

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

ORDINANCE #07-2024

AN ORDINANCE OF THE BOROUGH OF MENDHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, REPEALING ORDINANCE #01-17, WHICH ESTABLISHED AN ENERGY AGGREGATION PROGRAM

WHEREAS, in 2017, the Borough Council of the Borough of Mendham adopted Ordinance #01-17, which established an electric aggregation program for residential users that was coordinated by the Morris Area Energy Cooperative (MAEC) and MAEC's energy consultant ,Concord Engineering; and

WHEREAS, in 2018, the Borough entered into an agreement with an energy supplier and residents were automatically opted into the program, which meant that residents who did not wish to participate had to take specific action to opt out; and

WHEREAS, the agreement with the energy supplier through MAEC ended in or about 2021 and Borough residents' electric provider defaulted back to JCP&L; and

WHEREAS, residents continued to have the option to choose their individual electric provider on their own, as they still do today, without Borough involvement; and

WHEREAS, the energy market has changed dramatically, offering little to no incentive for the Borough to participate in the MAEC program, especially considering the cost to taxpayers of staff time expended in administering the program; and

WHEREAS, accordingly, the Mayor and Council have determined that it is in the best interest of the Borough to maintain the status quo and not join a new energy aggregation program.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Mendham, County of Morris, State of New Jersey, as follows:

SECTION 1. Ordinance #01-17, entitled, "Ordinance of the Borough of Mendham, County of Morris, State of New Jersey, Establishing an Electric and/or Natural Gas Aggregation Program" is hereby repealed in full.

SECTION 2. Ordinances, resolutions, regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 3. 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.

SECTION 4. This Ordinance shall take effect immediately upon final passage and publication in the manner according to law.

INTRODUCED: May 20, 2024

ADOPTED:

EFFECTIVE DATE:

BOROUGH OF MENDHAM,
COUNTY OF MORRIS,
STATE OF NEW JERSEY

ATTEST

BOROUGH OF MENDHAM

Lauren McBride, Acting Borough Clerk

Christine Serrano Glassner, Mayor