

Lorraine Baker

From: Food & Water Watch <opra+request-65604-824a7d68@requests.opramachine.com>
Sent: Saturday, August 24, 2024 12:00 AM
To: GT Clerk
Subject: OPRA request - Water Privatization Ballot Question and Interpretive Statement

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Gloucester Township,

Please provide information on all ballot questions submitted for the upcoming general election, including all communications with the County Clerk and the language of the proposed question(s) and interpretive statement(s). Thank you very much.

Yours faithfully,

Food & Water Watch

Please deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-65604-824a7d68@requests.opramachine.com

Is GTClerk@glotwp.com the wrong address for OPRA requests to Gloucester Township? If so, please contact us using this form:

https://protect.checkpoint.com/v2/___https://opramachine.com/change_request/new?body=gloucester_township___YzJ1Omdsb3VjZXN0ZXJ0b3duc2hpcDpjOm86NjJkNjY0NmZlMDlkMWE3NmE4YzdmYWMwYzYzNmI2NTQ6NjpmZDhmOjliNmRmODZjNjg3NGQyNWExMmEzNmM3M2ZkZjJlNzEwZjA3YTRkNmU5ZDM4YTkyYjIzMDhlYjA3ZGE5NWNIzjE6cDpUOk4

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:

https://protect.checkpoint.com/v2/___https://opramachine.com/help/officers___YzJ1Omdsb3VjZXN0ZXJ0b3duc2hpcDpjOm86NjJkNjY0NmZlMDlkMWE3NmE4YzdmYWMwYzYzNmI2NTQ6NjpmZDhmOjliNmRmODZjNjg3NGQyNWExMmEzNmM3M2ZkZjJlNzEwZjA3YTRkNmU5ZDM4YTkyYjIzMDhlYjA3ZGE5NWNIzjE6cDpUOk4

View this OPRA request & responses online:

https://protect.checkpoint.com/v2/___https://opramachine.com/request/water_privatization_ballot_quest___YzJ1Omdsb3VjZXN0ZXJ0b3duc2hpcDpjOm86NjJkNjY0NmZlMDlkMWE3NmE4YzdmYWMwYzYzNmI2NTQ6NjpmZDhmOjliNmRmODZjNjg3NGQyNWExMmEzNmM3M2ZkZjJlNzEwZjA3YTRkNmU5ZDM4YTkyYjIzMDhlYjA3ZGE5NWNIzjE6cDpUOk4

Please note that in some cases publication of requests and responses will be delayed.

If you find this service useful as an OPRA custodian, please ask your web manager to link to us from your organisation's website.

Nancy Power

From: Nancy Power
Sent: Thursday, August 8, 2024 9:18 PM
To: Anne-Marie Manko
Subject: RE: Draft Referendum - Township of Gloucester
Attachments: ReferendumOrdO2417.pdf

Good Evening Anne-Marie,

Attached please find Ordinance O-24-17 authorizing a proposal to be printed on the ballot for the voters of the Township of Gloucester on November 5th, 2024. Have a nice evening.

Thank you,

Township Clerk | Nancy Power, RMC
Township of Gloucester | P.O. Box 8 | Blackwood, NJ 08012
P : 856-374-3534 | F : 856-374-3527 |
nanpower@glotwp.com



GLoucester TOWNSHIP
GLoucester TOWNSHIP



Please consider the environment before printing this email

WARNING: Emails received by or sent to Township officials are subject to the Open Public Records Act (OPRA). This means that absent some specific privilege, all such communications are considered public record and are subject to publication and/or dissemination to the public upon request.

In addition to hand-delivered 8/9/24.



