

RESOLUTION NO. 0034 -2018

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING REIMBURSEMENT TO AT&T
FOR CELLULAR ANTENNA LEASE OVERPAYMENT**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) has a cellular antenna agreement with AT&T for equipment located on the Northern Boulevard and Station Road Tower; and

WHEREAS, the lease between the parties called for an increase in the yearly amount paid by AT&T; and

WHEREAS, when AT&T calculated an increase for the year 2006, an error was made in that calculation increasing the lease payments in excess of the amount intended; and

WHEREAS, AT&T conducted an audit regarding this overpayment and concluded that total overpayment since 2006 was in the amount of \$11,600.89; and

WHEREAS, the Authority’s Cellular Antenna Consultant and the Authority’s Auditor have reviewed the calculations submitted by AT&T and are in agreement with those calculations; and

WHEREAS, AT&T has requested reimbursement of \$6,255.12 in satisfaction of the overpayments made to the Authority; and

WHEREAS, the Authority’s Cellular Antenna Consultant and the Authority’s Auditor have indicated that reimbursement should be made in the lump sum of \$6,255.12;

NOW, THEREFORE, BE IT RESOLVED, this 28th day of June, 2018, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority shall reimburse AT&T the sum of \$6,255.12 in a lump sum payment.


2. This payment shall be in full satisfaction of all monies due to AT&T for overpayment with regard to the facilities installed on the referenced tower.
3. The Authority hereby authorizes and directs the Chairperson, Secretary, Executive Director and Authority Attorney 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. AT&T; and
- d. 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 June 2018, a quorum being present and voting in the majority.


Edward F. Cammarato, Authority Secretary


Michael W. Hale, Authority Chairperson

Prepared by:

BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753

RESOLUTION NO. 0035 -2018

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE ADOPTION OF A
REVISED EMPLOYEE MANUAL**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) in accord with appropriate regulations has a detailed Employee Manual in place; and

WHEREAS, for its own purposes, it is appropriate to review and revise said Employee Manual on a periodic basis; and

WHEREAS, the Authority as a member of the New Jersey Utility Authority Joint Insurance Fund (NJUAJIF) is required to perform a bi-annual review of said Employee Manual; and

WHEREAS, the Employee Manual has been reviewed and modified by the Executive Director as well as members of the Authority; and

WHEREAS, it is the desire of the Authority to adopt the updated version of the Employee Manual that is in accord with Authority practices and in compliance with NJUAJIF requirements;

NOW, THEREFORE, BE IT RESOLVED, this 28th day of June, 2018, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the revisions and updates to the Employee Manual.
2. The revised and updated Employee Manual shall be effective as of the date of this Resolution.


3. The Authority hereby authorizes and directs the Chairperson, Secretary, Executive Director and Authority Attorney 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:

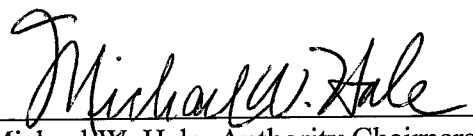
- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley; and
- c. Berry, Sahradnik, Kotzas & Benson.

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 June 2018, a quorum being present and voting in the majority.



Edward F. Cammarato, Authority Secretary



Michael W. Hale, Authority Chairperson

Prepared by:

BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753

RESOLUTION NO. 0036 -2018

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
FOR THE PURCHASE OF A RIDE ON LAWN MOWER WITH CATCHER**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the "Authority") requires a new ride on lawn mower with catcher; and

WHEREAS, the Executive Director of the Authority was authorized to seek quotes/bids for the purchase of a new ride on lawn mower with catcher; and

WHEREAS, the Authority has received two (2) responses to the request for quotes/bids that are deemed to be appropriate and in accord with the needs of the Authority;

NOW, THEREFORE, BE IT RESOLVED, this 28th day of June, 2018, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:


1. The 2018 Authority budget has allocated Twelve Thousand (\$12,000.00) Dollars for the purchase of a ride on lawn mower with catcher.
2. The Authority accepts the bid of Ace Outdoor Power 1 to supply the ride on lawn mower with catcher for the sum of Seven Thousand Nine Hundred Forty Nine (\$7,949.00) Dollars.
3. The Authority hereby authorizes and directs the Chairperson, Secretary, Executive Director and Authority Attorney 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:

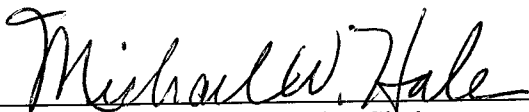
- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley;
- c. Ace Outdoor Power 1; and
- d. Berry, Sahradnik, Kotzas & Benson.

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 June 2018, a quorum being present and voting in the majority.



