

2016 ADOPTED BUDGET RESOLUTION

Western Monmouth Utilities

AUTHORITY

FISCAL YEAR: FROM February 1, 2016 TO January 31, 2017

WHEREAS, the Annual Budget and Capital Budget/Program for the Western Monmouth Utilities Authority, for the fiscal year beginning February 1, 2016 and ending January 31, 2017, has been presented for adoption before the governing body of the Western Monmouth Utilities Authority at its open public meeting of January 26, 2016; and

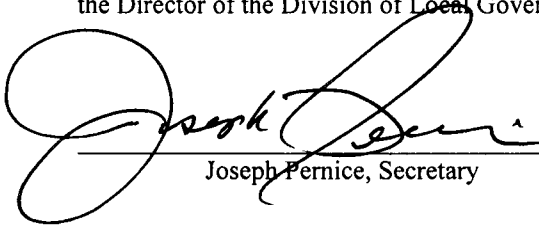
WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$14,785,499.00, Total Appropriations, including any Accumulated Deficit, if any, of \$12,096,372.00 and Total Unrestricted Net Position utilized of \$0.00; and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$7,855,265.00 and Total Unrestricted Net Position planned to be utilized of \$5,166,138.00; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of Western Monmouth Utilities Authority, at an open public meeting held on January 26, 2016 that the Annual Budget and Capital Budget/Program of the Western Monmouth Utilities Authority, for the fiscal year beginning February 1, 2016 and ending January 31, 2017, is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.



 Joseph Pernice, Secretary

January 26, 2016

DATE: JANUARY 26, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN			X			

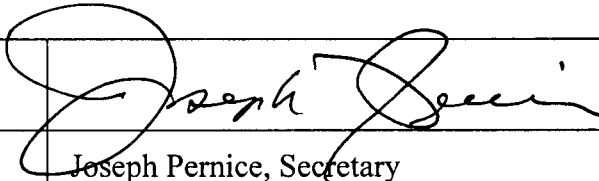
2016 ADOPTION CERTIFICATION

Western Monmouth Utilities Authority

BUDGET

FISCAL YEAR: FROM February 1, 2016 TO January 31, 2017

It is hereby certified that the Authority Budget and Capital Budget/Program annexed hereto is a true copy of the Budget adopted by the governing body of the Western Monmouth Utilities Authority, pursuant to N.J.A.C. 5:31-2.3, on the 26th day of January, 2016.

Officer's Signature:			
Name:	Joseph Pernice, Secretary		
Title:	Commissioner		
Address:	103 Pension Rd Manalapan, NJ 07726-8401		
Phone Number:	732-446-9300	Fax Number:	732-446-1203
E-mail address	jpernice@wmua.manalapan.nj.us		

**RESOLUTION AUTHORIZING BUDGET TRANSFER #1 FOR THE
YEAR ENDING JANUARY 31ST, 2016**

WHEREAS, the Western Monmouth Utilities Authority has heretofore adopted its annual budget for the year ending January 31, 2016 and has set aside certain funds to be spent in connection with certain budget items; and

WHEREAS, the Commissioners of the Western Monmouth Utilities Authority have determined that there is a need for certain additional monies in certain budget items and that there is an excess of monies in other budget items; and

WHEREAS, the Director of Finance has requested that the budget be amended by the transfer of certain amounts between budget items in accordance with the schedule below:

