

TOWNSHIP OF LUMBERTON

RESOLUTION 2016-102

**RESOLUTION OF THE TOWNSHIP OF LUMBERTON, COUNTY OF
BURLINGTON, STATE OF NEW JERSEY, AUTHORIZING THE ENTRY INTO A
COOPERATIVE PRICING AGREEMENT**

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 Lumberton Township on September 30, 2013, ("Ordinance #2013-05-005"), publicly declared its intent to commence a GEA Program; and

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the County of Burlington, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services and shall accept or reject pricing on behalf of the Cooperative and its participant members which provides a reduction on the supply portion of the electric bill for the residential energy aggregation program; and

WHEREAS, the governing body of Lumberton Township has duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services; and

WHEREAS, the County of Burlington appointed Commercial Utility Consultants, Inc. for the Burlington County Energy Aggregation Program, "BCEAP" to serve as Energy Agent to assist and administer the GEA program at no cost to the County or "BCEAP" participating members; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of Lumberton Township in the County of Burlington, New Jersey, duly assembled in public session, as follows:

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

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. Lumberton Township as a participating member of the "BCEAP" program hereby agrees to proceed with the program, by signing the Supplier Agreement, should the County of Burlington accept pricing, which provides a reduction on the supply portion of the electric bill for the residential energy aggregation program;
3. The Mayor, Chief Financial Officer, Treasurer or other municipal officer is hereby authorized and directed to execute, on behalf of Lumberton Township any documents necessary to carry out the purpose this Resolution including the Supplier Services Agreement providing a reduction is achieved at the time of auction.

ADOPTED at a regular meeting of the Mayor and Council of Lumberton Township, County of Burlington, State of New Jersey held on May 10, 2016.

CERTIFICATION

I, Brandon E. Umba, Acting Municipal Clerk, hereby certify that the foregoing resolution was duly adopted by the Township Committee at its Regular Business Meeting held on the 10th day of May, 2016.



Brandon E. Umba
Township Administrator/ Acting Municipal Clerk