

**RESOLUTION OF THE BOROUGH OF WHARTON, COUNTY OF MORRIS, STATE OF
NEW JERSEY AUTHORIZING THE SIGNING OF GOVERNMENT ENERGY
AGGREGATION PROGRAM DOCUMENTS**

WHEREAS, the State of New Jersey deregulated power generation in 1999, thereby creating new electric and natural gas cost structures and creating a competitive marketplace for these commodities; and

WHEREAS, the Government Energy Aggregation Act of 2003 (“Act”) - *N.J.S.A. 48:3-93.1 et seq.* - authorizes a municipality to capitalize on the competitive energy marketplace on behalf of its residents by establishing a Government Energy Aggregation (“GEA”) program for the purchase of electricity and natural gas generation services; and

WHEREAS, the Act and its implementing rules - *N.J.A.C. 14:4-6.1 et seq.* – create conditions through which bulk purchasing can be utilized to directly reduce utility costs for residential non-residential ratepayers; and

WHEREAS, on February 26, 2024, the Mayor and Council of the Borough of Wharton introduced an ordinance stating its intent to initiate a GEA Program;

WHEREAS, The Borough of Wharton created the Morris Area Energy Co-operative (MAEC) for the purpose of bringing GEA communities together to enhance economies of scale and enhance buying power in the competitive energy marketplace; and

WHEREAS, the Borough Wharton Borough is the Lead Agency for the MAEC GEA program and guides all actions related to its administration, including but not limited to hiring administrative consultants and accepting or rejecting pricing from energy suppliers on behalf of the MAEC and all participating members; and

WHEREAS, the Borough of Wharton is a participating member of the MAEC program, and as such, hereby agrees to execute all documents required for the operation of the program, including, but not limited to, Supplier Agreements, Local Distribution Company Agreements, and Government Aggregation Agreements; and

WHEREAS, Wharton Borough has appointed Taurus Advisory Group LLC (Taurus) to serve as the Energy Agent to assist and administer the GEA program for the MAEC and all participating members, and as such, shall serve the Borough of Wharton on behalf of the Lead Agency;

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 Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

2. **The Borough of Wharton, as a participating member of the MAEC program, hereby agrees to accept Supplier Agreements in instances when the Lead Agency accepts pricing from energy suppliers.**
3. **The Mayor, the Borough Administrator and Borough Clerk are hereby authorized and directed to execute, on behalf of the Borough of Wharton, Supplier Agreements, Local Distribution Company Agreements, Government Aggregation Agreements, and any other documents necessary to carry out the purpose of this Resolution.**

Adopted: February 26, 2024

BOROUGH OF WHARTON

ATTEST:

**WILLIAM J. CHEGWIDDEN,
MAYOR**

**Cheryl Muzzillo,
Deputy Borough Clerk**