

58:14-34.1 ~~13~~ August 17, 1970

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LEGISLATIVE HISTORY OF R.S. 58:14-34.14
(Passaic Valley Sewerage Authority - issue bonds)

Similar bill introduced (1965-1969)

1969 - A900 (Dodd and others)
Died in Committee

L.1969 - Chapt.235 - S719
Introduced April 14 by Matturri (and others)

No statement
Not amended during passage

See the following clipping (V.F.--New Jersey--Sewerage)
(Copy enclosed)

Sewerage Commission Bill would end bonding limit?
Legislative criticized on PVSC bond limit - NEN, 7-8-69
State aide raps Assembly's failure to pass sewerage bill
NEN, 8-6-69

Remiss Assembly - 8-7-69
Backs Assembly on bill, NEN, 8-8-69

Governor made statement on signing. (copy enc)

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RSL/AS

STATE OF NEW JERSEY

INTRODUCED APRIL 14, 1969

By Senators MATTURRI, WALLWORK, WALDOR, GIULIANO
and DELTUFO

Referred to Committee on Air and Water Pollution and Public Health

AN ACT concerning the issuance of bonds by the Passaic Valley
Sewerage Authority and amending chapter 388 of the laws of
1953.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 5 of the act of which this act is amendatory
2 (C. 58:14-34.14) is amended to read as follows:

3 5. (a) For the purpose of raising funds to pay the cost of any
4 of the projects, as defined in section one of this act, *or such projects*
5 *as may be required by law*, or any part of said projects, the com-
6 missioners shall have power from time to time to authorize and
7 provide for the issuance of its bonds pursuant to this act [in an
8 aggregate principal amount not exceeding \$10,000,000.00]. Such
9 bonds shall be authorized by and be issued pursuant to a resolution
10 or resolutions (in this act sometimes referred to as "bond resolu-
11 tion") of the commissioners which shall (1) describe the project
12 or projects in brief and general terms sufficient for reasonable
13 identification, and (2) state the amount of bonds authorized thereby.
14 There shall be included in such cost of such project or projects such
15 amounts as the commissioners shall deem necessary or advisable
16 to provide for the cost of issuance of bonds, of financial, legal, and
17 accounting services and advice, for engineering, inspection, and
18 professional costs, and for all such other expenses as may be neces-
19 sary and incident to the financing, acquisition, construction and
20 completion of such project or projects and the placing of the same
21 in operation.

22 (b) After adoption of a bond resolution, the commissioners shall
23 (1) cause copy thereof, certified by its secretary, and a notice of
24 the date, time and place of the hearing hereinafter mentioned to

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill
is not enacted and is intended to be omitted in the law.**

25 be mailed to the governing body of each contracting municipality;
26 (2) cause such notice to be published at least once in a newspaper
27 of general circulation published in the city of Newark, New Jersey;
28 and (3) not sooner than 30 days after such publication and after
29 such mailing, hold a public hearing in the Passaic Valley Sewerage
30 District on said bond resolution at which any contracting munici-
31 pality may appear in person or by agent or attorney and be heard
32 with respect thereto. Said bond resolution shall take effect on the
33 thirtieth day after the conclusion of such public hearing unless
34 prior to such thirtieth day the governing bodies of contracting
35 municipalities shall have caused to be filed with the secretary of
36 the commissioners copies, certified by their respective clerks, of
37 resolutions adopted by such governing bodies respectively objecting
38 to said bond resolution and it shall appear that the contracting
39 municipalities on behalf of which such objecting resolutions were
40 adopted [paid] contributed 25% or more of the total [amount of
41 moneys received by the commissioners] flow into the system, exclu-
42 sive of excess flow and flow contributed because of lease arrange-
43 ments, from the contracting municipalities during the calendar
44 year ending on the last day of December next preceding the date
45 of such public hearing.

46 (c) Upon the taking effect of a bond resolution, the commis-
47 sioners shall have power to incur indebtedness, borrow money and
48 issue its bonds for the purpose or respective purposes described
49 therein. Such bonds shall be authorized by the bond resolution
50 and may be issued in one or more series and shall bear such date
51 or dates, mature at such time or times not exceeding 40 years from
52 the date thereof, bear interest at such rate or rates not exceeding
53 6% per annum, be in such denomination or denominations, be in
54 such form, either coupon or registered, carry such [conversion or
55 registration privileges, have such] rank or priority, be executed
56 in such manner, be payable from such sources in such medium of
57 payment at such place or places within or without the State, and
58 be subject to such terms of redemption (with or without premium)
59 as the bond resolution may provide.

60 (d) Bonds of the commissioners shall be sold by the commis-
61 sioners at public sale not less than 6 nor more than 40 days after
62 notice of such sale has been published at least once in a newspaper
63 published in the city of Newark and in a financial newspaper
64 published and circulating in New York city, which shall state the
65 terms of sale as determined by the commissioners. The bonds shall
66 be sold at such a price that the interest cost to maturity of the
67 money received for any issue of bonds (computed according to

68 standard tables of bond values) shall not exceed 6% per annum
69 and at such public sale shall be awarded upon the proposal offering
70 the lowest such interest cost.

1 2. This act shall take effect immediately.

FROM: OFFICE OF THE GOVERNOR

FOR RELEASE: DECEMBER 17, 1969

Governor Richard J. Hughes today signed Senate Bill No. 719, which removes the limitation on the borrowing capacity of the Passaic Valley Sewerage Authority, in order that it may borrow in excess of \$10 million.

Senate Bill No. 719 also allows any proposed bond issue of the commission to be vetoed by any member municipality or municipalities contributing 25% or more of the "flow into the system", rather than, as previously, 25% or more of the "monies" received by the commission.

Governor Hughes stated, "In recent days, we have heard a great deal about the relative responsibility of Federal, State and local agencies for the polluted state of the Passaic River Basin. In truth, no one party is responsible. In addition to the numerous private enterprises which fail to adequately treat their industrial wastes, there are the municipalities and public agencies which fail to adequately fund and strictly enforce pollution programs. We now have in voter approval of the Clean Water Bond Issue, what amounts to a mandate from the public to clean up our environment. Senate Bill No. 719 allows one crucial agency to do more than it has in the past. I would hope that many other areas of pollution control will benefit from similarly necessary legislation."

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