

RESOLUTION NO. 57 - 2013

RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTIVE DIRECTOR AND AUTHORITY ATTORNEY TO FILE AND PROSECUTE THE MANDATORY CONNECTION OF CRYSTAL LAKE REHABILITATION CENTER, 395 LAKESIDE BOULEVARD IN BAYVILLE, NEW JERSEY, TO THE AUTHORITY'S POTABLE WATER SYSTEM (BLOCK 409, LOT 1) IN THE TOWNSHIP OF BERKELEY

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the "Authority") is a duly constituted and operating Municipal Utilities Authority organized pursuant to the law of the State of New Jersey; and

WHEREAS, Ordinance 18-1 of the Township of Berkeley provides the Authority with, among other relief, the ability to proceed with the filing of legal process seeking to compel compliance with the Township of Berkeley's mandatory connection Ordinance; and

WHEREAS, despite the provision of all notices required by Ordinance and Statute to Crystal Lake Rehabilitation Center advising Crystal Lake Rehabilitation Center of its obligation to connect to the Authority's potable water system Crystal Lake Rehabilitation Center has failed to do so; and

WHEREAS, based upon Crystal Lake Rehabilitation Center's failure to connect to the available potable water system despite the provision of all required notices, the Authority by resolution during the Authority's regular meeting held on August 22, 2013 authorized the Authority's Executive Director and Attorney to file and prosecute complaints in the appropriate courts to compel the Crystal Lake Rehabilitation Center's compliance with the Township's mandatory connection Ordinance:

NOW, THEREFORE, BE IT RESOLVED, this 26th day of September, 2013 by the Berkeley Township Municipal Utilities Authority, as follows:

1. This resolution memorializes the formal action taken by the Authority during the Authority's regular meeting held on August 22, 2013.

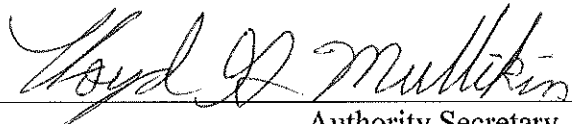
2. The Authority authorizes and directs the Chairman, Secretary, Executive Director and Authority Attorney to file complaints in the appropriate courts and prosecute same seeking the compliance of Crystal Lake Rehabilitation Center's with the Township's mandatory connection Ordinance and to execute any and all necessary documents in order to implement the intent of this Resolution.

3. A certified copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following:

- (a) Honorable Patrick Pizzi, Chairman;
- (b) Michele Nugent, Executive Director; and
- (c) Christopher K. Koutsouris, Esquire

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority at a regular meeting held on September 26, 2013, a quorum being present and voting in the majority.



, Authority Secretary



PATRICK PIZZI, Authority Chairman

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,
CHERKOS & CONNORS
Forked River, New Jersey 08731

RESOLUTION NO. 58 - 2013

RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY, TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE AUTHORITY TO RELEASE THE REMAINING PERFORMANCE GUARANTEES FOR THE DEVELOPMENT PROJECT KNOWN ALTERNATIVELY AS THE GABLES AND SURF & TURF, BLOCK 1407 LOTS 8.01, 8.02, 8.03, 8.04, 8.05, 8.06, 8.07, 8.08, 8.09, 8.10, 8.11, 8.12, 8.14, 8.15 AND 8.16, TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY

WHEREAS, UBC Mortgage Acquisition LLC (“UBC”) has instituted a lawsuit against the Berkeley Township Municipal Utilities Authority (the “Authority”) and various other parties in the Chancery Division of the Superior Court of New Jersey, Ocean County, in an action assigned Docket Number C-147-12; and

WHEREAS, UBC Mortgage, as successor in interest to the developer of the subject property – Surf & Turf & Berkeley LLC, has filed the above referenced action the Superior Court seeking Orders to, in essence, tie up loose ends in connection with the various approvals granted to the developer by the various necessary agencies including the Authority; and

