

RESOLUTION NUMBER ~~10~~ 43-11

RESOLUTION AUTHORIZING THE EXECUTION
OF THE AGGREGATION PROGRAM AGREEMENT
BETWEEN INTEGRYS ENERGY SERVICES, INC. AND
THE VILLAGE OF EAST DUNDEE

WHEREAS, the VILLAGE OF EAST DUNDEE (hereinafter referred to as the "VILLAGE") is a home rule unit of local government under and pursuant to §6 of Article VII of the Constitution of the State of Illinois, and has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to to regulate for the protection of public health, safety, morals and welfare; and

WHEREAS, the VILLAGE and Integrys Energy Services, Inc., a Wisconsin corporation, desire to enter into an Agreement, pursuant to 20 ILCS 3855/1-92, to aggregate the residential and small commercial retail electric loads located within the VILLAGE boundaries and arrange for competitive electric supply to these retail electrical accounts; and

WHEREAS, it is in the best interests of the residents of the VILLAGE that the VILLAGE aggregate the residential and small commercial retail electric loads within its boundaries and arrange for competitive retail electric supply as set forth in the Aggregation Program Agreement attached hereto as Exhibit "1".

NOW THEREFORE, BE IT RESOLVED by the President and Board of Trustees of VILLAGE, Cook and Kane County, Illinois as follows:

Section One: The VILLAGE approves and the Village President be and is hereby authorized and directed to sign, and the Village Clerk is directed to attest to the execution of the Aggregation Program Agreement between Integrys Energy Services, Inc. and the VILLAGE as set forth in Exhibit "1" which is hereby made a part here of,

Section Two. Severability. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Section Three. Repeal. If any section, paragraph, clause, or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution.

Section Four. Publication. This Resolution shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form, if required by law.

Adopted this 21st day of November, 2011, pursuant to a roll call vote as follows:

AYES: 5 - Trustees Lynam, Miller, VanOstenbidge, Skellicorn
NAYES: 0
and President Bartels

ABSENT: 2 - Trustees Ruffalo and Gorman

Approved by me this 21st day of November, 2011.

Jerald Bartels
JERALD BARTELS, President

Published in pamphlet form this 29th day of Nov., 2011, under the authority of the President and Board of Trustees.

ATTEST:

Jennifer Rehberg
JENNIFER REHBERG, Village Clerk

Recorded in the Village Records on Nov. 29th, 2011.

