

VILLAGE OF HECKER, ILLINOIS

ORDINANCE NO. 22- 09

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE VILLAGE OF HECKER, MONROE AND ST. CLAIR COUNTIES, ILLINOIS, THE QUESTION WHETHER THE VILLAGE OF HECKER SHOULD HAVE THE AUTHORITY TO ARRANGE FOR THE SUPPLY OF ELECTRICITY FOR RESIDENTIAL AND SMALL COMMERCIAL RETAIL CUSTOMERS OF THE VILLAGE WHO HAVE NOT OPTED OUT OF SUCH PROGRAM

ADOPTED BY THE
VILLAGE BOARD OF TRUSTEES
OF THE
VILLAGE OF HECKER, ILLINOIS
THIS 11 DAY OF October, 2022

Published in pamphlet form
by authority of the Village
Board of Trustees of the
Village of Hecker, Monroe
and St. Clair Counties, Illinois,
this 11 day of October, 2022



AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE VILLAGE OF HECKER, MONROE AND ST. CLAIR COUNTIES, ILLINOIS, THE QUESTION WHETHER THE VILLAGE OF HECKER SHOULD HAVE THE AUTHORITY TO ARRANGE FOR THE SUPPLY OF ELECTRICITY FOR RESIDENTIAL AND SMALL COMMERCIAL RETAIL CUSTOMERS OF THE VILLAGE WHO HAVE NOT OPTED OUT OF SUCH PROGRAM

WHEREAS, the Village of Hecker Illinois, is a non-home rule municipality duly established and operating in accordance with the provisions of the Illinois Municipal Code, Section 5/1-1-1 et seq. of Chapter 65 of the Illinois Compiled Statutes, the "**Illinois Municipal Code**"; and

WHEREAS, the Illinois Power Agency Act, 20 ILCS 3855/1-1 et seq., includes Section 1-92 entitled "Aggregation of Electrical Load by Municipalities, Townships and Counties" (hereinafter referred to as the "Act"); and

WHEREAS, under the Act if the Village seeks to operate an aggregation program under the Act as an opt-out program for its residential and small commercial retail customers, then prior to the adoption of an ordinance to establish such a program, the Village must first submit a referendum to its residents to determine whether or not the aggregation program shall operate as an opt-out aggregation program for residential and small commercial retail customers; and

WHEREAS, the corporate authorities 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 submit the question to the electors in a referendum pursuant to the Act;

NOW, THEREFORE, be it ordained by the Village President and Board of Trustees of the Village of Hecker, Illinois, as follows:

Section 1: The corporate authorities of the Village find the recitals set forth above are true and correct.

Section 2: The corporate authorities find and determine that it is in the best interest of the Village to operate the aggregation program under the Act as an opt-out program.

Section 3: The Village Clerk is directed to certify and submit on or before December 1, 2022 the following question to the Monroe and St. Clair County Clerks to be placed on the ballot for the Consolidated Primary Election to be held on February 28, 2023; such question to be in the following form:

"Shall the Village of Hecker, Monroe and St. Clair Counties, Illinois, have the authority to arrange for the supply of electricity for its residential and small commercial retail customers who have not opted out of such program"

YES / NO.

Section 4: If a majority of the electors voting on the question vote in the affirmative,

then the corporate authorities may implement an opt-out aggregation program for residential and small commercial retail customers.

Section 5: That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law. That the Village Clerk of the Village of Hecker shall be and hereby is authorized and instructed to publish this Ordinance in pamphlet form.

PASSED by the President and the Board of Trustees of the Village of Hecker, Monroe and St. Clair Counties, Illinois this 11 day of October, 2022, pursuant to the following vote:

	AYE	NAY	ABSENT
Aaron Eckart	<u>✓</u>	_____	_____
Arnie Eckart	<u>✓</u>	_____	_____
Rich Happel	<u>✓</u>	_____	_____
Jim Mueth	<u>✓</u>	_____	_____
Douglas Van Buren	_____	_____	<u>✓</u>
Gary Wittenauer	<u>✓</u>	_____	_____

BOARD OF TRUSTEES OF THE
VILLAGE OF HECKER, ILLINOIS

BY: _____

Charles Kujawski, President



ATTEST:

Annette Schreder
Annette Schreder, Village Clerk

Adopted this 11 day of Oct, 2022.
Approved this 11 day of Oct, 2022.
Published this 11 day of Oct, 2022.