

RESOLUTION NO. 0001 - 2021

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
REGARDING WELL #4, PHASE II**

WHEREAS, Montana Construction Corp., Inc., was the winning bidder on the Well #4, Phase II project for the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the "Authority"); and

WHEREAS, there was a Notice to Proceed, dated December 1, 2017, and the contractor initiated the project; and

WHEREAS, a voucher titled Pay Estimate #8 was presented to the Authority and CME Associates for work that was completed between May 1, 2020 through January 20, 2021; and

WHEREAS, the total construction costs associated with the voucher that was submitted was \$22,593.40; and

WHEREAS, the Authority, pursuant to Agreement, is to release retainage or a total of \$24,081.92; and

WHEREAS, appropriate and necessary supplemental work has been completed resulting in a reduction in total contract monies due of \$31,175.84; and

WHEREAS, the Authority Engineer has recommended final acceptance of the work and approval of the Closeout Change Order and final payment to the contractor in the amount of \$46,675.32;

NOW, THEREFORE, BE IT RESOLVED, this 28th day of January, 2021, 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 May 1, 2020 through January 20, 2021.
2. The Authority authorizes the payment to Montana Construction Corp., Inc., of \$46,675.32 which represents the net amount due from the invoice of \$22,593.40 and the release of retainage of \$24,081.92.
3. This payment shall be subject to submission of the required Maintenance Guarantee.
4. The Authority hereby authorizes and directs the Chairperson, Secretary and Executive Director to execute any and all necessary documents in order to implement the intent of this Resolution.


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, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley;
- c. CME Associates;
- d. Montana Construction Corp., Inc.; and
- 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, 2021, a quorum being present and voting in the majority.


Edward F. Cammarato, Authority Secretary


Michael W. Hale, Authority Chairperson

Prepared by:
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