

RESOLUTION NO. 2016-01-001R

A RESOLUTION APPROVING A PROFESSIONAL ENERGY CONSULTING SERVICES AGREEMENT WITH GOOD ENERGY, L.P.

(Municipal Electrical Aggregation)

WHEREAS, the City is a home-rule unit of local government pursuant to Article VII, Section of the Illinois Constitution of 1970; and

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

WHEREAS, the City and Good Energy, L.P. entered into a Services Agreement on September 3, 2012 (the "Agreement"), and

WHEREAS, the original term of the Agreement has expired; and

WHEREAS, the Parties desire to renew and extend the Agreement under the same terms and conditions contained therein.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Urbana, Champaign County, Illinois, as follows:

The Agreement (a copy of which is attached hereto and made a part hereof), shall be and hereby will be and is extended for a term equal to that of the term of the electricity supply contract entered into or renewed by the City and Good Energy, L.P.

PASSED BY THE CITY COUNCIL this ____ day of _____, _____.

Phyllis D. Clark, City Clerk

APPROVED BY THE MAYOR this ____ day of _____, _____.

Laurel Lunt Prussing, Mayor