WHEREAS, by order of the Superior Court and in settlement of the above referenced litigation, the Authority has adopted a Resolution authorizing the deduction \$2,500.00 from the amounts of money held in trust by the Authority for the cash portions of the performance guarantees and to keep same to satisfy all of the outstanding obligations of the developer (Surf & Turf & Berkeley LLC) and the developer’s successors in interests (including UBC Mortgage) that exist with regard to the Authority; and

WHEREAS, the Authority has pursuant to Order of the Court placed all remaining funds in the accounts of the Authority concerning the subject project with the Superior Court

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of New Jersey – Trust Fund Unit, to be held in trust on deposit with the Court pending further action of the Court; and

WHEREAS, pursuant to Order of the Court, the Authority has been dismissed from the instant action; and

WHEREAS, the subject water system has been in place for more than two years and is functioning adequately at this time; and

WHEREAS, the Authority's Staff and Professionals have reviewed the outstanding obligations of Surf & Turf and UBC and found that the withholding of the funds authorized by Order of the Court is satisfactory to resolve those outstanding obligations of the defaulting developer; and

WHEREAS, the Authority has now received a request from counsel for American Contractors Indemnity Company to release the water system performance guarantees ("bonds") bearing bond number 322388; and

WHEREAS, the Authority's professional staff recommends a waiver of the posting of all maintenance guarantees given the status of the project:

NOW, THEREFORE, BE IT RESOLVED, this 26th day of September, 2013, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the recommendations of its professional staff and accepts all close-out documents for the project and authorizes a release of the water system performance guarantee for the project.

2. The Authority authorizes for the above referenced project a waiver from the Rules and Regulations of the Authority which require the posting of a maintenance guarantee

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given the settlement of the aforementioned litigation, the absence of the developer and the age of the aforementioned development.

2. The Authority hereby authorizes and directs the Chairman, Secretary Executive Director and Authority Attorney to execute any and all necessary documents in order to implement the intent of this Resolution.

3. A certified copy of this Resolution shall be forwarded by the Executive Director to the following:

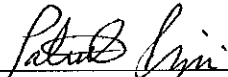
- (a) Honorable Patrick Pizzi, Chairman
- (b) Michele Nugent, Executive Director;
- (c) Keith Chiaravallo, P.E.
- (d) Paul A. Alongi, Esquire
- (e) Christopher K. Koutsouris, Esquire.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey at a regular meeting held on the 26th day of September, 2013, a quorum being present and voting in the majority.



, Authority Secretary



PATRICK PIZZI, Authority Chairman

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,
KOUTSOURIS & CONNORS
Forked River, New Jersey 08731

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McGUCKIN, ULAKY,
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Resolution No. 2013-0059

RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY, IN THE COUNTY OF OCEAN, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 58:11B-9(a), N.J.S.A. 40A:2-26(e) AND N.J.S.A. 40A:5A-6 AND AUTHORIZING THE SUBMISSION OF A FINANCIAL ADDENDUM FORM

WHEREAS, the Berkeley Township Municipal Utilities Authority, in the County of Ocean, New Jersey (the "Authority") has submitted applications to the New Jersey Department of Environmental Protection ("NJDEP") and the New Jersey Environmental Infrastructure Trust ("NJEIT") to participate in the NJEIT Fiscal Year 2014 Financing Program and has submitted a Financial Addendum Form in connection therewith; and

WHEREAS, the Authority and desires to make application to the Local Finance Board for (i) approval of the issuance of its interim notes to the New Jersey Environmental Infrastructure Trust, and approval of the issuance of its bonds to the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust pursuant to N.J.S.A. 58-11B-9(a) and pursuant to N.J.S.A. 40A:5A-6, as described therein and (ii) approval of the use of non-conforming maturity schedule pursuant to N.J.S.A. 40A:2-26(e), as described therein; and

WHEREAS, the Authority believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the Township of Berkeley Township (the "Township");
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Township and will not create an undue financial burden to be placed upon the Township;

NOW THEREFORE, BE IT RESOLVED by the Members of the Berkeley Township Municipal Utilities Authority, as follows:

Section 1. The Financial Addendum Form Application to the NJEIT and the NJDEP is hereby authorized and ratified.