		From:	To:	Increase (Decrease)
1501	ADMINISTRATION SALARIES	436,000.00	461,000.00	25,000.00
1506	OFFICE EXPENSE	21,000.00	26,000.00	5,000.00
1508	MISC. EXPENSE - ADMINISTRATION	13,000.00	16,000.00	3,000.00
1511	TRAVEL EXPENSE - ADMINISTRATION	500.00	2,500.00	2,000.00
1512	ADVERTISING	10,000.00	6,500.00	(3,500.00)
1515	AUDIT FEE	32,000.00	33,000.00	1,000.00
1517	PAYROLL SERVICES	13,000.00	26,000.00	13,000.00
1518	LEGAL SERVICES	50,000.00	75,000.00	25,000.00
1520	INSURANCE	203,000.00	170,000.00	(33,000.00)
1523	EDUCATION & MATERIALS - ADMIN	1,000.00	2,000.00	1,000.00
1524	CONVENTIONS	1,500.00	4,000.00	2,500.00
1525	PENSION - ADMINISTRATION	89,500.00	83,500.00	(6,000.00)
1600	PLANT MANAGEMENT SALARIES	496,000.00	521,000.00	25,000.00
1603	UNIFORMS	13,500.00	21,000.00	7,500.00
1605	ENGINEERING	915,000.00	829,000.00	(86,000.00)
1606	SEWER AGREEMENT CHARGES	370,000.00	409,000.00	39,000.00
1609	ELECTRIC - PLANT	510,000.00	487,000.00	(23,000.00)
1611	GRIT, REED & SLUDGE DISPOSAL	488,000.00	538,000.00	50,000.00
1613	MISC. EXPENSE - PLANT	9,500.00	12,000.00	2,500.00
1623	EDUCATION & MATERIALS - PLANT	7,000.00	17,000.00	10,000.00
1625	PENSION - PLANT	351,000.00	318,000.00	(33,000.00)
1627	WORKERS' COMP INSURANCE - PLANT	123,000.00	99,000.00	(24,000.00)
1703	PLANT REPAIRS	238,000.00	268,000.00	30,000.00
1705	COLLECTION SYSTEM EXPENSE	402,000.00	334,000.00	(68,000.00)
1711	MARLBORO SNOWPLOWING	0.00	20,000.00	20,000.00
1871	TREATMENT PLANT	0.00	800,000.00	800,000.00
1872	PUMP STATIONS	1,220,000.00	420,000.00	(800,000.00)
1876	MOVEABLE EQUIPMENT	0.00	11,000.00	11,000.00
1979	INTEREST ON LOANS	166,587.50	170,587.50	4,000.00
		6,180,087.50	6,180,087.50	0.00

WHEREAS, the General Manager is authorized to approve past year end budget transfers subject to ratification by the Commissioners no later than May 31st, 2016.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. The budget for the year ending January 31st, 2016 be and the same is hereby amended in accordance with the request of the Director of Finance.
2. The Clerk is authorized to forward copies of the resolution, certified to be a true copy to
 - a. Gerard Stankiewicz, Auditor
 - b. Marilyn Seidenberg, Director of Finance

DATE: January 26, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY	X		X			
MENDEZ		X	X			
PERNICE			X			
ROSEN			X			

RESOLUTION AWARDING BID FOR ELECTRIC MOTOR REPAIR AND REPLACEMENT SERVICE TO CHISWICK ELECTRIC CO.

WHEREAS, a notice to bidders was published in the Asbury Park Press on January 5th, 2016; and

WHEREAS, on January 20th, 2016 at 9:00AM, bids were received by the Authority for Electric Motor Repair and Replacement Service for a period of 2 years beginning February 1st, 2016 thru January 31st, 2018 , and

WHEREAS, the General Manager reviewed the bid set forth on the bid tally sheet of January 20th, 2016, and

WHEREAS, Chiswick Electric Co. was the lowest bidder for Electric Motor Repair and Replacement Service in the amount of \$18.00 per hour; and

WHEREAS, the General Manager has recommended that the contract for Electric Motor Repair and Replacement Service be awarded to Chiswick Electric Co. and

WHEREAS, funds are or will be available for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. The bid from Chiswick Electric Co. for Electric Motor Repair and Replacement Service is accepted.
2. The General Manager is authorized to enter into a contract between the Western Monmouth Utilities Authority and Chiswick Electric Co.
3. Chiswick Electric Co. is required to comply with requirements of P.L. 1975 C.127 (N.J.A.C. 17:27)
4. The Clerk is hereby authorized to forward copies of this resolution certified to be a true copy to;
 - a) Chiswick Electric Co.
 - b) Marilyn Seidenberg, Director of Finance
 - c) Coleen Weber, Office Manager

DATE: JANUARY 26th, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY		X	X			
MENDEZ	X		X			
PERNICE			X			
ROSEN			X			

RESOLUTION AWARDING CONTRACT FOR THE EXTRA ORDINARY MAINTENANCE & REPAIR CONTRACT TO ALL MECHANICAL SERVICES INC.

