

VILLAGE OF BRADLEY

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RESOLUTION NO. R-5-18-2

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF ELECTRICITY FROM THE LOWEST COST ELECTRICITY PROVIDER FOR THE PURPOSES OF STREET LIGHTING THROUGH THE NORTHERN ILLINOIS MUNICIPAL ELECTRIC COLABORATIVE BIDDING PROCESS

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ADOPTED BY THE  
BOARD OF TRUSTEES OF THE  
VILLAGE OF BRADLEY

THIS 14 DAY OF MAY, 2018

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Published in pamphlet form by the authority of the Board of Trustees of the Village of Bradley, Kankakee County, Illinois this 14 day of MAY, 2018

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**WHEREAS**, the President and Board of Trustees of the Village of Bradley, Kankakee County, Illinois, have the authority to adopt resolutions and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare of its citizens; and

**WHEREAS**, the Village of Bradley (“Village”) previously joined the Northern Illinois Municipal Electric Collaborative (“NIMEC”); and

**WHEREAS**, the purpose of NIMEC is to allow its member municipalities to procure electricity at more competitive rates by leveraging their collective usage in negotiation; and

**WHEREAS**, participation in NIMEC’s collective bidding process will allow the Village to procure electricity at lower rates than the Village could negotiate on its own; and

**WHEREAS**, the Village, though its participation in the NIMEC bid process has previously entered into contracts with the lowest bidder for electricity for the Village’s street light facilities; and

**WHEREAS**, NIMEC also manages the Village’s municipal aggregation program; and

**WHEREAS**, Commonwealth Edison (“ComEd”) no longer offers a fixed rate for Medium and Large sized street light accounts, but rather prices Medium and Large street light accounts on a floating market rate that changes every hour, based upon market conditions; and

**WHEREAS**, no one is able to predict what ComEd’s rates for Medium and Large accounts will be over the next twelve (12) months, as they are dependent upon weather, usage, and other market factors; and

**WHEREAS**, fixed rates for Medium and Large street light accounts are only available from suppliers other than ComEd; and

**WHEREAS**, Commonwealth Edison does offer fixed rates on Small street light accounts; and

**WHEREAS**, NIMEC will price out Small accounts and compare the lowest rates bid to ComEd’s fixed rate; and

**WHEREAS**, NIMEC will move the Village’s Small account(s) to the lower of NIMEC’s lowest bid rate or ComEd’s fixed rate; and

**WHEREAS**, because of the way NIMEC's bidding process works, the Village needs to be able to execute a contract with the electricity provider that offers the rate and terms most favorable to the Village within hours of the time at which NIMEC receives the bids; and

**WHEREAS**, these time constraints make it impossible for any such contract to be approved by the Corporate Authorities of the Village before execution; and

**WHEREAS**, the Corporate Authorities of the Village have determined that the Village's participation in NIMEC's bidding process is in the best interests of the Village and its citizens; and

**WHEREAS**, to facilitate the Village's participation in NIMEC's bidding process, the Corporate Authorities of the Village have determined that it is necessary and expedient to authorize the Village Administrator to execute a contract with the electricity provider that is deemed most favorable to the Village as soon as such a contract becomes available through NIMEC's bidding process, subject to subsequent ratification by the Corporate Authorities of the Village; and

**WHEREAS**, the Corporate Authorities of the Village have further determined that it is necessary and expedient to authorize the Village Administrator to determine whether the contract entered into, as anticipated above, shall be for a term of one or two years.

**NOW THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, PURSUANT TO ITS STATUTORY AUTHORITY, AS FOLLOWS:**

**SECTION 1.** The President and Board of Trustees hereby find that all of the recitals contained in the preamble to this Resolution are true, correct, and complete and are hereby incorporated by reference hereto and made a part hereof.

**SECTION 2.** That Catherine Wojnarowski, the Village Administrator, is hereby authorized to execute a contract with the NIMEC bidder that presents the rate and terms most favorable to the Village, and to further take any other action or sign any other document necessary to effectuate said contract between the Village and said NIMEC bidder.

**SECTION 3.** That the Village Administrator is further authorized to decide whether any contract entered into pursuant to the authority granted by this resolution shall be for a term of one year or two years.

**SECTION 4.** That the Village Administrator is further directed to place any contract entered into pursuant to the authority granted by this resolution on the agenda for the first possible Village Board meeting following the execution thereof for ratification by the Corporate Authorities of the Village.

**SECTION 5.** In the event that any provision or provisions, portion or portions, or clause or clauses of this Resolution shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any

of the remaining provisions, portions, or clauses of this Resolution that may be given effect without such invalid or unenforceable provision or provisions, portion or portions, or clause or clauses.

**SECTION 6.** That all ordinances, resolutions, motions, or parts thereof, conflicting with any of the provisions of this Resolution, are hereby repealed to the extent of the conflict.

**SECTION 7.** That the Village Clerk is hereby directed to publish this Resolution in pamphlet form.

**SECTION 8.** That this Resolution shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

**PASSED** by the Board of Trustees on a roll call vote on the 14 day of MAY, 2018.

**TRUSTEES:**

GERALD BALTHAZOR	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
ROBERT REDMOND	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
LORI GADBOIS	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
MICHAEL WATSON	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
DON BARBER	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
NICK ALLEN	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>

**VILLAGE PRESIDENT:**

BRUCE ADAMS	Aye - <input type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
<b>TOTALS:</b>	Aye - <u>6</u>	Nay - <u>0</u>	Absent - <u>0</u>

**ATTEST:**

  
MICHAEL J. LAGESSE, VILLAGE CLERK.

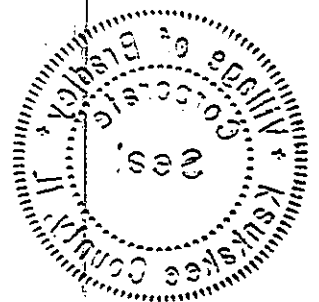
**APPROVED** this 14 day of MAY, 2018.



  
BRUCE ADAMS, VILLAGE PRESIDENT *MSB*

**ATTEST:**

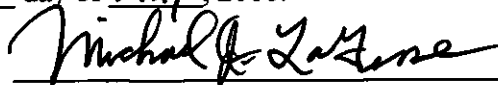
  
MICHAEL J. LAGESSE, VILLAGE CLERK



STATE OF ILLINOIS        )  
  )  
COUNTY OF KANKAKEE    )        §§

I, Michael J. LaGesse, Village Clerk of the Village of Bradley, County of Kankakee and State of Illinois, DO HEREBY CERTIFY that the attached is a true, perfect, and complete copy of Resolution number R-5-18-2, "A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF ELECTRICITY FROM THE LOWEST COST ELECTRICITY PROVIDER FOR THE PURPOSES OF STREET LIGHTING THROUGH THE NORTHERN ILLINOIS MUNICIPAL ELECTRIC COLABORATIVE BIDDING PROCESS," which was adopted by the Village President and Board of Trustees at a meeting held on the 14 day of MAY, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand in the Village of Bradley, County of Kankakee and State of Illinois, on this 14 day of MAY, 2018.

  
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MICHAEL J. LAGESSE, VILLAGE CLERK