Section 2. The application to the Local Finance Board is hereby approved, and the Authority's executive director, chief financial officer, bond counsel and auditor, along with other representatives of the Authority, are hereby authorized to prepare such application, to file such

application with the Local Finance Board and to represent the Authority in matters pertaining thereto.

Section 3. The Executive Director/Chief Financial Officer are hereby directed to prepare and file a copy of the proposed resolution with the Local Finance Board as part of such application.

Section 4. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

Recorded Vote

AYE

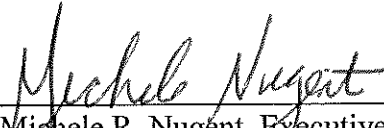
NO

ABSTAIN

ABSENT

Karen Davis
Lloyd Mullikin
Michael Hale
Eric Sudia
Patrick Pizzi

The foregoing is a true copy of a resolution adopted by the Members of the Berkeley Township Municipal Utilities Authority, in the County of Ocean, New Jersey on September 26, 2013.



Michele R. Nugent, Executive Director

Resolution No. 2013-0060

**RESOLUTION OF THE
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
DECLARING ITS OFFICIAL INTENT TO REIMBURSE EXPENDITURES
FOR PROJECT COSTS FROM THE PROCEEDS OF DEBT OBLIGATIONS
IN CONNECTION WITH ITS PARTICIPATION IN THE FISCAL YEAR 2014
NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST
FINANCING PROGRAM OR ISSUANCE OF AUTHORITY BONDS**

WHEREAS, the Berkeley Township Municipal Utilities Authority (the "Authority") intends to acquire, construct, renovate and/or install the environmental infrastructure projects more fully described in **Exhibit A** attached hereto (the "Projects");

WHEREAS, the Authority intends to finance the Projects with debt obligations of the Authority (the "Project Debt Obligations") but may pay for certain costs of the Projects (the "Project Costs") prior to the issuance of the Project Debt Obligations with funds of the Authority that are not borrowed funds;

WHEREAS, the Authority reasonably anticipates that obligations, the interest on which is excluded from gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), will be issued by the New Jersey Environmental Infrastructure Trust (the "Conduit Issuer") to finance the Project on a long-term basis by making a loan to the Authority with the proceeds of the Issuer's obligations or by the Issuer (the "Project Notes" and the "Project Bonds"); and

WHEREAS, the Authority desires to preserve its right to treat an allocation of proceeds of the Project Debt Obligations to the reimbursement of Project Costs paid prior to the issuance of the Project Debt Obligations as an expenditure for such Project Costs to be reimbursed for purposes of Sections 103 and 141 through 150, inclusive, of the Code.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Authority as follows:

Section 1. The Authority reasonably expects to reimburse its expenditure of Project Costs paid prior to the issuance of the Project Debt Obligations with proceeds of its Project Debt Obligations.

Section 2. This resolution is intended to be and hereby is a declaration of the Authority's official intent to reimburse the expenditure of Project Costs paid prior to the issuance of the Project Debt Obligations with the proceeds of a borrowing to be incurred by the Authority, in accordance with Treasury Regulations §1.150-2.

Section 3. The maximum principal amount of the Project Debt Obligations expected to be issued to finance the Projects is \$4,000,000.

Section 4. The Project Costs to be reimbursed with the proceeds of the Project Debt Obligations will be "capital expenditures" in accordance with the meaning of Section 150 of the

Code.

Section 5. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Code. The proceeds of the Project Bonds used to reimburse the Authority for Project Costs, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of the Project Debt Obligations or another issue of debt obligations of the Authority, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1).

Section 6. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than the Project Debt Obligations is paid, or (ii) the date the Project is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

Section 7. This resolution shall take effect immediately.

Recorded Vote

AYE

NO

ABSTAIN

ABSENT

Karen Davis
Lloyd Mullikin
Michael Hale
Eric Sudia
Patrick Pizzi

The foregoing is a true copy of a resolution adopted by the Berkeley Township Municipal Utilities Authority on Sept. 26, 2013.


Michele Nugent, Executive Director

Exhibit A

The installation of approximately 10,000 LF of water main along existing right-of-ways within the Authority's Service Area. In addition, the project will include approximately 96 water services for existing residences, valves, hydrants and site restoration.

