

COUNTY OF TAZEWELL, ILLINOIS

COUNTY BOARD PROCEEDINGS

JANUARY 13, 2016
SPECIAL MEETING



DAVID ZIMMERMAN, COUNTY BOARD CHAIRMAN

CHRISTIE A. WEBB, COUNTY CLERK

BOARD MEMBERS & THEIR DISTRICTS

Monica Connett- **District 1**

Russel Crawford- **District 3**

James Donahue- **District 2**

Nick Graff- **District 2**

Brett Grimm- **District 2**

Mike Harris- **District 3**

Terry Hillegonds- **District 3**

Mary Jo Holford- **District 3**

Carroll Imig- **District 3**

Darrell "Dude" Meisinger-**District 1**

Greg Menold- **District 2**

Seth Mingus- **District 3**

Tim Neuhauser- **District 2**

Nancy Proehl- **District 1**

John Redlingshafer- **District 3**

Andrew Rinehart- **District 3**

Gary Sciortino-**District 1**

Greg Sinn-**District 2**

Sue Sundell-**District 1**

Jerry Vanderheydt- **District 1**

Joe Wolfe- **District 1**

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EXECUTIVE

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Proceedings of the Tazewell County Board of Tazewell County, Illinois were held in the Justice Center Community Room in the City of Pekin on Wednesday, January 13, 2016.

Board members were called to order at 6:00 p.m. By Vice Chairman Neuhauser presiding with the following members present: Connett, Donahue, Graff, Harris, Hillemonds, Holford, Imig, Meisinger, Menold, Mingus, Proehl, Redlingshafer, Sciortino, Sinn, Vanderheydt & Wolfe.

Absent: Crawford, Grimm, Rinehart & Chairman Zimmerman.

Invocation was given by Vice Chairman Neuhauser,
Followed by Member Imig leading the Pledge of Allegiance.

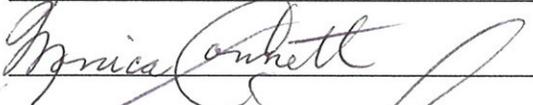
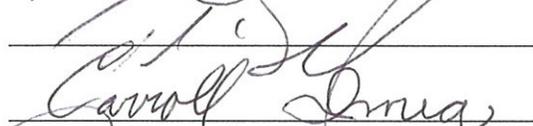
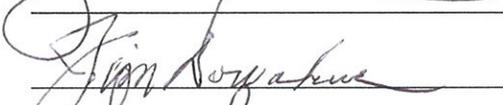
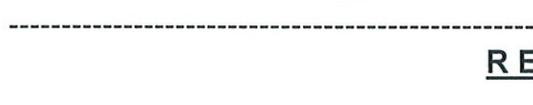
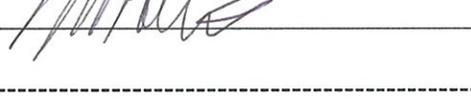
In-Place Executive Committee Meeting at 6:03 P.M. In-Place Executive Committee adjourned at 6:08 P.M.

Motion by member Wolfe, Second by member Hillegonds to approve Resolution 1. Motion carried by Voice Vote.

COMMITTEE REPORT

Mr. Chairman and Members of the Tazewell County Board:

Your Executive Committee has considered the following RESOLUTION and recommends that it be adopted by the Board:

RESOLUTION

WHEREAS, the County's Executive Committee recommends to the County Board to approve the amendment to the services agreement between Tazewell County and Good Energy, L.P.; and

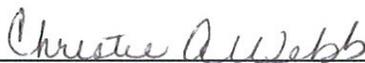
WHEREAS, this will renew the original terms of the agreement with the County and will make it concurrent with the renewed electric supply agreement.

THEREFORE BE IT RESOLVED that the Tazewell County Board approves the Amendment to the Services Agreement effective January 13, 2016.

BE IT FURTHER RESOLVED that the County Clerk notifies the County Board Office, good Energy, L.P., 2323 Madison Avenue, Suite 405, New York, NY 10016, and the Auditor of this action.

PASSED THIS 16th DAY OF JANUARY, 2016.

ATTEST:

 Tazewell County Clerk	 Tazewell County Board Chairman
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AMENDMENT TO THE SERVICES AGREEMENT

This Amendment to the Services Agreement, by and between Tazewell County and Good Energy, L.P. with offices located at 232 Madison Avenue, New York, NY 10016 (collectively, the "Parties") is hereby entered into as of January 13, 2016.

WHEREAS, the Parties entered into a Services Agreement (the "Agreement") on September 26, 2011 and the original term of the Agreement has expired.

WHEREAS, the Parties desire to renew and extend the Agreement under the same terms and conditions contained therein; and

NOW, THEREFORE, in consideration of the mutual promises contained herein and in the Agreement, and other good and valuable consideration given and received, the sufficiency of which is hereby acknowledged, the Parties agree as follows:

1. The Agreement shall be automatically renewed and extended on its original terms and conditions upon each occasion when the County enters into or renews an electricity supply contract for its Municipal Electricity Opt-Out Aggregation Program. The Agreement shall automatically be renewed and extended for a term equal to that of the term of the electricity supply contract entered into or renewed by the County.
2. This Amendment binds the Parties and their successors or assigns.
3. This document, including the attached original Agreement, constitutes the entire agreement between the Parties.
4. All other terms, conditions, and provisions of the Agreement not in conflict with this Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment on the dates set forth below, to be effective as of the date first set forth above.

