
THE VILLAGE OF TINLEY PARK
Cook County, Illinois
Will County, Illinois

RESOLUTION
NO. 2019-R-068

A RESOLUTION APPROVING AN EXTENDED TERM AGREEMENT AMENDMENT NO. 1
WITH MC SQUARED ENERGY SERVICES, LLC

JACOB C. VANDENBERG, PRESIDENT
KRISTIN A. THIRION, VILLAGE CLERK

CYNTHIA A. BERG
WILLIAM P. BRADY
WILLIAM A. BRENNAN
DIANE M. GALANTE
MICHAEL W. GLOTZ
MICHAEL G. MUELLER
Board of Trustees

RESOLUTION NO. 2019-R-068

**A RESOLUTION APPROVING AN EXTENDED TERM AGREEMENT AMENDMENT NO. 1
WITH MC SQUARED ENERGY SERVICES, LLC**

WHEREAS, the Village of Tinley Park, Cook and Will Counties, Illinois, is a Home Rule Unit pursuant to the Illinois Constitution of 1970; and

WHEREAS, the Corporate Authorities of the Village of Tinley Park, Cook and Will Counties, Illinois, have considered entering into an Extended Term Agreement with MC Squared Energy Services, LLC, a true and correct copy of such agreement being attached hereto and made a part hereof as **EXHIBIT 1**; and

WHEREAS, the Corporate Authorities of the Village of Tinley Park, Cook and Will Counties, Illinois, have determined that it is in the best interests of said Village of Tinley Park that said agreement be entered into by the Village of Tinley Park;

NOW, THEREFORE, Be It Resolved by the President and Board of Trustees of the Village of Tinley Park, Cook and Will Counties, Illinois, as follows:

Section 1: The Preambles hereto are hereby made a part of, and operative provisions of, this Resolution as fully as if completely repeated at length herein.

Section 2: That this President and Board of Trustees of the Village of Tinley Park hereby find that it is in the best interests of the Village of Tinley Park and its residents that the aforesaid " Extended Term Agreement" be entered into and executed by said Village of Tinley Park, with said agreement to be substantially in the form attached hereto and made a part hereof as **EXHIBIT 1**, subject to review and revision as to form by the Village Attorney.

Section 3: That the President and Clerk of the Village of Tinley Park, Cook and Will Counties, Illinois are hereby authorized to execute for and on behalf of said Village of Tinley Park the aforesaid agreement.

Section 4: That this Resolution shall take effect from and after its adoption and approval.

ADOPTED this 16TH day of July, 2019, by the Corporate Authorities of the Village of Tinley Park on a roll call vote as follows:

AYES: Berg, Brady, Brennan, Galante, Glotz, Mueller

NAYS: None

ABSENT: Vandenberg

APPROVED this 16th day of July, 2019, by the President of the Village of Tinley Park.


Village President *PRO-TEM*

ATTEST:



Village Clerk

EXHIBIT 1

**AN EXTENDED TERM AGREEMENT AMENDMENT
NO. 1 WITH MC SQUARED ENERGY SERVICES, LLC**

EXTENDED TERM AGREEMENT AMENDMENT NO. 1

This Extended Term Agreement Amendment No. 1 (hereinafter the "ETA No. 1"), is entered as of this 16th day of July, 2019, between the Village of Tinley Park, Cook and Will Counties, Illinois, an Illinois municipal corporation (hereinafter the "Village") and MC Squared Energy Services, LLC (hereinafter the "Supplier") (each a "Party" and collectively, the "Parties").

WHEREAS, Supplier and Village are the Parties to a Master Power Supply Agreement dated July 18, 2018 and amended July 16, 2019 (hereinafter the "MPSA" which is hereby incorporated by reference)

WHEREAS, pursuant to the terms of the MPSA, including Section 5.1, the Parties mutually wish to extend the term of the MPSA.

NOW, THEREFORE, the Parties agree as follows:


1. The Parties agree to replace Exhibit C with Amended Exhibit C to reflect the mutually agreed extended term of twenty-four (24) months.
2. The Parties agree that by executing this ETA No.1, Extended Term will last until October 2021, subject to future mutual extensions.

IN WITNESS WHEREOF, the Parties have duly executed this Agreement to be effective on the date first written above.

