

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF
WHARTON, COUNTY OF MORRIS STATE OF NEW JERSEY AUTHORIZING THE
SIGNING OF GOVERNMENT ENERGY AGGREGATION PROGRAM
AGREEMENTS**

WHEREAS, the State of New Jersey has been engaged in a process to establish a competitive market place through deregulation and restructuring the electric and natural gas utility markets; and

WHEREAS, the establishment of a governmental energy aggregation program ("GEA Program") to purchase electric generation service and natural gas pursuant to the Government Energy Act of 2003, *N.J.S.A. 48:3-93.1 et seq.* ("Act") and the New Jersey Board of Public Utilities' implementing rules at *N.J.A.C. 14:4-6.1 et seq.* ("Rules") will increase competition for the provision of electric power and natural gas to residential and non-residential electricity and gas ratepayers, thereby increasing the likelihood of lower electric rates and natural gas rates for these users without causing an interruption in service; and

WHEREAS, under a GEA Program the residential ratepayers may have the opportunity to receive a direct reduction in their electric bills through the bulk purchase of energy from a third-party energy supplier; and

WHEREAS, pursuant to an ordinance adopted by the Borough of Wharton on May 19, 2014 ("#O-09-14"), the Borough of Wharton publicly declared its intent to commence a GEA Program by participating in the Morris Area Energy Cooperative ("MAEC"); and

WHEREAS, the Borough of Wharton is the Lead Agent for the "MAEC" program and shall accept or reject pricing on behalf of the Cooperative and its participant members; and

WHEREAS, the Borough of Wharton, as a participating member of the "MAEC" program hereby agrees to proceed with the program, by signing the Supplier Agreement, should a minimum of five (5)% savings be achieved, on the supply portion of the electric bill for the residential energy aggregation program; and

WHEREAS, the Borough of Wharton appointed Concord Energy Services ("CES") for the "MAEC" to serve as Energy Agent to assist and administer the GEA program at no cost to the Borough or "MAEC" participating members; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Wharton, in the County of Morris, New Jersey, duly assembled in public session, as follows:

1. The Mayor, Chief Financial Officer, Treasurer or other municipal officer is hereby authorized and directed to execute, on behalf of the Borough of Wharton, any documents necessary to carry out the purpose this Resolution providing a minimum of five (5) % savings is achieved.

Adopted: March 23, 2015

ATTEST:

Gabrielle Evangelista,
Borough Clerk

BOROUGH OF WHARTON

WILLIAM J. CHEGWIDDEN,
MAYOR