The installation of a water supply well for the Authority. It is anticipated that the well will withdraw water from the Piney Point Aquifer. In addition, the project will include the required improvements to connect the proposed Well No. 4 to the existing Authority's Station Road Water Treatment Plant. Well No. 4 will be installed in the Piney Point Aquifer similar to the Authority's three existing wells and will require the installation of approximately 1,000 lf of DIP to the existing water treatment plant.

RESOLUTION NO. 61 - 2013

RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AWARDED CONTRACT FOR THE SUPPLY OF WATERPROOF WATER METERS AND ASSOCIATED MATERIAL TO HD SUPPLY WATERWORKS, LTD

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the "Authority") has solicited bids for the supply of cold water waterproof magnetic flow sensor water meters with capabilities with ECR/AMR encoder type remotes and associated material (the "project"); and

WHEREAS, the Authority has solicited bids for the project in conformance with the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, in response to the bid solicitation one (1) bid has been received by the Authority from HD Supply Waterworks, Ltd., as follows:

<i>ITEM</i>	<i>UNITS</i>	<i>UNIT PRICE</i>
1. 5/8" x 1/2" IPERL with waterproof 3 wire connection. Meters to include 5/8" x 3/4" meter adaptors, gaskets, and a touchpad.	400 EA	\$126.00/each Total: \$50,400.00
2. 3/4" x 3/4" IPERL with waterproof 3 wire connection. Meters to include gaskets and a touchpad.	25 EA	\$130.00/each Total: \$3250.00
3. 22 gauge 3 strand wire (1,000 ft. rolls).	12 ROLLS	\$140.00/each roll Total: \$1680.00
4. Gel Caps (500 in a box).	3 BOXES	\$125.00/each box Total: \$375.00
Total Items 1 through 4		\$55,705.00

WHEREAS, the bid documentation submitted by the sole responsible bidder, HD Supply Waterworks, Ltd., in the total amount of \$55,705.00 has been reviewed by the Authority's professional staff and found to be acceptable as to form and content; and

WHEREAS, the bid submitted by the sole responsible bidder, HD Supply Waterworks, Ltd., is in full compliance with the bid specification requirements and the Authority finds that the proposed bid is in compliance with the Authority's budgetary constraints:

NOW, THEREFORE, BE IT RESOLVED, this 26th day of September, 2013 by the Berkeley Township Municipal Utilities Authority, as follows:

1. The Authority accepts the recommendations of its professional staff and awards the bid for this project to the sole responsible bidder, HD Supply Waterworks, Ltd., for and in consideration of \$55,705.00.

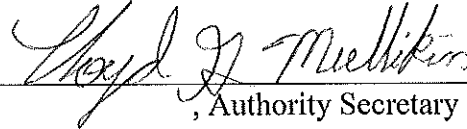
2. The Authority authorizes and directs the Chairman, Secretary and Executive Director to execute any and all necessary documents in order to implement the intent of this Resolution.

3. A certified copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following:


- (a) Honorable Patrick Pizzi, Chairman;
- (b) Michele Nugent, Executive Director;
- (c) Keith Chiaravallo, P.E.
- (d) Christopher K. Koutsouris, Esquire; and
- (e) HD Supply Waterworks, Ltd.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority at a regular meeting held on September 26, 2013, a quorum being present and voting in the majority.



, Authority Secretary



PATRICK PIZZI, Authority Chairman

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,
CHERKOS & CONNORS
Forked River, New Jersey 08731

RESOLUTION NO. 62 - 2013

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE
OF NEW JERSEY, AUTHORIZING SETTLEMENT WITH UNITED
STATES SURETY COMPANY**

WHEREAS, Lakeside Developers, Inc. and its principal (collectively the "Developer"), have defaulted on their obligations to complete the installation of water system improvements in connection with a project commonly identified as Largo Estates (the "Project") located in the Bayville section of the Township of Berkeley; and

WHEREAS, in connection with the Project, the Developer posted with the Berkeley Township Municipal Utilities Authority (the "Authority") a certain Site Improvement Performance Bond (Bond 15058) issued by United States Surety Company (the "Surety") as required by the Authority's Rules and Regulations; and

