

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-9-2025-022

**ENERGY SAVINGS OBLIGATION REFUNDING BOND
ORDINANCE OF THE TOWNSHIP OF MONROE, IN THE
COUNTY OF MIDDLESEX, NEW JERSEY PROVIDING
FOR THE ACQUISITION, CONSTRUCTION AND
INSTALLATION OF ENERGY CONSERVATION
IMPROVEMENTS IN CONNECTION WITH AN ENERGY
SAVINGS IMPROVEMENT PROGRAM OF THE
TOWNSHIP, APPROPRIATING \$11,500,000 THEREFOR
AND AUTHORIZING THE ISSUANCE OF NOT TO
EXCEED \$11,500,000 ENERGY SAVINGS OBLIGATION
REFUNDING BONDS TO PROVIDE FOR A PORTION OF
THE COST OF SUCH IMPROVEMENTS**

WHEREAS, the Township of Monroe, in the County of Middlesex, New Jersey (the "Township"), undertook an investigation into the implementation of an energy savings improvement program pursuant to *N.J.S.A. 40A:11-4.6 et seq.* (the "ESIP Law") and arranged for energy audits of the Township facilities to be conducted, and such audits were completed and delivered to the Township; and

WHEREAS, the Township determined to utilize competitive contracting pursuant to the ESIP Law for the selection of an energy savings company ("ESCO") to assist the Township with the development and implementation of an energy savings plan; and

WHEREAS, the Township hired Schneider Electric Buildings Americas, Inc. ("Schneider Electric") as its ESCO in accordance with the competitive contracting process, and Schneider Electric has worked with the Township to develop the Energy Savings Plan, dated August 5, 2025 (as amended and supplemented from time to time, the "Energy Savings Plan"); and

WHEREAS, the Township hired DLB Associates ("DLB") to verify the energy savings to be realized through the Energy Savings Plan, and DLB issued a report, verifying the savings; and

WHEREAS, the Energy Savings Plan and verification report has been submitted to the Board of Public Utilities Office of Clean Energy (the "BPU") for their review; and BPU shall review and approve the Energy Savings Plan; and

WHEREAS, upon receipt of BPU approval, the Township shall approve the energy savings plan, and the Energy Savings Plan shall be posted on the Township's website and submitted to the BPU for posting on its website; and

WHEREAS, the Energy Savings Plan contemplates that a portion of the cost of the energy savings improvements will be financed by energy savings obligation refunding bonds, as authorized by the ESIP Law, with the balance of the cost to be provided by the Township from other funding sources; and

WHEREAS, after reviewing the Energy Savings Plan, the Township has determined that the energy savings generated from reduced energy use from the energy savings improvement program will be sufficient to cover a portion of the cost of the program's energy conservation measures set forth in the Energy Savings Plan and, therefore, has approved the Energy Savings Plan pursuant to *N.J.S.A. 40A:11-4.6* and has determined to finance a portion of the energy savings improvement program through the issuance of energy savings obligations authorized as refunding bonds pursuant to *N.J.S.A. 40A:11-4.6(c)(3)* and *N.J.S.A. 40A:2-52 et seq.*; and

WHEREAS, the remaining cost of the energy savings improvements are expected to be financed by the Township by a bond ordinance appropriating \$4,600,000 for such improvements, to be introduced on first reading and considered for final adoption simultaneous with this refunding bond ordinance (the "General Obligation Bond Ordinance").

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The recitals hereof are incorporated by reference as if set forth at length herein.

Section 2. The Township is hereby authorized to provide for energy conservation improvements described in its approved Energy Savings Plan and related work.

