

VILLAGE OF HECKER, ILLINOIS

**FILED**

DEC 19 2022

**THOMAS HOLBROOK  
COUNTY CLERK**

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ORDINANCE NO. 22- 11

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

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ADOPTED BY THE  
VILLAGE BOARD OF TRUSTEES  
OF THE  
VILLAGE OF HECKER, ILLINOIS  
THIS 13<sup>th</sup> DAY OF DECEMBER, 2022

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Published in pamphlet form  
by authority of the Village  
Board of Trustees of the  
Village of Hecker, Monroe  
and St. Clair Counties, Illinois,  
this 13 day of December, 2022

**Jonathan McLean**  
Clerk and Recorder  
FILED FOR RECORD

DEC 19 2022

COUNTY OF MONROE  
STATE OF ILLINOIS

**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 January 6, 2023 the following question to the Monroe and St. Clair County Clerks to be placed on the ballot for the Consolidated Election to be held on April 4, 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.


Section 6: That All ordinances, resolutions, and orders, or parts thereof, in conflict herewith, be and the same are hereby repealed

PASSED by the President and the Board of Trustees of the Village of Hecker, Monroe and St. Clair Counties, Illinois this 13<sup>th</sup> day of December, 2022, pursuant to the following vote:

	AYE	NAY	ABSENT
Aaron Eckart	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Arnie Eckart	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rich Happel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Mueth	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Douglas Van Buren	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gary Wittenauer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>



BOARD OF TRUSTEES OF THE  
VILLAGE OF HECKER, ILLINOIS

BY:   
Charles Kujawski, President

ATTEST:

  
Annette Schreder, Village Clerk

Adopted this 13 day of Dec, 2022.  
Approved this 13 day of Dec, 2022.  
Published this 13 day of Dec, 2022.