

RESOLUTION NO. 2013-08-044R

**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**

(Municipal Electric Aggregation - 2013)

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 City of Urbana ("City"), in a referendum held on March 20, 2012, 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 City Council finds that the best interests of the City 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 City and to arrange for competitive electric supply to these retail electrical accounts; and

WHEREAS, because electricity is a commodity for which supply bids typically are made each morning and expire the same day at the close of business, the City must act promptly to accept 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 CITY COUNCIL OF THE CITY OF URBANA, CHAMPAIGN COUNTY, ILLINOIS, as follows:

Section 1. The Mayor of the City of Urbana, Illinois, be and the same is hereby authorized to execute and deliver and the City Clerk of the City of Urbana, 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 retail 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 default rate currently in effect, resulting in savings for the City's residential and small commercial retail customers.

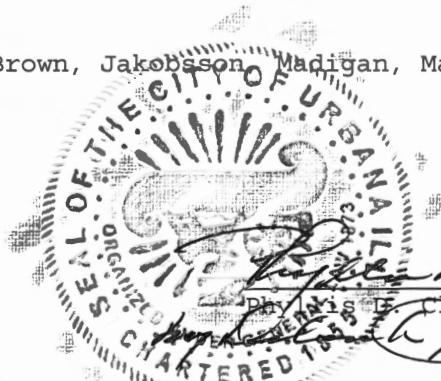
Section 2. This Resolution shall be effective immediately and shall remain in effect until such time as the year 2013 electricity aggregation program electric supplier selection process has been completed.

PASSED by the City Council this 3rd day of September, 2013.

AYES: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

NAYS:

ABSTAINS:



Deborah D. Clark
Deborah D. Clark, City Clerk

Robert J. Belmont
Robert J. Belmont, Deputy Clerk

APPROVED by the Mayor this 3rd day of September,

2013.

Laurel Lynn Prussing
Laurel Lynn Prussing, Mayor