

RESOLUTION OF THE BOARD OF EDUCATION OF THE TOWNSHIP OF UNION IN THE COUNTY OF UNION, NEW JERSEY APPOINTING A THIRD PARTY VERIFIER, AUTHORIZING THE SUBMISSION OF PRELIMINARY ENERGY SAVINGS PLAN TO THE THIRD PARTY VERIFIER AND THE NEW JERSEY BOARD OF PUBLIC UTILITIES IN CONNECTION WITH THE UNDERTAKING OF AN ENERGY SAVINGS PLAN AND OTHER ACTIONS IN CONNECTION THEREWITH

WHEREAS, the Board of Education of the Township of Union in the County of Union, New Jersey (the "Board" when referring to the governing body and the "School District" when referring to the territorial boundaries governed thereby) has, pursuant to N.J.S.A. 18A:18A-4.6, (the "ESP Law"), determined to undertake an energy savings plan; and

WHEREAS, the Board has appointed Schneider Electric ("Schneider") to develop an Energy Savings Plan (the "ESP") pursuant to the ESP Law; and

WHEREAS, Schneider has developed a preliminary ESP based upon a scope of projects including individual energy conservation measures ("ECM's") and including annual energy and operational savings and a proposed cash flow pro forma (the "Preliminary Plan"); and

WHEREAS, the Board has received a proposal from DLB Engineering ("DLB") to act as the third party verifier; and

WHEREAS, in order to continue to move the energy savings plan forward, the Board seeks to (i) appoint DLB as third party verifier, (ii) direct DLB to verify the savings of the Preliminary ESP (iii) direct Schneider to submit the projects included in the Preliminary ESP to the NJDOE for approval as other capital project and amend the School District's long range facility plan to reflect the projects included in the Preliminary ESP and (iv) upon third party verification, authorize the submission of the Preliminary ESP to the New Jersey Board of Public Utilities for approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Township of Union in the County of Union, New Jersey, as follows:

1. The Board hereby appoints DLB as third party verifier in accordance with its proposal and authorizes DLB to conduct a verification of the energy savings set forth in the Preliminary ESP.
2. EI Associates is authorized and directed to submit the projects set forth in the Preliminary ESP to the New Jersey Department of Education as "Other Capital Projects".
3. The School District's long range facilities plan is amended to reflect the projects set forth in the Preliminary ESP and EI Associates is authorized and directed to submit such amendment to the New Jersey Department of Education.
4. Upon receipt of third party verification Schneider is hereby authorized and directed to submit the Preliminary ESP to the New Jersey Board of Public Utilities for approval.
5. This resolution shall take effect immediately.