WHEREAS, a notice to bidders was published in the Asbury Park Press on January 5th, 2016; and

WHEREAS, on January 20th, 2016 at 9:15AM, one bid was received by the Authority for the Extra Ordinary Maintenance & Repair Contract for a period of 2 years beginning February 1st, 2016 thru January 31st, 2018; and

WHEREAS, the General Manager reviewed the only bid set forth on the bid tally sheet of January 20th, 2016; and

WHEREAS, All Mechanical Services, Inc. was the only bid received in the amount of \$40,200.00 per year for Extra Ordinary Maintenance and Repair for a contract period of 2 (two) years; and

WHEREAS, the General Manager has recommended that the contract for Extra Ordinary Maintenance and Repair be awarded to All Mechanical Services, Inc., and

WHEREAS, funds are or will be available for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. The bid from All Mechanical Services, Inc. in amount of \$40,200.00 per year for a 2 (two) year contract for Extra Ordinary Maintenance and Repair is hereby accepted.
2. The General Manager is authorized to enter into a contract between the Western Monmouth Utilities Authority and All Mechanical Services, Inc.
3. All Mechanical Services, Inc. is required to comply with requirements of P.L. 1975 C.127 (N.J.A.C. 17:27)
4. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to:
 - a) All Mechanical Services, Inc.
 - b) George White, Collections Superintendent

DATE: JANUARY 26, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN			X			

RESOLUTION AWARDING CONTRACT FOR ELECTRICAL MAINTENANCE AND REPAIR SERVICE TO GLOBAL ELECTRIC SERVICES INC.

WHEREAS, a notice to bidders was published in the Asbury Park Press on January 5th, 2016; and

WHEREAS, on January 20th, 2016 at 9:30AM, one bid was received by the Authority for the Electrical Maintenance & Repair Service Contract for a period of 2 years beginning February 1st, 2016 thru January 31st, 2018, and

WHEREAS, the General Manager reviewed the only bid set forth on the bid tally sheet of January 20th, 2016, and

WHEREAS, Global Electrical Services Inc., was the only bidder in the amount of \$67,710.00 per year for a period of 2 years; and

WHEREAS, the General Manager has recommended that the contract for Electrical Maintenance and Repair Service Contract be awarded to Global Electrical Service, Inc.; and

WHEREAS, funds are or will be available for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. The bid from Global Electrical Service, Inc. in the amount of \$67,710.00 per year for the Electrical Maintenance and Repair Service Contract for a period of 2 years be accepted.
2. The General Manager is authorized to enter into a contract between the Western Monmouth Utilities Authority and Global Electrical Services Inc.
3. Global Electrical Services Inc. is required to comply with requirements of P.L. 1975 C.127 (N.J.A.C. 17:27)
4. The Secretary is hereby authorized to forward copies of this resolution certified to be a true copy to;
 - a) Global Electrical Services Inc.
 - b) Marilyn Seidenberg, Director of Finance
 - c) Coleen Weber, Office Manager

DATE: JANUARY 26th, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN			X			

RESOLUTION AWARDING BID FOR THE HVAC MAINTENANCE & REPAIR CONTRACT TO HUTCHINS HVAC INC.

WHEREAS, a notice to bidders was published in the Asbury Park Press on January 5th, 2016; and

WHEREAS, on January 20th, 2016 at 9:45AM, bids were received by the Authority for HVAC Maintenance and Repair Contract for a period of 2 years beginning February 1st, 2016 thru January 31st, 2018, and

WHEREAS, the General Manager reviewed the bids set forth on the bid tally sheet of January 20th, 2016; and

WHEREAS, Hutchins HVAC Inc. had presented the lowest bid in the amount of \$32,570.00 per year for HVAC Maintenance and Repair for a contract period of 2 (two) years; and

WHEREAS, the General Manager has recommended that the contract for HVAC Maintenance and Repair be awarded to Hutchins HVAC Inc., and

