



CITY OF AURORA, ILLINOIS

ORDINANCE NO. 014-046
DATE OF PASSAGE August 12, 2014

An Ordinance Amending The Plan Of Operation And Governance For Municipal Electricity Aggregation.

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals, and welfare; and

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, codified at 20 ILCS 3855/1-92; and,

WHEREAS, on December 13, 2011, the Aurora City Council approved Ordinance No. O11-067, which provided for the electors of the City of Aurora to consider the question (the "Referendum Question") of whether the City of Aurora should have the authority under Public Act 96-0176 to arrange for the supply of electricity for residential and small commercial retail customers who have not opted out of such program (the "Electricity Aggregation Program"); and,

WHEREAS, on March 20, 2012, the electors of the City of Aurora approved the Referendum Question by a greater than 60/40 margin; and,

WHEREAS, on April 24, 2012, the Aurora City Council adopted a Plan of Operation and Governance for Municipal Electricity Aggregation (the "Plan") through the approval of Ordinance No. O12-029; and

WHEREAS, on June 26, 2012, the Aurora City Council amended and restated the Plan through the approval of Ordinance No. O12-047; and

WHEREAS, based upon the greater experience gained with electricity aggregation, the City has deemed that it would be prudent to make additional modifications to the Plan.

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NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Aurora, Illinois, as follows:

SECTION 1: That the City's Plan of Operation and Governance for Municipal Electricity Aggregation for the City of Aurora is hereby amended and restated as reflected in the attached document.

SECTION 2: That this ordinance shall be in full force and effect, and shall be controlling, upon its passage and approval.

SECTION 3: That all ordinances or parts of ordinances thereof in conflict herewith are hereby repealed to the extent of any such conflict.

SECTION 4: That any section or provision of this ordinance that is construed to be invalid or void shall not affect the remaining sections or provisions, which shall remain in full force and effect thereafter.

PRESENTED to the City Council of the City of Aurora, Illinois, this 5th day of August, 2014.

FILED for inspection this 5th day of August, 2014.

PASSED by the City Council of the City of Aurora, Illinois, this 12th day of August, 2014 pursuant to a roll call vote as follows:

PASSED AND APPROVED on August 12, 2014

AYES 12 NAYS 0 NOT VOTING 0 ABSENT 0

ATTEST:

Ischl N. R.
City Clerk

Paul Wilson
Mayor

14.00580

RECOMMENDATION

TO: THE COMMITTEE OF THE WHOLE

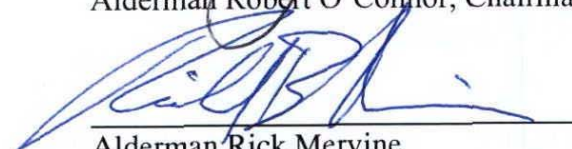
FROM: THE FINANCE COMMITTEE

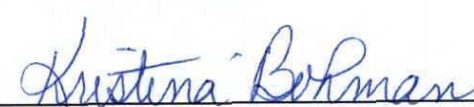
The Finance Committee at the regular scheduled Finance Meeting on Tuesday, July 22, 2014
Recommended **APPROVAL** of An Ordinance Amending The Plan Of Operation And
Governance For Municipal Electricity Aggregation.

The Vote 3-0

Submitted By


Alderman Robert O'Connor, Chairman


Alderman Rick Mervine


Kristina "Tina" Bohman

John "Whitey" Peters, alternate

Dated this 22nd day of July, 2014