

CITY OF COLUMBIA, ILLINOIS

ORDINANCE NO. 3244

**AN ORDINANCE AMENDING THE ELECTRICITY
AGGREGATION PROGRAM PLAN OF
OPERATION AND GOVERNANCE OF THE CITY
OF COLUMBIA, ILLINOIS**

Adopted by the
City Council
of the
City of Columbia, Illinois
this 16th day of February, 2016

Published in pamphlet form by
authority of the City Council
of the City of Columbia,
Illinois, this 17th day
of February, 2016

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AN ORDINANCE AMENDING THE ELECTRICITY
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OF COLUMBIA, ILLINOIS


City Clerk

WHEREAS, the City of Columbia, Monroe and St. Clair Counties, Illinois ("City") is a duly created, organized and validly existing municipality of the State of Illinois under the 1970 Illinois Constitution and the laws of the State of Illinois, including particularly the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, Section 1-92 of the Illinois Power Agency Act ("Act"), 20 ILCS 3855/1-92, permits a municipality, if authorized by referendum, to adopt an ordinance by which it may operate a program to solicit bids and enter into service agreements for the sale and purchase of electricity and related services and equipment to residential and small commercial customers who do not opt-out of such a program; and

WHEREAS, the City participates in an electricity aggregation program pursuant to the Act; and

WHEREAS, on April 16, 2012, the City, by adoption of Ordinance No. 2946, adopted an Opt-Out Electricity Aggregation Program Plan of Operation and Governance ("Plan"); and

WHEREAS, the Plan currently requires any Alternative Retail Electric Supplier ("ARES") to include a Price Match in its bid for rates for the City's aggregation program; and

WHEREAS, The Price Match means that the ARES will be required to match future Ameren tariff rates in the event the Ameren tariff rates decrease in price below the Program price per kilowatt-hour; and

WHEREAS, the Plan currently requires any Alternative Retail Electric Supplier to include in its bid for rates a rate for the Illinois regulatory minimum of renewable energy and a rate for energy that is 100% renewable; and

WHEREAS, the City's electric aggregation program consultant, Good Energy, L.P., has advised City that no ARES is currently providing a Price Match in rate quote bids; and

WHEREAS, the City now desires to amend the Plan to remove the requirement of a Price Match and to allow an ARES to provide a rate quote for renewable energy between the regulatory minimum and 100%.

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

Section 1. That the preceding recitations in the upper part of this Ordinance are realleged, restated and adopted as paragraph one ("1") of this Ordinance.

Section 2. That Section 13 of the City of Columbia, Illinois, Municipal Opt-Out Electricity Aggregation Program Plan of Operation and Governance shall be amended to read as follows:

"13) Pricing Methodology

Pricing Methodology: Columbia intends to establish a price for the purchase of electricity for the Program. This will be the Program Rate measured in price per kilowatt-hour. The rate will include traditionally bundled power and traditionally bundled renewable power components in the form of Renewable Energy Certificates (RECs) and will reflect various lengths of terms, contractual benefits, and possible hold premiums.

Commodity Price: Columbia and the Consultant will request and receive from the selected ARES consistent market price quotes. The daily market price quotes will detail the line item costs of energy supply, capacity, transmission, ancillary services, and additional margin available to Columbia and the Consultant that day. The market price quotes will be reviewed by the Consultant to establish that the specific pricing details are consistent with market prices and tariffs and are consistent with the terms of the Power Supply Agreement. If the daily market price quote is deemed acceptable by the Consultant, the Consultant will inform Columbia officials of the price and pricing components and recommend acceptance. If accepted, Columbia will affirm acceptance of the commodity price verbally and in writing to the selected ARES.

The ARES invited to bid will quote rates for the following energy mixes and terms:

- Lowest Traditional Power Price – The lowest priced electricity supply available from an ARES using, at a minimum, 0% renewable energy consistent with the Illinois Renewable Portfolio Standard (RPS) or similar Renewable Purchase Obligations (RPO) required by law.

- Renewable - Electricity where 100% of the energy used by the aggregated accounts, or any percentage less than the 100% (as requested by the City and Consultant), will be offset by Renewable Energy Credits. Renewable Energy Credits shall be Green-e certified and/or the RECs will be sourced through MISO-registered renewable sources.”

Section 3. All other provisions of the Plan, not amended hereby, shall remain in full force and effect.

Section 4. This Ordinance shall be in full force and effect following its passage and publication in pamphlet form, as provided by law.

Alderman Ebersohl moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Niemietz, and the roll call vote was as follows:

YEAS: Aldermen Ebersohl, Agne, Niemietz, Roessler, Huch, Reis, Holtkamp and

Martens.

NAYS: None.

ABSENT: None.

ABSTENTIONS: None.

PASSED by the City Council and APPROVED by the Mayor this 16th day of February, 2016.



KEVIN B. HUTCHINSON, Mayor

ATTEST:



WESLEY J. HOEFFKEN, City Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

CERTIFICATE OF PUBLICATION

I, Wes Hoeffken, certify that I am the duly appointed and acting City Clerk of the City of Columbia, Illinois.

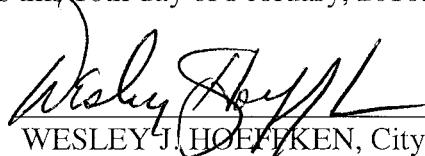
I further certify that on the 16th day of February, 2016, the Corporate Authorities of the City of Columbia, Illinois, passed and approved Ordinance No. 3244 entitled:

**“AN ORDINANCE AMENDING THE ELECTRICITY
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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 3244, including the ordinance and a cover sheet thereof, was prepared, and a copy of such ordinance was posted in the Columbia City Hall, commencing on February 17, 2016 and continuing for at least ten (10) days thereafter. Copies of such ordinance were also made available for public inspection upon request in the office of the City Clerk.

DATED at Columbia, Illinois this 16th day of February, 2016.



WESLEY J. HOEFFKEN, City Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

CERTIFICATE OF TRUE COPY

I, Wes Hoeffken, hereby certify that I am the duly appointed and acting City Clerk of the City of Columbia, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said City.

I do further certify that Ordinance No. 3244, entitled:

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to which this certificate is attached, is a true, perfect, complete and correct copy of said ordinance as adopted at a regular meeting of the Columbia, Illinois, City Council held on the 16th day of February, 2016.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 16th day of February, 2016.


WESLEY J. HOFFKEN, City Clerk

(SEAL)