

**TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY**

RESOLUTION #20-176

**A RESOLUTION AUTHORIZING THE TOWNSHIP OF RARITAN
TO PARTICIPATE WITH BEDMINSTER TOWNSHIP AND OTHER
MUNICIPALITIES IN INTERVENING IN NEW JERSEY AMERICAN
WATER'S RATE INCREASE PETITION**

WHEREAS, the Township of Raritan ("Township") has a need for special legal representation in connection with New Jersey American Water Company, Inc.'s ("NJAW") petition to the New Jersey Board of Public Utilities ("BPU") for approval of increased base tariff rates and charges for water and wastewater services, and other tariff revisions, OAL Docket No. PUC 17894-19; and

WHEREAS, the Township of Bedminster has entered into a professional services agreement pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., specifically N.J.S.A. 40A:11-5, with William K. Mosca, Esq., of Bevan, Mosca, Giuditta & Zarillo, P.C., 222 Mount Airy Road, Suite 200, Basking Ridge, New Jersey 07920, to intervene in NJAW's petition with the BPU to protect the interests of the Township and its citizens; and

WHEREAS, since engaging such legal services, other municipalities have joined with Bedminster Township to intervene in NJAW's petition, and to share in the costs relating to same (based on their percentage of NJAW users); and

WHEREAS, at the time of the adoption of this Resolution the participating municipalities include Bedminster Township, Bernardsville Borough, Bridgewater Township, Far Hills Borough, Hillsborough Township, Peapack-Gladstone Borough and Raritan Borough; and

WHEREAS the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., permits and provides for a mechanism for contracting between local units by entry into a shared services agreement; and

WHEREAS, the Township Committee finds it to be in the best interests of the Township of Raritan and its citizens to intervene in NJAW's petition to protect the interests of the Township and its citizens; and

WHEREAS, to facilitate such intervention, the Township Committee finds it to be in the best interest of the Township and its citizens to join with Bedminster Township and the other municipalities under the representation of William K. Mosca, Esq., of Bevan, Mosca, Giuditta & Zarillo, and share in the costs for same.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey as follows:

1. The Township of Raritan is hereby authorized to join with the Township of Bedminster (as lead municipality) and the other participating municipalities, under the representation of William K. Mosca, Esq., of Bevan, Mosca, Giuditta & Zarillo, in intervening in NJAW's petition with the BPU to protect the interests of the Township and its citizens.

2. The Township hereby authorizes the monetary contribution of a maximum amount not to exceed Ten Thousand (\$10,000.00) Dollars toward the legal services of William K. Mosca, Esq., of Bevan, Mosca, Giuditta & Zarillo; and an additional maximum amount not to exceed Five Thousand (\$5,000.00) Dollars towards any economic experts required to be retained as the Township's percentage cost share in connection with the intervening in NJAW's petition with the BPU. Any monetary contribution required in excess of the maximum amounts authorized in this Resolution would require additional authorization by separate Resolution.

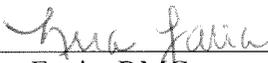
3. The Mayor, Township Clerk, Township Administrator, and any other appropriate Township officials are hereby authorized to execute any agreement or other document to join with Bedminster Township and the other municipalities pursuant to N.J.S.A. 40A:11-5, N.J.S.A. 40A:65-1 et seq., or otherwise, if required.

4. The Chief Financial Officer certifies that funds are available to pay for the authorizations and agreements in this Resolution. A Certification of Available Funds shall be provided by the Chief Financial Officer and is attached hereto and made a part hereof.

5. This Resolution shall take effect immediately pursuant to law.

ATTEST:

**TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF RARITAN**



Lisa Fania, RMC
Township Clerk



Jeff Kahl
Mayor

CERTIFICATION

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby certify that the foregoing Resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on July 21, 2020.



Lisa Fania, RMC
Township Clerk