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JOIN THE EXCITEMENT

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Mayor

THOMAS C. CARDIS
Business Administrator

DAVID F. CARLAMERE, ESQ.
Solicitor

NANCY J. POWER
Township Clerk / RMC

August 8, 2024

Joseph Ripa
Camden County Clerk
Election Division
100 University Ct.
Blackwood, NJ 08012
Email: countyclerk@camdencounty.com

Re: Gloucester Township – Request for Printing of Ballot Question on General Election Ballot

Dear Clerk Ripa:

Please find enclosed a copy of certified Ordinance No. O-24-17 which was adopted this evening at a Special Meeting of the Township Council of the Township of Gloucester and which authorizes an Agreement of Sale between Gloucester Township and New Jersey-American Water Company, Inc. for the sale of the Township's wastewater collection and conveyance system, subject to voter approval via public referendum at the upcoming General Election on November 5, 2024. Pursuant to N.J.S.A. 40:62-5, the Township of Gloucester respectfully requests that your office print the ballot question and explanation as shown on the enclosed Ordinance No. O-24-17 on the General Election ballot for Gloucester Township.

If you have any questions or require additional information, please contact me at 856-374-3534.

Very truly yours,

Nancy Power, RMC
Township Clerk

cc: David Carlamere, Township Solicitor
Tom Cardis, Business Administrator
Orlando Mercado, Council President
Megan Sartor, Special Counsel



Printed on recycled paper

ORDINANCE OF THE TOWNSHIP OF GLOUCESTER, IN THE COUNTY OF CAMDEN, NEW JERSEY, APPROVING AN AGREEMENT OF SALE BETWEEN THE TOWNSHIP AND NEW JERSEY-AMERICAN WATER COMPANY, INC. FOR THE SALE OF THE TOWNSHIP'S WASTEWATER COLLECTION AND CONVEYANCE SYSTEM AND AUTHORIZING A PROPOSAL TO BE PRINTED ON THE BALLOT FOR CONSIDERATION BY THE VOTERS WITHIN THE TOWNSHIP AT THE GENERAL ELECTION ON NOVEMBER 5, 2024 PROVIDING FOR THE SALE OF THE TOWNSHIP'S WASTEWATER SYSTEM TO NEW JERSEY-AMERICAN WATER COMPANY, INC.

WHEREAS, the Township of Gloucester, in the County of Camden, New Jersey (the "Township") currently owns and operates a wastewater collection and conveyance system servicing residents and property owners (the "Customers") within the geographic boundaries of the Township as well as some portions of Winslow Township (the "System"); and

WHEREAS, the Township has determined that is in the best interest of such Customers to sell the System to an entity with experience and expertise in owning and operating such systems in order to meet all necessary demands associated with such System including all present and future requirements of various state and federal regulatory agencies and to make necessary capital improvements to the System; and

WHEREAS, the Township prepared and distributed a Request for Bids for the Sale of the Wastewater System (the "RFB") dated May 17, 2024 requesting bids for the purchase of the System pursuant to N.J.S.A. 40:62-1 et seq. (the "Public Utilities Law"); and

WHEREAS, on July 2, 2024 the Township received two bids from regulated water and wastewater companies to purchase the Township's System; and

WHEREAS, based on the review of the above referenced bids, the Township has determined that the bid submitted by New Jersey-American Water Company, Inc. in the amount of one hundred forty-three million dollars (\$143,000,000) was the highest responsible bid; and

WHEREAS, under the terms of the RFB, the Township would sell all of the Township's rights and interests in the land and improvements comprising the System, provided that any purchaser of the System would continue to provide wastewater collection and conveyance services to the Customers in accordance with all applicable state and local standards, make all capital improvements necessary, and meet other requirements set forth in the RFB; and

WHEREAS, the Township and New Jersey-American Water Company, Inc. have agreed to the terms of the sale of the System; and

WHEREAS, the Public Utilities Law requires that in addition to the approval of the Township, the legal voters of the Township must also approve the sale of the System; and

WHEREAS, the Public Utilities Law, specifically N.J.S.A. 40:62-5, authorizes the Township to request that the clerk of the County of Camden place the question of the sale of the System on the ballot used at the next general election in the Township, which is scheduled for November 5, 2024; and

WHEREAS, the Township desires to enter into the Agreement of Sale, subject to the approval of the voters of the Township as set forth in N.J.S.A. 40:62-5 and any other regulatory approvals set forth in the Public Utilities Law.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey, as follows:

SECTION I

The recitals are hereby incorporated as if set forth in full herein.

