

Mr. Francy offered the following Resolution and moved on its adoption:

RESOLUTION R-14-148

**BOROUGH OF ALLENTOWN
COUNTY OF MONMOUTH
STATE OF NEW JERSEY**

**RESOLUTION SUPPORTING SENATE BILL 268 AND ASSEMBLY BILL 1021
RETURNING ENERGY TAX RECEIPTS DIRECTLY TO MUNICIPALITIES**

Whereas, since the 1980's, the State has been diverting taxes collected from utilities of municipal rights of way, which were intended to compensate municipalities for hosting transmission facilities and lines; and

Whereas, the funds are from energy and business taxes under the Consolidation Municipal Property Tax Relief Act ("CMPTRA") and are to reimburse towns for use of their property for utility poles, wires, gas lines and services provided to businesses; and

Whereas, legislation has been introduced, Senate Bill 268 and Assembly Bill 1021, that would require the State to return these tax receipts to their intended recipients, the host municipalities, pursuant to an existing statutory apportionment method; and

Whereas, identical legislation passed the State Assembly last year by an overwhelming vote of the 65-5-3, but the State Senate failed to act on the legislation; and

Whereas, under this legislation, these funds could be used by municipalities to offset local property taxes, reduce municipal debt, rehire police officers and firefighters and for extraordinary costs related to an emergency declared by the President of the United States or the Governor; and

Whereas, the Board of Chosen Freeholders of the County of Monmouth supports the passage of Senate Bill 268 and Assembly Bill 1021.

Now, Therefore, Be It Resolved, that the Governing Body of the Borough of Highlands, County of Monmouth hereby supports the passage of Senate Bill 268 and Assembly Bill 1021 to properly direct these funds to municipalities.

Be It Further Resolved that the Clerk forwards a certified true copy of this resolution to the Governor of the State of New Jersey, Senate President Stephen Sweeney, Assembly Speaker Vincent Prieto, Monmouth County Legislative Delegation, Municipal Clerks of Monmouth County, Office of the County Counsel and the Board of Chosen Freeholders.

Seconded by Mayor Nolan and adopted on the following roll call vote:

ROLL CALL:

Ayes: Ms. Ryan, Mr. Redmond, Mr. Francy, Mayor Nolan

Nays: None

Abstain: None

Absent: Ms. Kane

DATE: June 18, 2014

I do hereby certify the above to be a true copy of a resolution adopted by the Governing Body of the Borough of Highlands at a regular meeting held June 18, 2014.

Carolyn Cummins, Borough Clerk