Edward F. Cammarato, Authority Secretary



Michael W. Hale, Authority Chairperson

Prepared by:

BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753

RESOLUTION NO. 0037 -2018

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE PURCHASE OF FIRE ALARM EQUIPMENT
AND REPLACEMENT PARTS**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) in reviewing the daily functions of the Authority felt that it was in the Authority’s best interest to refurbish their fire alarm system; and

WHEREAS, it was felt that an upgrade in the fire alarm system would be beneficial to modernize and protect the assets of the Authority; and

WHEREAS, a budget line item was placed in the current budget to upgrade the fire alarm system utilized by the Authority; and

WHEREAS, the Authority requested an evaluation of the fire alarm system from Red Hawk Fire & Security, the current maintenance vendor; and

WHEREAS, the Authority has reviewed the quote and concurs with Red Hawk Fire & Security’s recommendations;

NOW, THEREFORE, BE IT RESOLVED, this 28th day of June, 2018, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the recommendation of its professional staff and awards a contract to purchase and install fire alarm equipment and replacement parts from Red Hawk Fire & Security in accord with the quote specifications and products delineated on the quote submitted by Red Hawk Fire & Security, 1345 Campus Parkway, Suite A18, Wall Township, NJ 07753.
2. The cost to purchase and install the fire alarm equipment and replacement parts shall be the sum of \$5,260.00.

3. The Authority hereby authorizes and directs the Executive Director to move forward with said purchase in the normal course of business.
4. The Authority hereby authorizes and directs the Chairperson, Secretary, Executive Director and Authority Attorney 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. Red Hawk Fire & Security; and
- d. 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 June 2018, a quorum being present and voting in the majority.



Edward F. Cammarato, Authority Secretary



Michael W. Hale, Authority Chairperson

Prepared by:

BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753

RESOLUTION NO. 0038 -2018

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING TRANSFER OF FUNDS FROM
GENERAL ACCOUNT TO OPERATING ACCOUNT**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the "Authority") is contractually obliged to make payments of outstanding obligations including obligations in connection with its Well #4, Phase II project and must, therefore, have available in its operating account sufficient funds to make proper and prompt payments; and

WHEREAS, the Authority has sufficient funds available in its General Account to meet this obligation;

NOW, THEREFORE, BE IT RESOLVED, this 28th day of June, 2018, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:


1. The Authority is hereby authorized to withdraw the amount of Four Hundred Thousand (\$400,000.00) Dollars from its TD Bank General Account #81-0289-70-2 and to deposit that amount into its Ocean First Operating Account #23006001399 to comply with the Authority's obligations.
2. The Authority hereby authorizes and directs the Chairperson, Secretary, Executive Director and Authority Attorney to execute any and all necessary documents in order to implement the intent of this Resolution.

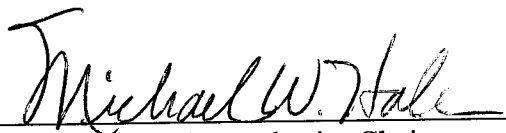
BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley;
- c. TD Bank;
- d. Ocean First; 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 June 2018, a quorum being present and voting in the majority.


Edward F. Cammarato, Authority Secretary


Michael W. Hale, Authority Chairperson

Prepared by:

BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753

RESOLUTION NO. 0039 -2018

**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 #1 was presented to the Authority and CME Associates for work that was completed between April 1, 2018 through June 8, 2018; and

WHEREAS, the total construction costs associated with the voucher that was submitted was \$407,032.25; and

WHEREAS, the Authority pursuant to Agreement is to deduct a 2% retainage or a total of \$8,140.65; and

WHEREAS, the Authority's Engineer has reviewed the voucher and supporting documentation and has approved payment to Montana Construction Corp., Inc.;

NOW, THEREFORE, BE IT RESOLVED, this 28th day of June, 2018, 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 April 1, 2018 through June 8, 2018.
2. The Authority authorizes the payment to Montana Construction Corp., Inc., of \$398,891.00 which represents the net amount due from the original invoice of \$407,032.25 less a retainage of \$8,140.65.


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

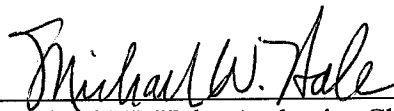
BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

- 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 June 2018, a quorum being present and voting in the majority.


Edward F. Cammarato, Authority Secretary


Michael W. Hale, Authority Chairperson

Prepared by:

BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753

RESOLUTION NO. 0040 -2018

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
REGARDING CONNECTION FEE AND CASH BOND FOR
HABITAT FOR HUMANITY HOME BEING CONSTRUCTED ON
279 ELIZABETH AVENUE**

WHEREAS, Habitat for Humanity, a non-profit entity, which constructs affordable housing units is constructing a home at 279 Elizabeth Avenue; and

WHEREAS, Habitat for Humanity has requested that the Berkeley Township Municipal Utilities Authority (hereinafter "Authority") waive its connection fee as well as the cash bond required in connection with a single family home water installation; and

WHEREAS, the Authority has reviewed the request submitted by Habitat for Humanity;

NOW, THEREFORE, BE IT RESOLVED, this 28th day of June, 2018, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority, in accord with appropriate statutory enactments, agrees to reduce its connection fee to \$550.00 for the home being constructed at 279 Elizabeth Avenue in lieu of a normal connection fee of \$1,100.00.
2. The Authority does not deem it in the best interest of the Authority to waive the wet tap cash bond required by the regulations and will require that a \$2,500.00 bond be posted for same.
3. The Authority hereby authorizes and directs the Chairperson, Secretary, Executive Director and Authority Attorney 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. Habitat for Humanity; 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 26th day of July 2018, a quorum being present and voting in the majority.



Edward P. Cammarato, Authority Secretary

Karen Davis, Vice Chairperson



Michael W. Hale, Authority Chairperson

Prepared by:

BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753