SECTION II

The Township hereby approves the sale of the System to New Jersey-American Water Company, Inc. for \$143,000,000 in accordance with its bid and in accordance with the terms and conditions of the RFB and the Agreement of Sale, subject to the approval of the voters of the Township as set forth in N.J.S.A. 40:62-5.

SECTION III

The Agreement of Sale between the Township and New Jersey-American Water Company, Inc. entitled "Agreement of Sale between the Township of Gloucester, New Jersey and New Jersey-American Water Company, Inc." substantially in the form on file in the office of the Township Clerk, is hereby approved with such further changes, insertions and amendments as deemed necessary by the Township Council, in consultation with the Township staff and professionals. The approval of this Agreement of Sale is subject to compliance with the provisions of N.J.S.A. 40:62-5 of the Public Utilities Law.

SECTION IV

The Township Council and all other appropriate officials of the Township are hereby authorized and directed to execute the Agreement of Sale and any other documents deemed necessary to effectuate the terms of this Ordinance and to proceed with the regulatory process and approvals required under the provisions of the Agreement of Sale and the Public Utilities Law subject to approval of the sale by the voters of the Township pursuant to N.J.S.A. 40:62-5.

SECTION V

The Township Council hereby requests and directs the Clerk of the County of Camden to place the following question and explanation on the ballot of the next general election, such to be substantially in the form provided in N.J.S.A. 40:62-5 as follows:

PROPOSAL

"Shall the Township of Gloucester, in the County of Camden, New Jersey, be authorized to sell its wastewater system to New Jersey-American Water Company, Inc. for the sum of one hundred forty-three million dollars (\$143,000,000)?"

_____ Yes _____ No

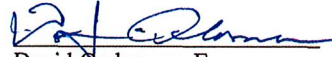
Explanation

If a majority of the legal voters in the Township vote "yes", the Township of Gloucester will sign an agreement of sale with New Jersey-American Water Company, Inc. for the wastewater system servicing the residents and property owners in the Township in the amount of \$143,000,000. This agreement provides that New Jersey-American Water Company, Inc. will provide and maintain all wastewater collection and conveyance services to the existing customers of the Township's System and will make substantial capital improvements to such System in accordance with the terms of the Agreement of Sale approved by the Township. The service rates to the customers of the Township's System will be subject to approval by the New Jersey Board of Public Utilities from time to time.

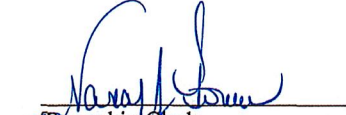
SECTION VI

This Ordinance shall take effect as provided by law.

Introduced: July 8, 2024
Adopted: August 8, 2024


David Carlamere, Esq.
Mayor's Designee

ATTEST:


Township Clerk
Nancy Power, RMC


President of Council
Orlando Mercado

I hereby certify that the foregoing Ordinance was introduced and passed by the Township Council of the Township of Gloucester at a meeting held on July 8, 2024, and was adopted upon final passage after second reading and public hearing at a special meeting held on August 8, 2024 at 6:00 pm at the Municipal Building, 1261 Chews Landing Rd. Laurel Springs, NJ 08021.


Nancy Power, Township Clerk, RMC

PROPOSAL

“Shall the Township of Gloucester, in the County of Camden, New Jersey, be authorized to sell its wastewater system to New Jersey-American Water Company, Inc. for the sum of one hundred forty-three million dollars (\$143,000,000)?”

_____ Yes

_____ No

Explanation

If a majority of the legal voters in the Township vote “yes”, the Township of Gloucester will sign an agreement of sale with New Jersey-American Water Company, Inc. for the wastewater system servicing the residents and property owners in the Township in the amount of \$143,000,000. This agreement provides that New Jersey-American Water Company, Inc. will provide and maintain all wastewater collection and conveyance services to the existing customers of the Township’s System and will make substantial capital improvements to such System in accordance with the terms of the Agreement of Sale approved by the Township. The service rates to the customers of the Township’s System will be subject to approval by the New Jersey Board of Public Utilities from time to time.