

# AGENDA

*Village of Hoffman Estates  
Special Meeting of the Month  
Village Board of Trustees*

*1900 Hassell Road  
Hoffman Estates, IL 60169  
847-882-9100*

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**Board Room**

**April 23, 2012**

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*(Immediately Following Special Planning, Building & Zoning Committee Meeting)*

1. **CALL TO ORDER/ROLL CALL**
  
2. **ADDITIONAL BUSINESS** *(All other new business; those items not recommended unanimously by the Committee)*
  - A. Request Board approval of:
    - 1) an ordinance authorizing aggregation of electrical load and adopting an Electric Aggregation Plan of Operation and Governance; and
    - 2) waive formal bidding; and
    - 3) authorization to bid and allow the Village Manager to enter into a contract with a third party supplier.
  - B. Request Board approval for Global Spectrum to enter into a one-year tenant license with the Chicago Kick Professional Indoor Soccer team for home games at the Sears Centre Arena.
  
3. **ADJOURNMENT – Executive Session – Land Acquisition (5 ILCS 120/2-(c)-(5))**

VILLAGE OF HOFFMAN ESTATES

AN ORDINANCE AUTHORIZING AGGREGATION  
OF ELECTRICAL LOAD AND ADOPTING  
AN ELECTRIC AGGREGATION  
PLAN OF OPERATION AND GOVERNANCE

WHEREAS, 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, the Village may operate the aggregation program under the Act 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 submitted the question in a referendum on March 20, 2012, and a majority of the electors voting on the question voted in the affirmative; and

WHEREAS, the Corporate Authorities hereby find that it is in the best interest of the Village to operate the aggregation program under the act as an opt-out program and to implement the program according to the terms of the Act; and

WHEREAS, the Act requires that prior to the implementation of an opt-out electrical aggregation program by the Village, the Village must adopt an electrical power aggregation plan of operation and governance and hold not less than two (2) public hearings; and

WHEREAS, the Village held the required Public Hearings for the Electric Power Aggregation Plan of Operation and Governance on April 16, 2012 and April 23, 2012 and provided the required public notice.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Hoffman Estates, Cook and Kane Counties, Illinois, as follows:

Section 1: The Corporate Authorities of the Village find that the recitals set forth above are true and correct.

Section 2: The Corporate Authorities of the Village find and determine that it is in the best interests of the Village to operate the electric aggregation program under the Act as an opt-out program.

Section 3:

A. The Corporate Authorities of the Village hereby are 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 Corporate Authorities of the Village are granted the authority to exercise such authority jointly with any other municipality or county and, in combination with two or more municipalities or counties, may initiate a process jointly to authorize aggregation by a majority vote of each particular municipality or county as required by the Act.

C. The Aggregation Program for the Village shall operate as an opt-out program for residential and small commercial retail customers.

D. The Aggregation Program shall be approved by a majority of the members of the Corporate Authority of the Village.

E. The Corporate Authorities of the Village with the assistance from the Illinois Power Agency shall develop a plan of operation and governance for the Aggregation Program and shall conduct such public hearings and provide such public notice as required under the Act. The Load Aggregation Plan shall provide for universal access to all applicable residential customers and equitable treatment of applicable residential customers, shall describe demand management and energy efficiency services to be provided to each class of customers and shall meet any requirements established by law concerning aggregated service offered pursuant to the Act.

F. As an opt-out program, the Corporate Authorities of the Village shall fully inform residential and small commercial retail customers in advance that they have the right to opt-out of the Aggregation Program. The disclosure and information provided to the customers shall comply with the requirements of the Act.

G. The electric aggregation shall occur automatically for each person owning, occupying, controlling, or using an electrical load center proposed to be aggregated in the corporate limits of the Village, subject to a right to opt-out of the program as described under this ordinance and the Act.

H. The Corporate Authorities hereby grant the Village Manager or his designee in writing the specific authority to execute a contract without further action by the Corporate Authorities and with the authority to bind the Village.

Section 4: The Corporate Authorities hereby adopt the Electrical Power Aggregation Plan of Operation and Governance as set forth in Exhibit "A" attached hereto and made a part hereof as if fully set forth by this reference.

Section 5: The Village Clerk is hereby authorized to publish this ordinance in pamphlet form.

Section 6: This Ordinance shall be in full force and effect immediately from and after its passage and approval.

PASSED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2012

VOTE	AYE	NAY	ABSENT	ABSTAIN
Trustee Karen V. Mills	_____	_____	_____	_____
Trustee Raymond M. Kincaid	_____	_____	_____	_____
Trustee Jacquelyn Green	_____	_____	_____	_____
Trustee Anna Newell	_____	_____	_____	_____
Trustee Gary J. Pilafas	_____	_____	_____	_____
Trustee Gary G. Stanton	_____	_____	_____	_____
Mayor William D. McLeod	_____	_____	_____	_____

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012

\_\_\_\_\_  
Village President

ATTEST:

\_\_\_\_\_  
Village Clerk  
Published in pamphlet form this \_\_\_\_\_ day of \_\_\_\_\_, 2012.