

RESOLUTION APPROVING MINUTES

BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority that the regular minutes of the meeting and the closed session minutes of September 27, 2016 be and the same are hereby accepted for filing by the Authority.

DATE: OCTOBER 19, 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 AUTHORIZING THE GENERAL MANAGER TO PREPARE
PLANS AND SPECIFICATIONS AND ADVERTISE FOR THE RECEIPT OF
BIDS FOR SERVICES AS SET FORTH IN THIS RESOLUTION**

WHEREAS, the General Manager has requested that plans and specifications be prepared, and advertise for the receipt of bids for the following:

1. Emergency Vacuum Tanker Service
2. Grit & Screenings Disposal
3. Emergency Sanitary Sewer Maintenance & Repair Service
4. Emergency Generators Maintenance & Repair Service
5. Scheduled Sewer Maintenance & Repair Service

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

1. The General Manager is hereby authorized to prepare plans and specifications and to advertise for the receipt of bids for the aforementioned specified services
2. The Clerk is authorized to forward copies of this resolution, certified to be a true copy to:
 - a) Coleen Weber, Office Manager

DATE: OCTOBER 19, 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 70 GREENWOOD ROAD, LLC, PROJECT #616

WHEREAS, the developer of 70 Greenwood Road, LLC, Project #616 has applied to the Western Monmouth Utilities Authority for approval in connection with its complex application located in Block #122 on Lot #39 in the Township of Marlboro; and

WHEREAS, the applicant proposes to construct approximately 185 linear feet of 6" PVC SDR-35 gravity sanitary sewer lateral to service a proposed self-storage facility office consisting of 1 EDCU. The proposed gravity sewer lateral will connect to an existing sewer main located within Greenwood Road. The applicant will make connection to the Authority's existing sewer main via a strap on saddle. The flow will then go to the Greenwood Road Pump Station and ultimately to the Bayshore Regional Sewerage Authority Wastewater Treatment Plant.

Safety: The Applicant must instruct the Contractors hired to install the sanitary sewer main that they are fully responsible for site safety. The Contractors must contact the Municipal Police Safety Director to insure proper compliance with safety laws and shall fully comply with all OSHA requirements.

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 and the Bayshore Regional Sewerage Authority.
- c. Payment of all other fees of other governmental and/or regulatory agencies having jurisdiction over same
- d. Applicants compliance with all 'issues' and terms, as noted above
- e. Applicant obtaining all required permits for sewer extensions;
- f. Applicant is required to furnish sufficient performance guarantees per the attached, in the amounts of \$11,246.04 and \$1,249.56 representing the 90% bond portion and 10% cash portion, respectively, to guarantee construction of the improvements described in the application. No construction work may begin until the required performance bond is submitted and approved by the Authority. The posting of a performance guarantee must be in form acceptable to Authority Attorney.
- g. Applicant shall furnish the required escrow for construction observation as per the attached, in the amount of \$1,335.00 in accordance with the Authority's Rules and Regulations. If applicable, the Applicant may be required to post additional fees to cover extra work or overtime costs as documented by the Authority and/or its consulting Engineer;
- h. Submittal of an acceptable insurance certificate naming the WMUA and its consulting engineer additionally insured and
- i. Applicant's attendance at a preconstruction meeting.

Upon the Authority granting approval of the Application, construction of the project shall start within two (2) years of the date of the resolution by the Authority granting approval. If construction does not start within two (2) years of the date of the Resolution by the Authority granting approval, the Approval will automatically expire unless the Authority acts, by Resolution, to extend the time period.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority that the application for approval in connection with 70 Greenwood Road, LLC, Project #616 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 October 4, 2016, and

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

- 1) 70 Greenwood Road, LLC, Project #616
- 2) CME Associates. Consultant Engineer
- 3) Frances J. Borin, Esq.

DATE: OCTOBER 19, 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 CME ASSOCIATES TO PROCEED WITH THE HAWKINS ROAD FORCE
MAIN REPLACEMENT INVESTIGATION THROUGH BID SPECIFICATIONS**

WHEREAS, the Executive Director has requested that CME Associates to begin the Hawkins Road Force Main Replacement Investigation as per their Proposal dated October 11th, 2016, attached, and.

WHEREAS, the Executive Director will execute a contract with CME Associates not to exceed \$157,503.00, and

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

1. The Executive Director will execute an acceptable contract with CME Associates to begin the Hawkins Road Force Main Replacement Investigation not to exceed \$157,503.00.
2. The Clerk is authorized to forward copies of this resolution, certified to be a true copy to:
 - a) CME Associates, Consulting Engineer
 - b) Marilyn Seidenberg, Director of Finance
 - c) Coleen Weber, Office Manager

DATE: OCTOBER 19, 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 CME ASSOCIATES TO PROCEED WITH THE MILL PONDS FORCE MAIN REPLACEMENT INVESTIGATION THROUGH BID SPECIFICATIONS

WHEREAS, the Executive Director has requested that CME Associates to begin the Mill Ponds Force Main Replacement Investigation as per their Proposal dated October 11th, 2016, attached, and.

WHEREAS, the Executive Director will execute a contract with CME Associates not to exceed \$137,134.00, and

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

1. The Executive Director will execute an acceptable contract with CME Associates to begin the Mill Ponds Force Main Replacement Investigation not to exceed \$137,134.00.
2. The Clerk is authorized to forward copies of this resolution, certified to be a true copy to:
 - a) CME Associates, Consulting Engineer
 - b) Marilyn Seidenberg, Director of Finance
 - c) Coleen Weber, Office Manager

DATE: OCTOBER 19, 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 CME ASSOCIATES TO PROCEED WITH THE GREENWOOD ROAD FORCE MAIN REPLACEMENT INVESTIGATION THROUGH BID SPECIFICATIONS

WHEREAS, the Executive Director has requested that CME Associates to begin the Greenwood Road Force Main Replacement Investigation as per their Proposal dated October 11th, 2016, attached, and.

WHEREAS, the Executive Director will execute a contract with CME Associates not to exceed \$92,589.00, and

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

1. The Executive Director will execute an acceptable contract with CME Associates to begin the Greenwood Road Force Main Replacement Investigation not to exceed \$92,589.00.
2. The Clerk is authorized to forward copies of this resolution, certified to be a true copy to:
 - a) CME Associates, Consulting Engineer
 - b) Marilyn Seidenberg, Director of Finance
 - c) Coleen Weber, Office Manager

DATE: OCTOBER 19, 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 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, personnel and contracts, 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: OCTOBER 19, 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 |