Good Energy, L.P.
By: Good Offices Technology
Partners, LLC, General Partner

Sign: 

Print: Maximilian Hoover

Title: Manager

Date: 2/26/16

Tazewell County

Sign: 

Print: David Zimmerman

Title: County Board Chairman

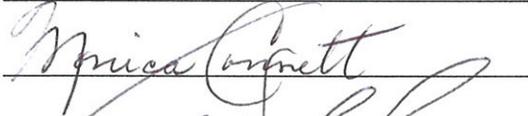
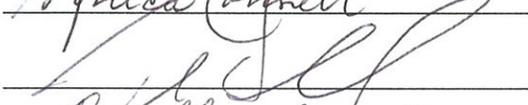
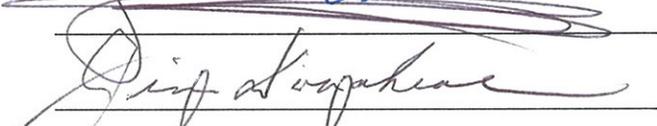
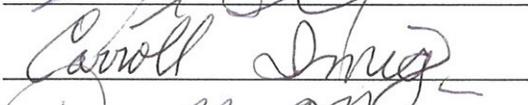
Date: 01.15.16

Motion by member Connett, Second by member Sciortino to approve Resolution 2. Motion carried by Voice Vote.

COMMITTEE REPORT

Mr. Chairman and Members of the Tazewell County Board:

Your Executive Committee has considered the following RESOLUTION and recommends that it be adopted by the Board:

RESOLUTION

WHEREAS, Section 1-92 of the Illinois Power Agency Act, 20 ILCS 3855/1-92, permits Tazewell County, 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, Tazewell County provides an opt-out electric aggregation program for eligible electric accounts within its jurisdiction; and

WHEREAS, such aggregation program was authorized by referendum passed by a majority vote of the qualified electors voting on the question; and

WHEREAS, because electricity is a commodity for which supply bids typically are made each morning and expire the same day at the close of business, Tazewell County must act promptly to accept any such desired bid in order to contractually guarantee a per kilowatt hour electric rate for its residential and small commercial customers; and

WHEREAS, Tazewell County finds that the best interests of the County are served by authorizing the County Board Chairman to receive and review bids and, in consultation with the County's consultant, Good Energy, LP, accept the low bid most beneficial to the County, pursuant to 20 ILCS 3855/1-92, to aggregate the residential and small commercial retail electric loads located within the County and to arrange for competitive electric supply to these retail electrical accounts; and

NOW, THEREFORE, BE IT RESOLVED by the Tazewell County Board as follows:

SECTION 1 - The statements set forth in the preamble to this Resolution are hereby found to be true and correct and are hereby incorporated into this Resolution as if set forth in full in Section 1.

SECTION 2 - The corporate authorities of Tazewell County hereby authorize and direct the County Board Chairman or his designee to receive and review bids and, in consultation with the County's consultant Good Energy, LP, accept the bid most beneficial to Tazewell County without further action of the County Board. The County Board Chairman or his designee is hereby authorized to execute a service agreement with the bidder who submits the bid most

beneficial to the County for the supply of electricity for residential and small commercial retail customers who do not opt out of such a program, without further action of the County Board, with said execution and attestation to take place within the applicable time constraints required by the bidder; provided, however, that the energy price to be paid per kilowatt hour pursuant to the service agreement is less than the default rate currently in effect, resulting in savings for the County residential and small commercial retail customers.

SECTION 3 - All prior actions of the County officials, employees, and agents with respect to the subject matter of this Resolution are hereby expressly ratified.

SECTION 4 - The provisions of this Resolution are hereby declared to be severable, and should any provision of this Resolution be determined to be in conflict with any law, statute, or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 5 - All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 6 - This Resolution shall be effective immediately and shall remain in effect until rescinded by Tazewell County and shall remain in effect for the current bid and any and all future bids associated with each occasion when the renewal of an electricity supply contract for its Municipal Electricity Op-Out Aggregation Program exists.

THEREFORE, BE IT RESOLVED that the Tazewell County approves this Resolution.

BE IT FURTHER RESOLVED that the County Clerk notifies the County Board Office, Good Energy, LP of 232 Madison Avenue, Suite 405, New York, NY 10015, and the Auditor of this action.

PASSED THIS 13TH DAY OF JANUARY, 2016.

ATTEST:



Tazewell County Clerk



Tazewell County Board Chairman

Board Recessed at 6:35 P.M. The next meeting will be held on February 24, 2016.

I, Christie A. Webb, Clerk of Tazewell County, do hereby certify that the foregoing is a true and complete copy of the Board Minutes at a meeting held in the James Carius Community Room in the City of Pekin, Illinois on January 27, 2016 at 6:00P.M. p.m. The originals of which are in my custody in my office and that I am the Legal custodian of the same.

In Testimony Whereof, I have hereunto subscribed my hand and affixed the Seal of the said County at my office in Pekin, Illinois this 27th day of January, 2016.