WHEREAS, funds are or will be available for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. The bid from Hutchins HVAC Inc. in amount of \$32,570.00 per year for a 2 (two) year contract for HVAC Maintenance and Repair is hereby accepted.
2. The General Manager is authorized to enter into a contract between the Western Monmouth Utilities Authority and Hutchins HVAC Inc.
3. Hutchins HVAC Inc. is required to comply with requirements of P.L. 1975 C.127 (N.J.A.C. 17:27)
4. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to:
 - a) Hutchins HVAC Inc.
 - b) George White, Collections Superintendent

DATE: JANUARY 26th, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN			X			

RESOLUTION AWARDING CONTRACT FOR NITRATE OXYGEN TO EVOQUA WATER TECHNOLOGIES LLC

WHEREAS, a notice to bidders was published in the Asbury Park Press on January 5th, 2016; and

WHEREAS, on January 20th, 2016 at 10:00AM, one bid was received by the Authority for Nitrate Oxygen for 2 years from February 1st, 2016 thru January 31st, 2018; and

WHEREAS, the General Manager reviewed the only bid set forth on the bid tally sheet of January 20th, 2016, and

WHEREAS, Evoqua Water Technologies LLC had presented the only bid in the amount of \$318,600.00 per year for Nitrate Oxygen for a contract period of 2 (two) years; and

WHEREAS, the General Manager has recommended that the contract for Nitrate Oxygen be awarded to Evoqua Water Technologies LLC and,

WHEREAS, funds are or will be available for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. The bid from Evoqua Water Technologies LLC in amount of \$318,600.00 per year for a 2 (two) year contract for Nitrate Oxygen is hereby accepted.
2. The General Manager is authorized to enter into a contract between the Western Monmouth Utilities Authority and Evoqua Water Technologies LLC
3. Evoqua Water Technologies LLC is required to comply with requirements of P.L. 1975 C.127 (N.J.A.C. 17:27)
4. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to:
 - a) Evoqua Water Technologies LLC
 - b) George White, Collections Superintendent

DATE: JANUARY 26th, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN			X			

**RESOLUTION AWARDING CONTRACT FOR SANITARY SEWER CLEANING AND
TELEVISIONING TO NATIONAL WATER MAIN CLEANING CO.**

WHEREAS, a notice to bidders was published in the Asbury Park Press on January 5th, 2016; and

WHEREAS, on January 20th, 2016 at 10:15AM, bids were received by the Authority for Sanitary Sewer Cleaning and Televisioning for a contract period of 2 (two) years from February 1st, 2016 through January 31st, 2018, and

WHEREAS, the General Manager reviewed the bids set forth on the bid tally sheet of January 20th, 2016, and

WHEREAS, National Water Main Cleaning Co., was the lowest bidder in the amount of \$121,650.00 per year for a contract period of 2 (two) years from February 1st, 2016 through January 31st, 2018; and

WHEREAS, the General Manager has recommended that the contract for Sanitary Sewer Cleaning and Televisioning be awarded to National Water Main Cleaning Co., and

WHEREAS, funds are or will be available for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. The bid from National Water Main Cleaning Co. in the amount of \$121,650.00 per year for a contract period of two (2) years from February 1st, 2014 through January 31st, 2016 be awarded.
2. The General Manager is authorized to enter into a contract between the Western Monmouth Utilities Authority and National Water Main Cleaning Co.
3. National Water Main Cleaning Co. is required to comply with requirements of P.L. 1975 C.127 (N.J.A.C. 17:27)
4. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to:
 - a) National Water Main Cleaning Co.
 - b) George White, Collections Superintendent
 - c) Coleen Weber, Office Manager/Ass't. Purchasing Agent

DATE: JANUARY 26th, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN			X			

RESOLUTION AWARDING CONTRACT FOR SLUDGE HAULING SERVICE TO SPECTRASERV INC.