Section 3. In order to finance a portion of the cost of the energy conservation improvements described in Section 2 hereof, negotiable energy savings obligation refunding bonds (the "Bonds") are hereby authorized to be issued, in one or more series, in the aggregate principal amount not to exceed \$11,500,000 pursuant to *N.J.S.A. 40A:11-4.6(c)(3)* and *N.J.S.A. 40A:2-52 et seq.*, which, when added to the amount appropriated by the General Obligation Bond Ordinance, provide for the full amount of the estimated cost of such improvements. In anticipation of the issuance of the Bonds, negotiable refunding bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 4. All refunding bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no refunding bond anticipation note shall mature later than one year from its date, unless such refunding bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The refunding bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with refunding bond anticipation notes issued pursuant to this refunding bond ordinance, and the chief financial officer's signature upon the refunding bond anticipation notes shall be conclusive evidence as to all such determinations. All refunding bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the refunding bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the refunding bond anticipation notes pursuant to this refunding bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the refunding bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. An aggregate amount not exceeding \$2,300,000 for items of expense listed in and permitted under *N.J.S.A. 40A:2-51(b)* has been included in the aggregate principal amount of Bonds authorized herein.

Section 6. A supplemental debt statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey as required by law. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the amount of the obligations authorized herein, and that an amount representing the principal amount of such obligations will be deductible from gross debt. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

Section 7. The Township hereby declares the intent of the Township to issue the obligations in the amount authorized in Section 3 of this refunding bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the improvements described in Section 2 hereof. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the Chief Financial Officer of the Township as to the indebtedness to be financed by the issuance of the obligations authorized herein.


Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township authorized herein and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of such obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this refunding bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount

Section 11. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted.

ADOPTED ON FIRST READING

DATED: September 3, 2025



CHRISTINE ROBBINS, RMC, Clerk
 Township of Monroe



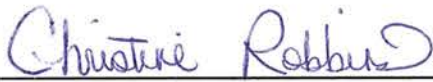
MIRIAM COHEN, Council President
 Township of Monroe

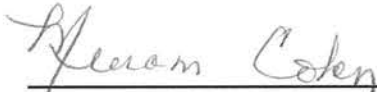
RECORDED VOTE – INTRODUCTION – September 3, 2025						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Dipierro			X			
Councilman Markel			X			
Councilwoman Siegel	X		X			
Council V. President VanDzura		X	X			
Council President Cohen			X			

NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the regular meeting of the Monroe Township Council held on September 3, 2025 and will be further considered for final passage after a Public Hearing during the council meeting to be held on November 5, 2025 at 6:30 p.m. in the Monroe Twp. Municipal Building, One Municipal Plaza, Monroe Twp., N.J. 08831. At said time and place, all persons will be granted the opportunity to be heard concerning this Ordinance prior to its consideration for adoption by Council.

ADOPTED ON SECOND READING
DATED: November 5, 2025


CHRISTINE ROBBINS, RMC, Clerk
Township of Monroe


MIRIAM COHEN, Council President
Township of Monroe

RECORDED VOTE – SECOND READING & FINAL ADOPTION – November 5, 2025						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Dipierro	X		X			
Councilman Markel		X	X			
Councilwoman Siegel			X			
Council V. President VanDzura						X
Council President Cohen			X			

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-9-2025-022

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THE COST OF SUCH IMPROVEMENTS**

MAYORAL APPROVAL

By virtue of the Optional Municipal Charter Law of 1950 and Chapter 3, Section 19 of the Code of the Township of Monroe, my approval of this Ordinance is effected by the affixing of my signature hereto.


STEPHEN DALINA, Mayor

Date signed: 11/10/2025



Township of Monroe

County of Middlesex

CHRISTINE ROBBINS
Township Clerk

Municipal Complex
1 Municipal Plaza
Monroe Township, NJ
08831-1900
Phone (732) 656-4573
Fax (732) 521-3190

Affidavit of Publication

I, Tanya Pannucci, Deputy Township Clerk, of the Township of Monroe, County of Middlesex, State of New Jersey, do hereby certify that the attached legal notice is a true copy of such notice, which was published in the Home News Tribune, the official newspaper of Monroe Township and a newspaper of general circulation in the County of Middlesex on September 9, 2025.

