

Ord.# 12-2024

**An Ordinance of the Township of Mount
Olive, County of Morris, Establishing an
Electric Aggregation Program**

CLERK:

Delivered to Mayor:

Date: 5/1/2024

Time: 9:00 am

Signed: _____

Township Clerk
Michelle Masser

MAYOR:

Action by Mayor:

Approved: ✓

Date: 5/1/2024

Vetoed: _____

Date: _____

(Reasons for which Mayor has withheld approval of Ordinance, item or part Thereof.)

Signed: _____

Mayor

CLERK:

Returned:

Date: 5/1/24

Time: 9:15 am

Not returned with in (10) days

Date: _____

Signed: _____

Township Clerk
Michelle Masser

ORD.#12-2024

**AN ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE, COUNTY
OF MORRIS, ESTABLISHING AN ELECTRIC AGGREGATION
PROGRAM**

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

WHEREAS, the establishment of a government aggregator and an energy aggregation program to purchase electric generation service pursuant to N.J.S.A. 48:3-93.1 et seq. and N.J.A.C. 14:4-6.1 et seq. will increase competition for the provision of electric power to residential and non-residential users, thereby increasing the likelihood of lower electric rates and/or natural gas rates for these users without causing any interruption in service; and

WHEREAS, under the aggregation process the residential and non-residential ratepayers may likely receive a direct reduction in their electric bills; and

WHEREAS, the realization of energy cost savings is in the interests of the health, safety and welfare of the residents and non-residential ratepayers of the Township of Mount Olive; and

WHEREAS, the Township Council of the Township of Mount Olive hereby finds that it is in the best interest of residential and non-residential ratepayers for the Township of Mount Olive to create the opportunity for them to enter into an aggregation agreement in order to seek savings on electric rates and be provided with options for reducing their carbon footprint; and

NOW, THEREFORE BE IT ORDAINED, by the Township Council of the Township of Mount Olive, County of Morris, State of New Jersey, as follows:

SECTION 1. Part II: General Legislation, of the Township of Mount Olive Code is hereby amended to establish new **Chapter 185, Energy Aggregation Program**, to read as follows:

§ 185-1 Findings and purpose.

The State of New Jersey has engaged in a process to establish a competitive market place through deregulation and restructuring the electric utility market. The establishment of a government aggregator and an energy aggregation program to purchase electric generation service pursuant to N.J.S.A. 48:3-93.1 et seq. and N.J.A.C. 14:4-6.1 et seq. will increase competition for the provision of electric power to residential and non-residential users, thereby increasing the likelihood of lower electric rates for these users without causing any interruption in service. Under the aggregation process residential and non-residential ratepayers may likely receive a direct reduction in their electric bills. The realization of energy cost savings is in the interests of the health, safety and welfare of the residents and non-residential ratepayers of the Township of Mount Olive. The Township of Mount Olive hereby finds that it is in the best interest of residential and non-residential ratepayers to create the opportunity for them to enter into an aggregation agreement in

order to seek savings on electric rates and be provided with options for reducing their carbon footprint.

§ 185-2 Declaration of Intent.

The Township of Mount Olive publicly declares its intent to become an aggregator of electric power on behalf of its residential users of electricity pursuant to the Government Energy Act of 2003, N.J.S.A. 48:3-91.3 to -98, and implementing regulations.

§ 185-3 Program.

The Township of Mount Olive will utilize Concord Energy Services' in-house Energy Auction Platform, which meets all requirements of the New Jersey Department of Community Affairs for online bidding. The Energy Auction Platform will seek bids from licensed and appropriate third-party suppliers. If such winning bid is selected and agreement executed, individual residential consumers would retain the option not to participate and to choose any alternatives they desire, while nonresidential ratepayers would also have the right to participate.

§ 185-4 Authorization.

The Mayor and Township Clerk are hereby authorized and directed to execute any documents necessary to carry out the purpose of the Ordinance.

§ 185-5 Repealer.

Ordinances, resolutions, regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistencies.

§ 185-6 Savings and construction.

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect the remaining portions of this Ordinance.

§ 185-7 Effective date.

This Ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Introduced: 4/16/2024

Adopted: 4/30/2024


Effective Date: 5/25/2024

TOWNSHIP OF MOUNT OLIVE



Alex Roman, Township Council President

Attest: 4/30/2024



Michelle Masser, Township Clerk