WHEREAS, a notice to bidders was published in the Asbury Park Press on January 5th 2016; and

WHEREAS, on January 20th, 2016 at 10:30AM, bids were received by the Authority for the Sludge Hauling for a contract period of 2 years from February 1st, 2016 through January 31st, 2018, and

WHEREAS, the General Manager reviewed the bids set forth on the bid tally sheet of January 20th, 2016, and

WHEREAS, Spectraserv Inc., was the lowest bidder in the amount of \$ 00.036 per gallon, not to exceed \$234,000.00 per year for sludge hauling for a contract period of 2 years from February 1st, 2016 through January 31st, 2018; and

WHEREAS, the General Manager has recommended that the contract for Sludge Hauling Service be awarded to Spectraserv Inc., and

WHEREAS, funds are or will be available for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. The bid from Spectraserv Inc. in the amount of \$00.036 per gallon, not to exceed \$234,000.00 per year for a contract period of 2 years from February 1st, 2016 to January 31st, 2018 be awarded
2. The General Manager is authorized to enter into a contract between the Western Monmouth Utilities Authority and Spectraserv Inc.
2. Spectraserv is required to comply with requirements of P.L. 1975 C.127 (N.J.A.C. 17:27)
3. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to;
 - a) Spectraserv Inc.
 - b) Coleen Weber, Office Manager/Asst Purchasing Agent
 - c) Marilyn Seidenberg, Director of Finance

DATE: JANUARY 26th, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN			X			

AUTHORIZING THE RETURN OF CASH SURETY TO GS REALTY CORP., PROJECT #501

WHEREAS, GS Realty Corp., Project #501 has requested the release of its Cash Surety, and

WHEREAS, the Consulting Engineer, CME Associates of the Western Monmouth Utilities Authority recommends the return of the posted Amboy Bank Irrevocable Letter of Credit #1818 in the amount of \$15,189.88, as per CME Associates letter dated January 15th, 2016, and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. The Irrevocable letter of Credit #1818 in the amount of \$15,189.88 shall be released to GS Realty Corp., Project #501 subject to:
 - a. Posting of a two-year maintenance bond or a revocable letter of credit in an amount equal to \$2,278.48.
 - b. All escrows and monies as may be due the Authority being current.
 - c. Maintaining a \$1,000.00 escrow to cover the maintenance guarantee period.
2. The Clerk is hereby authorized to forward copies of this resolution, certified to be true to
 - a. Kathy Leatherman, General Manager
 - b. CME Associates
 - c. GS Realty Corp., Project #501

DATE: JANUARY 26, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN			X			

**AUTHORIZING THE REDUCTION OF ESCROW FUNDS FOR 25A OLD MILL ROAD,
PROJECT #581**

WHEREAS, the developer of 25A Old Mill Road, Project #581 has requested a reduction of the remaining Escrow, and;

WHEREAS, the connection for the Certificate of Occupancy remains, \$500.00 in escrow will be held until CME recommends the release of the remaining Inspection Escrow account, and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. Escrow funds in the amount of \$1,163.75 will be returned to 25A Old Mill Road, Project #581
2. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to:
 - a) Kathy Leatherman, General Manager
 - b) Vita Mazzola, Accountant
 - c) 25A Old Mill Road, Project #581

DATE: JANUARY 26, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN			X			

GRANTING APPROVAL TO MARLBORO ESTATES, LLC, PROJECT #605

WHEREAS, Marlboro Estates, LLC has applied to the Western Monmouth Utilities Authority for approval in connection with its Application #605 located at Lot #119 in Block #31 in the Township of Marlboro; and

WHEREAS, the applicant proposes to construct 2188 lf of 8" PVC SDR-35 and 300 lf of 8" DIP gravity sanitary sewer to a proposed subdivision consisting of 16 residential homes. The proposed gravity sewer will be constructed within Hillcrest Road, a proposed roadway, and within Texas Road and Wooleytown Road to a connection to an existing sewer manhole located within Sundew Road. The applicant will make connection to the Authority's existing collections system via a connection to an existing manhole. The flow will then go to Greenwood Road Pumping Station and ultimately to the BRSA for treatment.