Tanya Pannucci, Deputy RMC
Tanya Pannucci, Deputy Township Clerk

Tuesday, September 09, 2025

Notice Content

"ENERGY SAVINGS OBLIGATION REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY PROVIDING FOR THE ACQUISITION, CONSTRUCTION AND INSTALLATION OF ENERGY CONSERVATION IMPROVEMENTS IN CONNECTION WITH AN ENERGY SAVINGS IMPROVEMENT PROGRAM OF THE TOWNSHIP, APPROPRIATING \$11,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$11,500,000 ENERGY SAVINGS OBLIGATION REFUNDING BONDS TO PROVIDE FOR A PORTION OF THE COST OF SUCH IMPROVEMENTS." Sincerely, CHRISTINE ROBBINS, RMC Monroe Township Clerk MONROE TOWNSHIP, MIDDLESEX COUNTY ORDINANCE NO.: O-9-2025-022 NOTICE OF PENDING BOND ORDINANCE AND SUMMARY The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Monroe, in the County of Middlesex, State of New Jersey, on September 3, 2025. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building, One Municipal Plaza, in the Township on November 5, 2025 at 6:30 p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows: Title: ENERGY SAVINGS OBLIGATION REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY PROVIDING FOR THE ACQUISITION, CONSTRUCTION AND INSTALLATION OF ENERGY CONSERVATION IMPROVEMENTS IN CONNECTION WITH AN ENERGY SAVINGS IMPROVEMENT PROGRAM OF THE TOWNSHIP, APPROPRIATING \$11,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$11,500,000 ENERGY SAVINGS OBLIGATION REFUNDING BONDS TO PROVIDE FOR A PORTION OF THE COST OF SUCH IMPROVEMENTS. Purposes: To provide for a portion of the costs of the energy conservation measures described in the Township's approved energy savings plan, dated August 5, 2025 (as amended and supplemented from time to time) and related work, together with \$4,600,000 to be appropriated by the Township for energy conservation measures by means of a general obligation bond ordinance. Appropriation: \$11,500,000 Bonds/Notes Authorized: \$11,500,000 Grants Appropriated: N/A N.J.S.A. 40A:2-51(b) Costs: \$2,300,000 Useful Life: N/A

Christine Robbins, Clerk This Notice is published pursuant to N.J.S.A. 40A:2-17. (\$59.28)



Township of Monroe

County of Middlesex

CHRISTINE ROBBINS
Township Clerk

Municipal Complex
1 Municipal Plaza
Monroe Township, NJ
08831-1900
Phone (732) 656-4573
Fax (732) 521-3190

Affidavit of Publication

I, Tanya Pannucci, Deputy Township Clerk, of the Township of Monroe, County of Middlesex, State of New Jersey, do hereby certify that the attached legal notice is a true copy of such notice, which was published in the Home News Tribune, the official newspaper of Monroe Township and a newspaper of general circulation in the County of Middlesex on November 11, 2025.

Tanya Pannucci, Deputy rmc
Tanya Pannucci, Deputy Township Clerk

Tuesday, November 11, 2025

Notice Content

MONROE TOWNSHIP, MIDDLESEX COUNTY ORDINANCE NO.: O-9-2025-022 BOND ORDINANCE STATEMENT AND SUMMARY The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Monroe, in the County of Middlesex, State of New Jersey on November 5, 2025 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows: Title: ENERGY SAVINGS OBLIGATION REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY PROVIDING FOR THE ACQUISITION, CONSTRUCTION AND INSTALLATION OF ENERGY CONSERVATION IMPROVEMENTS IN CONNECTION WITH AN ENERGY SAVINGS IMPROVEMENT PROGRAM OF THE TOWNSHIP, APPROPRIATING \$11,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$11,500,000 ENERGY SAVINGS OBLIGATION REFUNDING BONDS TO PROVIDE FOR A PORTION OF THE COST OF SUCH IMPROVEMENTS. Purposes: To provide for a portion of the costs of the energy conservation measures described in the Township's approved energy savings plan, dated August 5, 2025 (as amended and supplemented from time to time) and related work, together with \$4,600,000 to be appropriated by the Township for energy conservation measures by means of a general obligation bond ordinance Appropriation: \$11,500,000 Bonds/Notes Authorized: \$11,500,000 Grants Appropriated: N/A N.J.S.A. 40A:2-51(b) Costs: \$2,300,000 Useful Life: N/A Christine Robbins, Clerk This Notice is published pursuant to N.J.S.A. 40A:2-17. (\$44.46)