

**ORDINANCE NO. 23-20**

**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 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, the Village of East Dundee, Illinois (“Village”) submitted the question to referendum in 2012 and a majority of the electors voting on the question voted in the affirmative; and

WHEREAS, the Village subsequently implemented its initial opt-out aggregation program in 2012,

WHEREAS, the Corporate Authorities hereby find that it is in the best interest of the Village to restart the aggregation program under the Act as an opt-out program.

NOW THEREFORE, BE IT ORDAINED by the Village Board of the Village of East Dundee, Cook 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 Village 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 Village, 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 Village 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 Village shall 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 Village President/Village Administrator or his designee the specific authority to execute a contract without further action by the Corporate Authorities and with the authority to bind the Village.
- E. The Village will engage NIMEC, who will solicit bids and consult with the Village 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 in pamphlet form as provided by law.

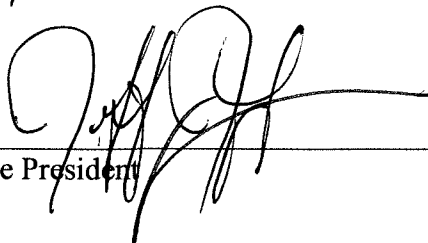
PASSED THIS 1st DAY OF May, 2023.

AYES: Mahony, Kunze, Brittin, Saviano and Sauder

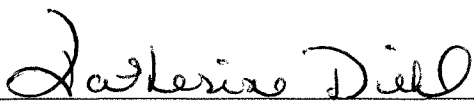
NAYS: 0

ABSENT: Treiber

APPROVED THIS 1st DAY OF May, 2023.

  
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Village President

ATTEST:

  
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Village Clerk