WHEREAS, the Authority notified the Surety of the Developer's default of the Developers obligations; and

WHEREAS, the Surety, in response to notification by the Authority and in exchange for the Execution of a Release and Assignment of Claim, has made an offer to pay the Authority the sum of \$7,809.50 to settle the claims of the Authority; and

WHEREAS, in addition, the Surety has agreed to forego any claims, rights, title and/or interest that the Surety may have in the cash portion of the performance guarantee posted by the developer currently being held in escrow by the Authority; and

WHEREAS, in exchange for the proposed settlement, the Authority and Surety will execute an agreement, to be reviewed by the Authority's attorney, releasing each other from any and all claims; and

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WHEREAS, the Authority's professional staff has recommended that the Authority accept the offer of settlement extended by the Surety; and

WHEREAS, the Authority deems it appropriate to accept the offer of settlement extended by the Surety:

NOW, THEREFORE, BE IT RESOLVED, this 26th day of September, 2013, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the recommendations of its professional staff and accepts the offer of settlement extended by United States Surety Company in the sum of \$7,809.50.

2. The Authority hereby authorizes and directs the Chairman, Secretary Executive Director and Authority Attorney to execute any and all necessary documents in order to implement the intent of this Resolution.

5. A certified copy of this Resolution shall be forwarded by the Executive Director to the following:

- (a) Honorable Patrick Pizzi, Chairman
- (b) Michele Nugent, Executive Director;
- (c) Keith Chiaravallo, P.E.
- (d) Jill A. Fisher, Esquire; and
- (e) Christopher K. Koutsouris, Esquire.

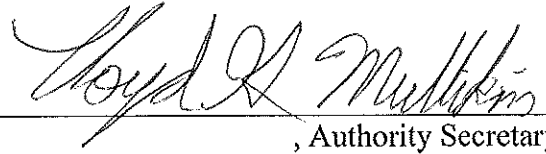
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KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

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CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey at a regular meeting held on the 26th day of September, 2013, a quorum being present and voting in the majority.



, Authority Secretary



PATRICK PIZZI, Authority Chairman

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,
KOUTSOURIS & CONNORS
Forked River, New Jersey 08731

**DASTI, MURPHY
McGUCKIN, ULAKY,
KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

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RESOLUTION NO. 2013-- 63

RESOLUTION OF INCREASE OF EMPLOYEE'S SALARY

WHEREAS, [REDACTED], an employee of the Berkeley Township Municipal Utilities Authority ("Authority") currently a member of the Authority's Administrative Staff employed as a Secretary, has completed her yearly anniversary as a full time employee with the Berkeley Township Municipal Utilities Authority; and

WHEREAS, the Authority and its Personnel Committee has received an affirmative recommendation from the Executive Director regarding the employee evaluation of [REDACTED]; and

WHEREAS, based upon her employment and her employee evaluations [REDACTED] has previously been determined to be at [REDACTED] of the Administrative Staff Payroll Schedule; and

WHEREAS, in accordance with the Authority Employee Manual, employee [REDACTED] is entitled to receive longevity pay in the amount of [REDACTED] per year, payable at [REDACTED] per hour worked until the yearly amount of [REDACTED] has been paid; and

WHEREAS, based upon the employee evaluation and years of service the Personnel Committee and Executive Director have recommended that [REDACTED] be elevated to Grade 3, Step 8 of the Administrative Staff Payroll Schedule, resulting in an increase from [REDACTED] per hour base pay plus [REDACTED] longevity pay (a total of [REDACTED] per hour) to [REDACTED] per hour base pay plus [REDACTED] longevity pay (a total of [REDACTED] per hour) effective October 24, 2013; and

WHEREAS, employee [REDACTED] is entitled to receive overtime pay and benefits in the manner forth in the Authority Employee Manual;

WHEREAS, following adequate notice to the employee, the Authority has discussed the above recommendation in Executive Session on September 26, 2013; and

