

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 12-232

**RESOLUTION SUPPORTING LEGISLATION INCREASING PENALTIES FOR UTILITIES
THAT FAIL TO PROVIDE ADEQUATE RESPONSE TO STORM EVENTS**

Mr. DuPont offered the following resolution and moved its adoption:

WHEREAS, in the wake of Hurricane Irene, the October 2011 snow event and Superstorm Sandy this year, numerous public reports and first-hand experience of Red Bank residents indicates that certain publicly licensed and regulated utilities in the State of New Jersey have failed to appropriately invest in energy infrastructure and/or prepare adequately for major storm events that disrupt electrical generation and distribution systems; and

WHEREAS, through Senators O'Toole and Pennachio, Governor Chris Christie proposed legislation that known has the "Reliability, Preparedness and Storm Response Act of 2012" has been introduced as S2206; and

WHEREAS, this legislation would increase civil administrative penalties from \$100 per day to \$25,000 per violation, with a maximum of \$2 million for any related series of events, which would also prohibit utilities from passing the cost of these penalties onto ratepayers; and

WHEREAS, this legislation would advance the recommendations of the Board of Public Utilities developed in the aftermath of Hurricane Irene and the October 2011 snow storm, which caused extensive and sustained power outages throughout the State.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank in the County of Monmouth, State of New Jersey that it supports and endorses the Governor's Reliability, Preparedness and Storm Response Act of 2012 (S2206) and advocates for its immediate passage in the State Legislature.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be transmitted to the Office of the Governor, Assembly Speaker, Senate President and Red Bank's County, State and Federal legislators.

Seconded by Ms. Lee and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Ms. Lewis	(x)	()	()	()
Mr. Zipprich	()	()	()	(x)
Mr. DuPont	(x)	()	()	()
Ms. Horgan	(x)	()	()	()
Ms. Lee	(x)	()	()	()
Mr. Murphy	(x)	()	()	()

Dated: December 5, 2012