

RESOLUTION NO. 0001 - 2016

**RESOLUTION OF THE
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NJ,
REGARDING WELL #4/PHASE 1**

WHEREAS, A.C. Schultes, Inc., was the winning bidder on the Well #4/Phase 1 project for the Berkeley Township Municipal Utilities Authority; and

WHEREAS, there was a Notice to Proceed dated April 13, 2015 and the contractor initiated that project; and

WHEREAS, a voucher titled Pay Estimate #5 was presented to the Authority and CME Associates for work that was completed between November 1, 2015 and November 30, 2015; and

WHEREAS, the total construction costs associated with the fifth voucher that was submitted was \$9,394.00; and

WHEREAS, the Authority pursuant to Agreement is to release retainage or a total of \$6,894.00; and

WHEREAS, the Authority's engineer has reviewed the voucher and supporting documentation and has approved payment to A.C. Schultes, Inc.;

NOW THEREFORE BE IT RESOLVED this 28th day of January, 2016, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the recommendation of its engineer, CME Associates, with regard to their review of an invoice that was provided for work done on the above-referenced project from November 1, 2015 through November 30, 2015.

2. The Authority authorizes the payment to A.C. Schultes of \$9,394.00 which represents the net amount due from the original invoice of \$2,500.00 and the release of retainage of \$6,894.00.

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


- a. Honorable Michael W. Hale, Chairman
- b. The Municipal Clerk of the Township of Berkeley
- c. CME Associates
- d. A.C. Schultes, Inc.
- e. Berry, Sahradnik, Kotzas & Benson

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 28th day of January, 2016, a quorum being present and voting in the majority.



LLOYD G. MULLIKIN
Commissioner



Michael W. Hale
Authority Chairman

Prepared by:

BERRY, SAHRADNIK, KOTZAS & BENSON
Toms River, New Jersey 08753

RESOLUTION NO. 0002 - 2016

**RESOLUTION OF THE
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NJ,
GRANTING TENTATIVE AND FINAL WATER APPLICATION APPROVAL
TO PINEWALD ESTATES, BLOCK 569, LOTS 1-12, 15-19 and 32;
and BLOCK 573, LOTS 9, 24-29 and 33-44**

WHEREAS, the Berkeley Township Municipal Utilities Authority hereinafter referred to as the Authority has received an application for tentative and final water approval for the property set forth above as designated on the official tax maps of the Township of Berkeley; and

WHEREAS, the Applicant for the project is Pinewald Estates; and

WHEREAS, the Applicant is proposing to construct six (6) single family dwellings with private septic systems and disposal beds on the referenced property; and

WHEREAS, the Applicant is proposing to construct 1,800 LF +/- of 8" DIP water main extension to provide domestic service to the six (6) proposed single family dwellings and twelve (12) existing single family dwellings as well as 1" domestic water services to the referenced dwellings which extension will connect to the Authority's existing terminal water facilities located along Nolan Avenue at Warwick Avenue; and

WHEREAS, the Applicant has submitted in connection with the application to the Authority plans prepared by William A. Stevens, P.E., P.P., of Professional Design Services, LLC, dated July 31, 2007, last revised November 15, 2015; and

WHEREAS, the Authority's Consulting Engineer, CME Associates, has reviewed the application, documents and plans submitted by the Applicant and authored a review letter addressed to the Authority, dated January 5, 2016; and

WHEREAS, the Consulting Engineer in the referenced review letter has recommended that the Authority approve Pinewald Estates' application for tentative and final water approval subject to compliance with the terms and conditions set forth therein;

WHEREAS, it appears that the Applicant by complying with all of the conditions set forth in the January 5, 2016 review letter of the Authority's Engineer is in compliance with the Authority's Rules and Regulations;

NOW THEREFORE BE IT RESOLVED this 28th day of January, 2016, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the recommendations of its Consulting Engineer for the project and grants tentative and final water approval to the Applicant, Pinewald Estates;
2. This approval is contingent upon the Applicant complying with all of the terms and conditions set forth in the aforementioned January 5, 2016 review letter of the Authority's Consulting Engineer, a copy of which is attached hereto and made a part hereof and incorporated fully herein by reference including the payment of any and all outstanding fees;
3. This approval shall become null and void after a one (1) year period if no construction takes place and further construction shall be completed within three (3) years of the date of this Resolution or else updated performance guarantees and basic construction service fees shall be required to be posted by the Applicant to the satisfaction of the Authority and the Authority's Consulting Engineer;

4. The Applicant has requested that the Authority waive the posting of a 10% cash portion of a bond since the project is intended for utilization as low income housing for the Township and said request will be granted and no 10% cash portion shall be required to be posted with the Authority;

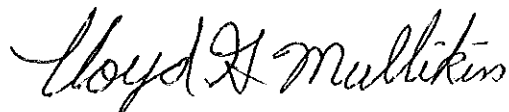
5. The Chairman and Executive Director are authorized to execute any and all documents necessary to comply with the intent of this Resolution; and

6. BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

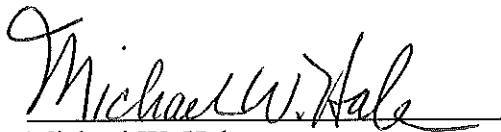
- a. Honorable Michael W. Hale, Chairman
- b. The Municipal Clerk of the Township of Berkeley
- c. CME Associates
- d. Pinewald Estates
- e. Berry, Sahradnik, Kotzas & Benson

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Michael W. Hale
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