

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 15-84

**RESOLUTION AUTHORIZING THE MANASQUAN CUSTOMERS GROUP TO INTERVENE IN THE MATTER OF NEW JERSEY AMERICAN WATER COMPANY'S PETITION TO THE BOARD OF PUBLIC UTILITIES FOR A RATE INCREASE**

Councilman Zipprich offered the following resolution and moved its adoption:

**WHEREAS**, the Borough of Red Bank is a member of the Manasquan Customers Group with respect to provision of the supply of water from the New Jersey American Water Company ( "NJAWC"); and

**WHEREAS**, the Manasquan Customers Group negotiated an Agreement in 2007 with NJAWC as part of NJAWC's 2007 rate increase; and

**WHEREAS**, NJAWC has filed a petition with the Board of Public Utilities for approval of increased tariff rates and charges for water and sewer service; and

**WHEREAS**, if the full rate increase sought by NJAWC were approved, the Manasquan Customer Group rates would increase by 6.38%; and

**WHEREAS**, it has been recommended that the Manasquan Customers Group intervene in NJAWC's rate increase proceeding for the purpose of monitoring compliance with the 2007 Agreement; and

**WHEREAS**, the Manasquan Customer group has obtained a proposal from James Laskey, Esq with the firm of Norris, McGlaughlin & Marcus to represent the Manasquan Customer Group in the NJAWC's rate increase proceeding for a fee of \$10,000; and

**WHEREAS**, Red Bank's share of the attorneys' fees for the Manasquan Customer Group's participation in the NJAWC rate increase proceeding would be \$1,277; and

**WHEREAS**, the Borough Administrator has reviewed and considered this request and has recommended that the Borough support the Manasquan Customer Group's intervention in NJAWC's petition for a rate increase.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Red Bank that the Borough of Red Bank supports the Manasquan Customers Group's intervention and participation in NJWAC's petition for a rate increase; and

**BE IT FURTHER RESOLVED** that the Chief Financial Officer and the Borough Administrator are authorized and requested to take appropriate steps to implement this resolution, including the payment of the Borough's share of the attorneys' fees as set forth in this Resolution upon the submission the appropriate voucher/invoice; and

**BE IT FURTHER RESOLVED** that the Borough Clerk shall forward certified true copies of this resolution to the Borough Administrator and the Chief Financial Officer.

Seconded by Councilman DuPont and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilwoman Burnham	( x )	( )	( )	( )
Councilwoman Horgan	( x )	( )	( )	( )
Councilwoman Schwabenbauer	( x )	( )	( )	( )
Councilman Zipprich	( x )	( )	( )	( )
Councilman DuPont	( x )	( )	( )	( )

Dated: April 8, 2015