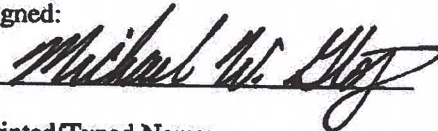
Supplier: MC Squared Energy Services, LLC

Municipality: Village of Tinley Park

Signed:



Signed:



Printed/Typed Name:

Charles Sutton

Printed/Typed Name:

Michael W. Glotz

Title:

President

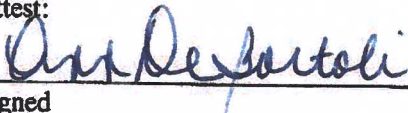
Title:

Village President Pro-Tem

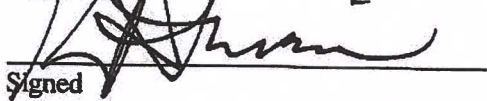
Date: 7-18-2019

Date: 7/16/19

Attest:



Attest:



Signed

Signed

ANN DEBORTOLI

Printed/Typed Name:

DIRECTOR SALES &

Title:

MARKETING

Kristin A. Thirion

Printed/Typed Name:

Village Clerk

Title:

AMENDED EXHIBIT C

PRICE AND TERM

Eligible Customers as defined in MPSA Section 2.13 includes all residential and small commercial Aggregation customers within the Municipality excluding customers served by other alternative retail electric suppliers (ARES) including pending "with RES" status, and customers served under ComEd's Hourly Tariffed supply service (Rate RRTP).

Eligible Customers in subsequent opt-out cycles will be placed on Supplier service or Tariffed Service as defined in MPSA Section 2.39 of the Agreement (i.e. ComEd default tariff supply service) based on Supplier's criteria including the customer's usage patterns and wholesale market conditions. Eligible Customers will be assessed the same Customer Class Price and will continue to receive monthly invoice statements from ComEd without regard to whether they are served by Supplier or on Tariffed Service.

Eligible Customer Class Price: Variable rate equal to the ComEd published tariff supply service costs including the Purchased Electricity Charges (PEC), Transmission Service Charges (TSC) and the Purchased Electricity Adjustment (PEA) for each applicable month for the Term of the Agreement.

Termination Fee for Withdrawing Customers:

No Early Termination Fees - \$0 (zero) per utility account

Delivery Term:

Initial Term: Twelve (12) Months – Period of October 2018 to October 2019

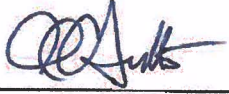
Extended Term: Twenty-four (24) Months – Period of October 2019 to October 2021

Special Services:

(1.) **EcoGreen Aggregation Program** - Supplier will acquire and retire on behalf of the Village of Tinley Park, Wind generated Renewable Energy Certificates (RECs) from a location to be determined by Supplier within the Midwest Renewable Energy Tracking System (MRETS). The RECs to be retired will be equal to an amount based on the historical twelve months of electricity usage for the Eligible Customers excluding accounts on ComEd hourly tariff supply service and accounts with another alternative electric supplier, represented on the provided ComEd "Usage Data" file. Supplier will assist the Village of Tinley Park with all the documentation required to continue to be an EPA Green Power Partnership Community.

Supplier: MC Squared Energy Services, LLC

Signed:

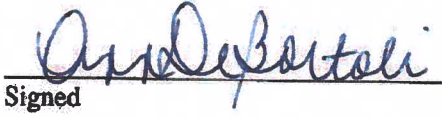


Printed/Typed Name:
Charles Sutton

Title:
President

Date: 7-18-2019

Attest:



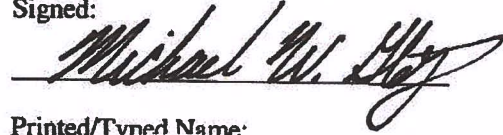
Signed

ANN DEBORTOLI
Printed/Typed Name:

DIRECTOR SALES & MARKETING
Title:

Municipality: Village of Tinley Park

Signed:



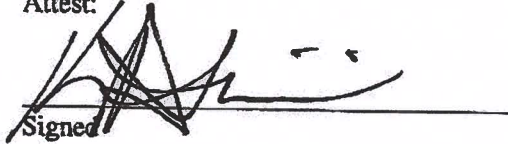
Printed/Typed Name:

Michael W. Glotz

Title:
Village President Pro-Tem

Date: 7/16/19

Attest:



Signed

Kristin A. Thirion
Printed/Typed Name:

Village Clerk
Title:

STATE OF ILLINOIS)
COUNTY OF COOK) SS
COUNTY OF WILL)

CERTIFICATE

I, KRISTIN A. THIRION, Village Clerk of the Village of Tinley Park, Counties of Cook and Will and State of Illinois, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. 2019-R-068, “**A RESOLUTION APPROVING AN EXTENDED TERM AGREEMENT AMENDMENT NO. 1 WITH MC SQUARED ENERGY SERVICES, LLC,**” which was adopted by the President and Board of Trustees of the Village of Tinley Park on July 16, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Tinley Park this 16th day of July, 2019.



KRISTIN A. THIRION, VILLAGE CLERK