

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Plumley

No. 34-2012.

Seconded by Commissioner Kasparian

Date: May 1, 2012

AUTHORIZATION TO ADJUST CONNECTION FEE

WHEREAS, after a public hearing on December 6, 2006, as set forth in the Resolution adopted on said date, the Northwest Bergen County Utilities Authority (the "Authority") determined that it would be in the best interest of the public and the local governmental units it serves to institute a connection fee program in the manner prescribed by N.J.S.A. 40:14B-23, and to adopt the necessary amendments to the Authority's Rules, Regulations and Standards required to implement the connection fee program; and

WHEREAS, at the hearing on May 3, 2011, the Authority determined that the cost of the connection fee for the year 2011 would be \$3,974 per service unit as calculated in the 2011 Sewer Connection Fee Rate Study prepared by Lerch, Vinci & Higgins, and the Authority applied a reduction of 50% to mitigate the impact of the imposition of the connection fee program, resulting in the cost of the connection fee to be \$1,987 per unit; and

WHEREAS, the firm of Lerch, Vinci & Higgins, L.L.P., the auditors for the Authority, has prepared a report entitled "2012 Sewer Connection Fee Rate Study Update" for the Authority, with the assistance of the Authority staff, on the proper amount for a connection fee payable by an individual or party making a new connection to the System for the year 2012, in accordance with the formula set forth in N.J.S.A. 40:14B-22, for the privilege of making the connection ("2012 Sewer Connection Fee Rate Study Update"); and

WHEREAS, on May 1, 2012, in accordance with the requirements of N.J.S.A. 40:14B-22, the Authority conducted a public hearing on the proposed adjustment of the connection fee prescribed by N.J.S.A. 40:14B-23; and

WHEREAS, the Authority, having considered, at the public hearing held on May 1, 2012: (i) the testimony provided at said hearing; (ii) the 2012 Sewer Connection Fee Rate Study Update; and (iii) the statements of those attending the public hearing; and has determined that it would be in the best interest of the Authority to adopt an adjustment to the connection fee charge implemented for the year 2012; and

WHEREAS, the Authority has determined that the cost of the connection fee would be \$4,140 per service unit as calculated in the 2012 Sewer Connection Fee Rate Study Update; and

WHEREAS, the Authority has deemed it is still desirable to provide a reduction of 50% to mitigate the impact of the imposition of the connection fee program; and

WHEREAS, after applying such reduction, the Authority has determined that the cost of the connection fee shall be \$2,070 per service unit, after taking into account the factors set forth in N.J.S.A. 40:14B-22;

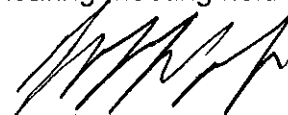
NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority, as follows:

1. The Authority hereby establishes an adjustment to the connection fee of \$2,070 per service unit as calculated in the 2012 Sewer Connection Fee Rate Study Update, effective as of the date of this Resolution, effective May 1, 2012 until amended.


2. The Executive Director is hereby authorized to take any and all steps necessary for the implementation of the adjustment of the connection fee.

3. The formal action(s) of the Commissioners of the Northwest Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14(b).

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a public hearing meeting held on May 1, 2012.



CHAIRMAN



SECRETARY

Roll Call: AYES: Commissioners Chwaskie, Dachnowicz, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Dator
NAYES: None
ABSENT: None