RESOLUTION NUMBER 12/13 - 10

A RESOLUTION PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE VILLAGE OF BRADFORD, STARK COUNTY, THE QUESTION WHETHER THE VILLAGE OF BRADFORD SHOULD HAVE THE AUTHORITY UNDER PUBLIC ACT 096-0176 TO ARRANGE FOR THE SUPPLY OF ELECTRICITY FOR ITS RESIDENTIAL AND SMALL COMMERCIAL RETAIL CUSTOMERS WHO HAVE NOT OPTED OUT OF SUCH PROGRAM

WHEREAS, recently, the Illinois Power Agency Act, Chapter 20, Illinois Compiled Statutes, Act 3855, added Section 1-92 entitled Aggregation of Electrical Load by Municipalities and Counties. (hereinafter referred to as the "Act"); and,

WHEREAS, under the Act if the VILLAGE seeks to operate the aggregation program under the Act as an opt-out program for residential and small commercial retail customers, then prior to an adoption of an ordinance to establish a program, the VILLAGE must first submit a referendum to its residents to determine whether or not the aggregation program shall operates as an opt-out aggregation program for residential and small commercial retail customers; and,

WHEREAS, the VILLAGE BOARD hereby finds that it is in the best interest of the VILLAGE of BRADFORD to operate the aggregation program under the Act as an opt-out program and to submit the question to the electors in a referendum pursuant to the Act;

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF THE VILLAGE OF BRADFORD, STARK COUNTY, ILLINOIS, as follows:

Section One: The Village Board of the Village of BRADFORD finds that the recitals set forth above are true and correct and includes the recitals in the Resolution.

Section Two: The Village Board finds and determines that it is in the best interests of the Village of BRADFORD to operate the aggregation program under the Act as an opt-out program.

Section Three: In the event such question is approved by a majority of the electors voting on the question at the regular election on April 2, 2013, the Village Board may implement an opt-out aggregation program and if the Village Board adopts the program the Village shall comply with all the terms and provision of the Act.

Section Four: The Village Clerk is directed to certify and submit the following question to the Stark County Clerk to be placed on the ballot for the general election to be held on April 2, 2013, in the following form:

Shall the Village of BRADFORD have the authority to arrange for the supply of electricity for its residential and small commercial retail customers who have not opted out of such program?

Section Five: This resolution shall be in full force and effect from and after its passage and approval as required by law.

BE IT RESOLVED BY THE Village Board OF THE Village OF BRADFORD, STARK COUNTY, ILLINOIS, that the Village of BRADFORD shall submit to the electors of the Village of BRADFORD the question whether the Village of BRADFORD should have the authority under Public Act 096-0176 to arrange for the supply of electricity for its residential and small commercial retail customers who have not opted out of such a program.

PASSED by the Corporate Authorities on November 5, 2012.

Approved	
November 5,	1 Abora 1/1/ /aldinger
	Village President of Village of Bradford Bradford, Stark County, Illinois
AYES:	Kevin Rasmussen, Henry Waldinger, Tony Carlton, and Bob Forbes
NAYS:	NONE
ABSENT:	Dave Ferman

RECORDED in the Village Records on November 5, 2012.

ATTEST:

Village Clerk

Village of Bradford, Stark County, Illinois.

CERTIFICATION

STATE OF ILLINOIS,)	
COUNTY OF STARK,)	SS.
VILLAGE OF BRADFORD)	

I, the undersigned, Clerk of the Village of Bradford, in the County of Stark and State of Illinois, do hereby Certify that the attached and foregoing constitutes a full, true and complete transcript of the minutes of the legally convened meeting of the Village Board of said Village held the 5th day of November, A.D. 2012, insofar as the same relates to the adoption of the foregoing Resolution, a true and accurate copy of said Resolution being attached hereto.

I do further certify each member of the Village Board was given notice of said meeting in accordance with the procedural rules of the Village; that the deliberations of the Village Board were taken openly; that the vote on the adoption of said resolution was taken openly; that said meeting was held at a time and place convenient to the public after strict compliance with all requirements of "An Act In Relation To Meetings" approved July 11, 1957, as amended (the Open Meetings Act), and that the Village Board has complied with all other applicable laws, ordinances, regulations and procedures in the adoption of said resolution.

Dated: November 5, 2012.

(CORPORATE SEAL)

Willage Clerk