



## TOWN OF MARBLETOWN

A regular meeting of the Town Board of the Town of Marbletown operating under New York State Executive Order 202.1 was convened Via the phone and internet, New York on March 2, 2021 at 6:00 o'clock P.M. local time. The meeting was called to order by Supervisor Rich Parete, and, upon roll being called, the following were:

PRESENT:

ABSENT:

The following Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_:

**RESOLUTION # -2021 INTENT TO CONTINUE THE TOWN OF MARBLETOWN  
COMMUNITY CHOICE AGGREGATION (CCA) PROGRAM BY CONTINUING TO  
OFFER ELECTRICITY SUPPLY**

**WHEREAS**, the Town of Marbletown wishes to maintain control of sourcing their electricity supply, reduce electricity costs, access 100% renewable sources of electricity and catalyze the development of renewable power plants in New York; and

**WHEREAS**, on August 12, 2018 the Town of Marbletown enacted Local No. 1 of 2018, "To Establish Community Choice Aggregation Program", enabling a Community Choice Aggregation Program; and

**WHEREAS**, on March 19, 2019, The Town of Marbletown engaged the services of Joule Assets, Inc. ("**Joule**") as CCA Program Administrator for the Municipal Program; and

**WHEREAS**, the Town of Marbletown entered into an Electricity Supply Agreement to provide 100% renewable electricity supply to eligible residents and small businesses who did not opt-out from July 1, 2019 through June 30, 2021; and

**WHEREAS**, the Town of Marbletown seeks to obtain competitive bids from electricity suppliers (each a "**Supplier**") pursuant to a request for proposal (the "**Supply RFP**"), that is intended to result in a three-party Electricity Supply Agreement between the selected Supplier, the Municipality and Joule that, among other things, will govern the terms of provision of the

electricity supply by Supplier for the Municipal Program; and

**WHEREAS**, the Electricity Supply Agreement (in the form attached hereto), has been reviewed and approved for form by Town of marbletown Counsel, and has been deemed to provide benefits, adequate protections, and minimize risk to the Town of Marbletown, and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Marbletown Board authorizes Joule to issue a Supply RFP consistent with the provisions of this Resolution, with bids to be evaluated based upon compliance with the specifications of the Supply RFP including, without limitation, price and term parameters, and Supplier's acceptance of all material terms of the Electricity Supply Agreement; and

**BE IT FURTHER RESOLVED**, that the Town of Marbletown Board approves the Electricity Supply Agreement in substantially the form attached to this Resolution as Exhibit A, such form to be included in the Supply RFP; and

**BE IT FURTHER RESOLVED**, that Joule in its role as Administrator for the CCA Program shall, among other things, manage the energy procurement process, prepare and issue the Supply RFP, and make recommendations for award to the Town of Marbletown; provided however, that the Town of Marbletown will, through the Supervisor, make the final award decision; and

**BE IT FURTHER RESOLVED**, that subject to the conditions that the awarded Supplier has been prequalified as required by Joule and that the awarded bid meets the specifications established in the Supply RFP, the Town Supervisor is authorized to execute an Electricity Supply Agreement on behalf of the Municipality in substantially the form attached hereto with the awarded Supplier and Joule in a timely fashion; provided, however, that the Town of Marbletown is under no obligation to award the Supply RFP for any bid that fails to meet the specifications established in the Supply RFP. In addition, the Town of Marbletown is under no obligation to award the Supply RFP if any of the conditions of the CCA Administration Agreement shall not be met.