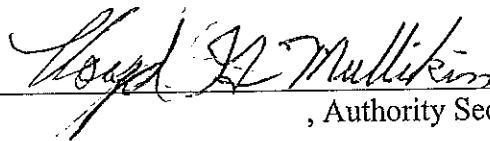
WHEREAS, after emerging from Executive Session on September 26, 2013, the Authority voted to approve the recommendations of the Executive Director and the Personnel Committee, advancing [REDACTED] to Grade 3, Step 8 of the Administrative Staff Payroll Schedule effective October 24, 2013:

NOW THEREFORE, BE IT RESOLVED this 26th day of September 2013 by the Berkeley Township Municipal Utilities Authority as follows:


1. Effective October 24, 2013, employee [REDACTED] will receive an increase in her salary resulting in a pay increase to a total of [REDACTED] per hour, which shall consist of a base pay rate of [REDACTED] per hour and a longevity stipend of [REDACTED] per hour.
2. Employee [REDACTED] shall continue to be eligible for overtime pay.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority at a regular meeting held on the 26th day of September, 2013 a quorum being present and voting in the majority.



, Authority Secretary



Patrick Pizzi, Authority Chairman

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,
CHERKOS & CONNORS
Forked River, New Jersey 08731

RESOLUTION NO. 2013- 64

RESOLUTION OF INCREASE OF EMPLOYEE'S SALARY

WHEREAS, [REDACTED] an employee of the Berkeley Township Municipal Utilities Authority ("Authority") currently a member of the Authority's Staff employed as a Utility Worker, has completed his yearly anniversary as a full time employee with the Berkeley Township Municipal Utilities Authority; and

WHEREAS, the Authority and its Personnel Committee has received an affirmative recommendation from the Executive Director regarding the employee evaluation of [REDACTED] and

WHEREAS, based upon his employment and his employee evaluations [REDACTED] has previously been determined to be at Grade 1, Step 7 of the Operational Staff Pay Scale guideline; and

WHEREAS, in accordance with the Authority Employee Manual, employee [REDACTED] is entitled to receive longevity pay in the amount of [REDACTED] per year, payable at [REDACTED] per hour worked until the yearly amount of [REDACTED] has been paid; and

WHEREAS, based upon the employee evaluation and years of service the Personnel Committee and Executive Director have recommended that [REDACTED] be elevated to Grade 1, Step 8 of the Operational Staff Pay Schedule, resulting in an increase from [REDACTED] per hour per hour plus [REDACTED] per hour longevity pay (a total of [REDACTED] per hour) to [REDACTED] per hour base pay plus [REDACTED] longevity pay (a total of [REDACTED] per hour) effective October 30, 2013; and

WHEREAS, employee Stephen Kasper is entitled to receive overtime pay and benefits in the manner forth in the Authority Employee Manual;

WHEREAS, following adequate notice to the employee, the Authority has discussed the above recommendation in Executive Session on September 26, 2013; and

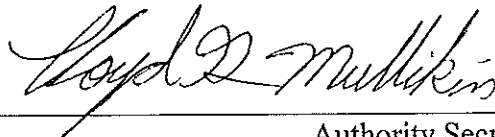
WHEREAS, after emerging from Executive Session on September 26, 2013, the Authority voted to approve the recommendations of the Executive Director and the Personnel Committee, advancing [REDACTED] to Grade 1, Step 8 of the Operational Staff Schedule effective October 30, 2013:

NOW THEREFORE, BE IT RESOLVED this 26th day of September 2013 by the Berkeley Township Municipal Utilities Authority as follows:

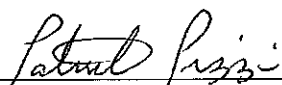
1. Effective October 30, 2013, employee [REDACTED] will receive an increase in his salary resulting in a pay increase to a total of [REDACTED] per hour, which shall consist of a base pay rate of [REDACTED] per hour and a longevity stipend of [REDACTED] per hour.
2. Employee [REDACTED] shall continue to be eligible for overtime pay.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority at a regular meeting held on the 26th day of September, 2013 a quorum being present and voting in the majority.



, Authority Secretary



Patrick Pizzi, Authority Chairman

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,
CHERKOS & CONNORS
Forked River, New Jersey 08731