

BOROUGH OF BUENA  
MUNICIPAL UTILITIES AUTHORITY

RESOLUTION AMENDING RESOLUTION R-22-2017  
OF THE AWARD OF ITS SOLAR PROJECT  
AND THE NEGOTIATION AND EXECUTION  
OF A POWER PURCHASE AGREEMENT IN  
CONNECTION THEREWITH ON BEHALF OF ITSELF  
TO INCLUDE BUENA SOLAR, LLC AS THE ASSIGNED  
PROVIDER IN THE POWER PURCHASE AGREEMENT

R-26-2017

**WHEREAS**, the Borough of Buena Municipal Utilities Authority (hereafter the “Authority”) issued a Request For Proposal (“RFP”) for the design, development, financing, operation and maintenance of a Solar Photovoltaic facility (the “Solar Project”) in accordance with the Local Public Contract Laws of the State of New Jersey; and

**WHEREAS**, the Authority’s Board in consultation with the Board Solicitor, Board Engineer, and its energy consultant determined that it was in the best interest of the Authority to make an award of the Solar Project to Cambria Solar, LLC and Marina Energy LLC (together, the “Successful Bidders”) on January 27, 2016; and

**WHEREAS**, the Authority Board made an award of the Solar Project on behalf of the Borough of Buena Municipal Utilities Authority; and

**WHEREAS**, the Authority Board had determined that it is beneficial to the Borough of Buena Municipal Utilities Authority to negotiate and enter into a Power Purchase Agreement with the Successful Bidders on behalf of itself, and

**WHEREAS**, the Successful Bidders assigned the award of the Solar Project Contract Award to Buena Solar, LLC, and the Authority Board hereby approves the assignment of the Solar Project Contract Award to Buena Solar, LLC and authorizes the execution of the Solar PPA with Buena Solar, LLC.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of the Authority that the Board hereby approves and confirms the assignment of the award of the Solar Project Contract

Award to Buena Solar, LLC, and hereby authorizes the execution and delivery of the Power Purchase Agreement negotiated by the Board Solicitor with Buena Solar, LLC in connection with the Solar Project as approved at the July 23, 2017 regular meeting and adopted resolution stating such on August 23, 2017 which omitted the approval of the assignment of the successful bid to Buena Solar, LLC and the authorization to enter into the PPA with Buena Solar, LLC.

BOROUGH OF BUENA MUNICIPAL UTILITIES AUTHORITY

By:  \_\_\_\_\_  
JOSEPH SANTAGATA, CHAIRMAN

Attest:

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CHERYL M. SANTORE, SECRETARY

I Cheryl M. Santore, Secretary of the Borough of Buena Municipal Utilities Authority, do hereby certify that the foregoing Resolution was adopted at a meeting of the Borough of Buena Municipal Utilities Authority held on September 13, 2017.

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CHERYL M. SANTORE, SECRETARY