WHEREAS, CME Associates recommends that this application for connection to WMUA's sanitary sewer facilities be granted Approval subject to the following:

- a. Conformance with the Rules and Regulations of the NJDEP, WMUA and all other applicable regulatory agencies
- b. Payment of all application, escrow and connection fees of the WMUA
- c. Payment of connection fees to the Bayshore Regional Sewerage Authority
- d. Payment of all other fees of other Governmental and/or regulatory agencies having jurisdiction over same
- e. Applicants compliance with all 'issues' and terms, including plan revisions as noted above
- f. Applicant obtaining all required permits including; NJDEP TWA for sewer extensions
- g. Applicant is required to furnish sufficient performance guarantees per the attached, in the amount of \$241,950.34 and \$26,883.37 representing the 90% bond portion and 10% cash portion respectively. No construction may begin until the required performance bond is submitted and approved by the Authority. The performance guarantee must be in a form acceptable to the Authority Attorney.
- h. The applicant shall furnish the required escrow for construction observation as per the attached in the amount of \$28,721.55 in accordance with the Authority's rules and regulations. The applicant has the option of posting an initial deposit representing 5%of the total anticipated construction costs in the amount of \$9,573.85. If applicable the applicant may be required to post additional fees to cover extra work or overtime cost as documented by the Authority and/or its consulting engineer.
- i. Submittal of an acceptable insurance certificate naming the WMUA and its consulting engineer additionally insured and
- j. Applicant's attendance at a preconstruction meeting.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority that the application for approval in connection with Marlboro Estates, LLC, Project #605 is hereby granted, subject to any and all conditions set forth in this resolution, as well as any conditions set forth in the report of the Consultant Engineer, dated November 9, 2015

BE IT FURTHER RESOLVED that the Clerk is authorized to forward copies of this Resolution, certified to be a true copy, to

- 1) Marlboro Estates, LLC, Project #605
- 2) CME Associates. Consultant Engineer
- 3) Frances J. Borin, Esq.

DATE: JANUARY 26, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN			X			

**AUTHORIZING THE EXECUTIVE DIRECTOR TO SIGN THE NJEIFP LOAN APPLICATION
WESTERN MONMOUTH UTILITIES AUTHORITY
NJEIFP LOAN NO. S340128-06**

WHEREAS, the Western Monmouth Utilities Authority intends to file a loan application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for the WMUA's Pine Brook Sewage Treatment Plant Improvements Project; and

WHEREAS, the proposed project includes two (2) construction contracts that outline various mechanical, electrical and structural improvements to the WMUA's existing raw sewage pumping facility and equalization basin. The first contract which pertains to the raw sewage pumping facility includes replacement of the existing raw sewage influent pumps with new units, piping and valving modifications to accommodate installation of the new pumping equipment, concrete repair to the existing wet well, and installation of new pumping control equipment. The second contract, which pertains to the equalization basin, includes demolition of the existing basin liner and interior structures and piping, and installation of a new concrete tank with mixing system. Other improvements include influent and effluent piping modifications to connect the plant flow into the new concrete tank and downstream unit processes, installation of new instrumentation and control equipment, as needed, and miscellaneous site improvements around the new tank.

NOW, THEREFORE BE IT RESOLVED, that Brian Valentino, Executive Director, be authorized to act as the Authorized Representative to represent the Authority in all matters relating to the project undertaken pursuant to the above referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at:

Western Monmouth Utilities Authority
103 Pension Road
Manalapan, NJ 07726-8401
(732) 446-9300

We hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Western Monmouth Utilities Authority at a meeting duly held on Tuesday, January 26th, 2016.

DATE: JANUARY 26, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY		X	X			
MENDEZ	X		X			
PERNICE			X			
ROSEN			X			

**AUTHORIZING THE COMMISSIONERS TO GO INTO CLOSED
SESSION FOR THE PURPOSE OF DISCUSSING MATTERS
PURSUANT TO N.J.S.A. 10:4-12(b)**

WHEREAS, in order to exclude the public from a discussion of a matter as provided in **N.J.S.A. 10:4-12(b)**, the Commissioners must first adopt a resolution stating the general nature of the subject or subjects to be discussed and the time and circumstance when such discussion can be disclosed to the public. **N.J.S.A. 10:4-13**

WHEREAS, the Commissioners find it necessary to adjourn to closed session and will not return to public session for the purpose of taking action on the matters discussed in closed session, and

WHEREAS, the Commissioners will discuss litigation, and

NOW THEREFORE BE IT RESOLVED, the Commissioners have adjourned the public portion of the meeting, and are beginning the closed session meeting, and will not return to open session.

DATE: JANUARY 26, 2016

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY	X		X			
MENDEZ		X	X			
PERNICE			X			
ROSEN			X			