

RESOLUTION NO. 0031 - 2020

**RESOLUTION OF THE  
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,  
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NJ,  
AUTHORIZING FINAL APPROVAL AND ACCEPTANCE OF A  
PERFORMANCE BOND FOR  
AUSTIN/WOODHAVEN, BLOCK 330, LOTS 2-7, 12-18**

**WHEREAS**, the Applicant is proposing to construct 3 single family homes located on the referenced property; and

**WHEREAS**, it is the requirement of the Developer to connect to the Authority's water system; and

**WHEREAS**, the Applicant is proposing to extend 315 LF of water main to the existing main located on Manhattan Boulevard; and

**WHEREAS**, Applicant is required, in accord with the Authority's Consulting Engineer's letter of August 19, 2020, to provide sufficient performance guarantees in the total amount of \$59,653.00 with \$53,687.70 representing the 90% bond portion and \$5,965.30 representing the 10% cash portion to guarantee construction of the improvements described in the application; and

**WHEREAS**, a performance bond has been presented for review and meets the requirements set forth in the Authority's Consulting Engineer's letter of August 19, 2020;

**NOW THEREFORE BE IT RESOLVED** this 24<sup>th</sup> day of September, 2020, by the Berkeley Township Municipal Utilities Authority as follows:

1. The Authority hereby approves the performance bond as submitted by Austin/Woodhaven which bond is attached hereto and made a part hereof as **Exhibit "A"**.
2. The Authority approves the posting of a cash deposit in the amount of \$5,965.30 by Austin representing the 10% cash portion of the performance bond.
3. This approval is contingent upon review of the Authority's Engineering Committee.

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. Austin/Woodhaven; 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 24<sup>th</sup> day of September 2020, 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. 0032 - 2020**

**RESOLUTION OF THE  
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,  
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NJ,  
GRANTING WAIVER OF FEES TO THE  
TOWNSHIP OF BERKELEY FOR DOG PARK**

**WHEREAS**, the Township of Berkeley has constructed a dog park on Butler Blvd. in the Township; and

**WHEREAS**, water service is necessary to the dog park for the installation of a water fountain; and

**WHEREAS**, the Township of Berkeley has requested that water fees be waived; and

**WHEREAS**, the Berkeley Township Municipal Utilities Authority (hereinafter “Authority”) feels that it is in the public interest to waive said fees;

**NOW THEREFORE BE IT RESOLVED** this 24<sup>th</sup> day of September, 2020, by the Berkeley Township Municipal Utilities Authority as follows:


1. All fees regarding the provision of water service to a water fountain at the newly constructed dog park on Butler Blvd. are hereby waived which waiver includes the connection fee, inspection fee, quarterly payments and a wet tap escrow fee.
2. The quarterly fee shall continue to be waived with the understanding that, if any additional facilities such as bathrooms are constructed, the Authority will be notified and quarterly fees will then be instituted.
3. 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.

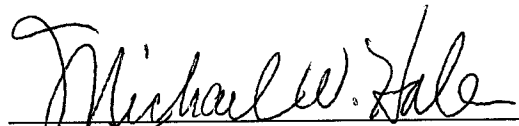
**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley; 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 24<sup>th</sup> day of September, 2020, 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  
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**RESOLUTION NO. 0033 - 2020**

**RESOLUTION OF THE  
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,  
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NJ,  
AUTHORIZING THE HIRING OF A TEMPORARY EMPLOYEE**

**WHEREAS**, an employee of the Berkeley Township Municipal Utilities Authority (hereinafter "Authority") has suffered an on the job injury; and

**WHEREAS**, as a result of suffering said on the job injury, the employee will not be able to perform his duties for a period of time to be determined; and

**WHEREAS**, the Authority is in need of help to replace the injured employee; and

**WHEREAS**, the Authority has identified an appropriate temporary employee;

**NOW THEREFORE BE IT RESOLVED** this 24<sup>th</sup> day of September, 2020, by the Berkeley Township Municipal Utilities Authority as follows:

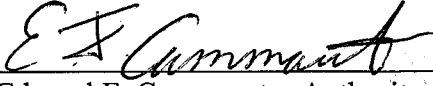
1. The Authority shall hire Ethan Elliott as a temporary employee for a period of time to be determined in accord with the needs of the Authority.
2. Temporary employee, Ethan Elliott, shall be paid at the rate of \$14.00 per hour and shall not be eligible for any benefits, including but not limited to earned time off, holiday pay and health benefits, during the period of his employment with the Authority but will be eligible for overtime assignment.
3. 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.

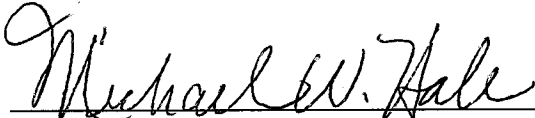
**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley;
- c. Ethan Elliott; 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 24<sup>th</sup> day of September 2020, a quorum being present and voting in the majority.

  
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Edward F. Cammarato, Authority Secretary

  
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Michael W. Hale, Authority Chairperson

Prepared by:  
BERRY, SAHRADNIK, KOTZAS & BENSON  
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RESOLUTION NO. 0034 - 2020

**RESOLUTION OF THE  
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,  
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NJ,  
REGARDING PAY TREATMENT FOR INJURED EMPLOYEE**

**WHEREAS**, Kyle Burton, an employee of the Berkeley Township Municipal Utilities Authority (hereinafter "Authority"), suffered an on the job injury on September 14, 2020; and

**WHEREAS**, said on the job injury consisted of a laceration to the employee's left index finger; and

**WHEREAS**, this injury will necessitate surgery; and

**WHEREAS**, as a result of said surgery, the employee will not be able to perform his duties as an employee of the Authority; and

**WHEREAS**, the employee will be out of work on workers' compensation leave for a period of time; and

**WHEREAS**, the current regulations of the Authority state that an employee in such a circumstance would receive the amount paid by the workers' compensation carrier; and

**WHEREAS**, the Authority wishes to amend that provision in this instance;

**NOW THEREFORE BE IT RESOLVED** this 24<sup>th</sup> day of September, 2020, by the Berkeley Township Municipal Utilities Authority as follows:

1. Kyle Burton shall be paid his full salary with usual deductions for any period of time which he is unable to perform his duties for the Authority and would be receiving workers' compensation payments.
2. The Authority will receive the workers' compensation temporary disability payments from Qual-Lynx and shall deposit same in the Authority's account.
3. This decision shall not be precedent in the event of any future issues relating to temporary disability benefits for workers' compensation purposes.


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.

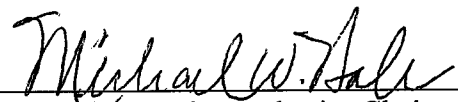
**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley; and
- c. Kyle Burton; 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 24<sup>th</sup> day of September 2020, a quorum being present and voting in the majority.

  
Edward F. Cammarato, Authority Secretary

  
Michael W. Hale, Authority Chairperson

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