, the referendum passed by a majority vote of the qualified electors voting on the question; and

**WHEREAS**, the Village Board finds that the best interests of the Village are served by entering into an agreement with the lowest responsible bidder, pursuant to 20 ILCS 3855/1-92, to aggregate the residential and small commercial retail electric loads located within the Village and to arrange for competitive electric supply to the retail electrical accounts which do not opt out of said program; and

**WHEREAS**, because electricity is a commodity for which supply bids typically are submitted and expire the same day, the Village must act promptly to accept and execute any such desired bid in order to contractually guarantee a per kilowatt hour electric rate for its residential and small commercial customers; and

**NOW, THEREFORE, BE IT RESOLVED** by the Village Board of the VILLAGE OF BRADFORD, Stark County, Illinois, as follows:

**Section 1.** The President of Bradford, Illinois, be and the same is hereby authorized to execute and deliver and the Village Clerk of the Village of Bradford, Illinois, be and the same is hereby authorized to attest to said execution of a service agreement with the lowest responsible bidder for the supply of electricity for residential and small commercial retain customers who do not opt out of such a program, said execution and attestation to take place within the applicable time constraints required by the bidder; provided, however, that the energy price to be paid per kilowatt hour pursuant to the agreement is less than the annual average of the published default rate currently in effect, resulting in savings for the Village's residential and small commercial retail customers.

**Section 2.** This Resolution shall be effective immediately and shall remain in effect until May 2014.

Motion was made by Trustee Tony Carlton, seconded by Trustee John Cler that the Resolution be adopted.

AYE VOTE Tony Carlton, John Cler, Robin Lindner,  
and Pres. Adam Wilson

NAY VOTE NONE

ABSENT Shaun Stiltz, Henry Waldinger & Shane Brown

**PASSED BY THE VILLAGE BOARD OF THE VILLAGE OF BRADFORD,  
STARK COUNTY, ILLINOIS, IN REGULAR AND PUBLIC SESSION**

**THIS** 5<sup>th</sup> **OF**  
September, 2013.

**APPROVED:**

Adam Wilson  
TITLE Village President

**ATTEST:**

Joanne Holman  
Village Clerk

**EXAMINED AND APPROVED:**

Joanne Holman  
Corporation Counsel