

WILLINGBORO MUNICIPAL UTILITIES AUTHORITY

RESOLUTION 2019-2-20-1

**RESOLUTION OF THE WILLINGBORO MUNICIPAL UTILITIES AUTHORITY
BOARD OF COMMISSIONERS AUTHORIZING THE EXECUTION OF A PROJECT
DEVELOPMENT AGREEMENT WITH SCHNEIDER ELECTRIC IN CONNECTION
WITH THE AUTHORITY'S ENERGY SAVINGS IMPROVEMENT PROGRAM**

WHEREAS, the Willingboro Municipal Utilities Authority (the "MUA") owns and operates water and wastewater production, treatment and conveyance facilities located in the City of Willingboro; and

WHEREAS, on November 22, 2017, the MUA, pursuant to the competitive contracting provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-4.1 et seq., and the Energy Savings Improvement Program Law, N.J.S.A. 40A:11-4.6 et seq., issued a *Request for Proposals to Select an Energy Services Company to Develop and Implement an Energy Savings Plan through an Energy Savings Improvement Program for the Willingboro Municipal Utilities Authority* (the "RFP"); and

WHEREAS, On June 20, 2018, as recommended in the evaluation report, dated June 15, 2016, the MUA selected, via Resolution, Schneider Electric to serve as the MUA's ESCO in connection with its Energy Savings Improvement Program; and

WHEREAS, the ESCO and the MUA have worked diligently to advance the Energy Savings Improvement Program ("ESIP") process; and

WHEREAS, the ESCO and the MUA now desire to enter into a Project Development Agreement in a form substantially similar to the form attached hereto as **Exhibit A** to accurately reflect the next steps in the ESIP process and each parties' obligations moving forward; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Willingboro Municipal Utilities Authority as follows:

1. That the Board hereby authorizes and directs the Executive Director, with the advice and counsel of Special Legal Counsel, Special and General Project Engineers, Energy Consultant, and Financial Advisor to execute the Project Development Agreement between the MUA and Schneider Electric.
2. That the Board further directs the Executive Director and the Board's professional team as well as Schneider Electric to present the Energy Savings Plan to the Board after same has been independently reviewed by the Energy

Consultant and prior to same being submitted to the New Jersey Board of Public Utilities.

3. That this Resolution shall take effect upon adoption.

_____, Chairman

CERTIFICATION BY SECRETARY

I, Andrew Weber, Secretary of the Willingboro Municipal Utilities Authority do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Authority at the regular meeting held on _____, February ____, 2019.

In witness thereof, I have here unto set my hand and affixed the seal of the Authority this ____ day of February 2019.

Andrew Weber, Secretary