

**RESOLUTION NO. 0061 - 2023**

**RESOLUTION OF THE  
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,  
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NJ  
GRANTING A REDUCTION IN PERFORMANCE BOND REQUIREMENT TO  
BERKELEY TERRACE, BLOCK 1014, LOT 26.01**

**WHEREAS**, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) granted an application for preliminary, tentative and final water approval for the property set forth above as designated on the official tax map of the Township of Berkeley by Resolution 2022-37; and

**WHEREAS**, the Authority modified that approval in Resolution 2023-47 to accept the project to proceed in separate phases; and

**WHEREAS**, Berkeley Terrace had previously posted with the Authority a performance bond consisting of \$506,332.90 in surety bond and a cash amount of \$39,817.33; and

**WHEREAS**, Berkeley Terrace has requested a reduction in the amount of performance guarantees due to the status of the project; and

**WHEREAS**, the Authority Engineer, Keith Chiaravallo, P.E., of CME Associates, has reviewed the status of the project and has provided a recommendation to reduce the performance guarantees in compliance with the Rules and Regulations of the Authority in a report, dated November 6, 2023, due to the fact that a substantial amount of the infrastructure has been completed; and

**WHEREAS**, the developer has completed all of Phase I as described in the CME report, dated November 6, 2023, making it eligible for performance bond reduction; and

**WHEREAS**, the same CME report calculates the bond requirements for the area described as Phase II still required and planned; and

**WHEREAS**, the developer has provided written notice to the removal of a portion of the project, specifically Phase III Pelham Avenue loop as described in the same CME report, making it eligible for performance bond reduction; and

**NOW THEREFORE BE IT RESOLVED** this 9<sup>th</sup> day of November, 2023, by the Berkeley Township Municipal Utilities Authority as follows:

1. The Authority accepts the recommendation of its Consulting Engineering for the reduction in performance guarantees to the following levels:

	Original		Revised Amount
90% Bond Portion	\$506,332.90	To	\$254,906.93
10% Cash Portion	\$39,817.33	To	\$28,323.00
Total Performance Guarantee	\$546,150.23		\$283,229.93

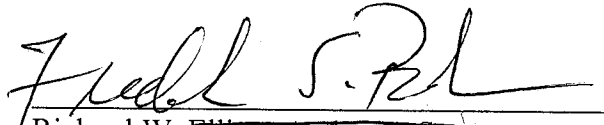
2. This approval is contingent upon Berkeley Terrace's submission of an affidavit to the Authority certifying that all contractors and suppliers in connection with the project have been paid in full as of the date of this resolution.
3. The Authority hereby authorizes and directs the Chairperson, Secretary 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. CME Associates;
- d. Berkeley Terrace; 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 9<sup>th</sup> day of November, 2023, a quorum being present and voting in the majority.

  
~~Richard W. Elliott, Authority Secretary~~  
Frederick S Bekirian Treasurer

  
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. 0062 - 2023**

**RESOLUTION OF THE  
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,  
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NJ  
AUTHORIZING INCREASE OF EMPLOYEES' SALARIES**

**WHEREAS**, the Berkeley Township Municipal Utilities Authority (hereinafter "Authority") and its Personnel Committee have reviewed the performance of hourly (staff) employees of the Authority; and

**WHEREAS**, based upon this review, the Personnel Committee and Executive Director have recommended that all employees receive a pay increase effective January 1, 2024; and

**WHEREAS**, after emerging from Executive Session on November 9, 2023, the Authority voted to approve the recommendation of the Executive Director and Personnel Committee authorizing pay increases for hourly workers per the below schedule;

**NOW THEREFORE BE IT RESOLVED** this 9<sup>th</sup> day of November, 2024, by the Berkeley Township Municipal Utilities Authority as follows:

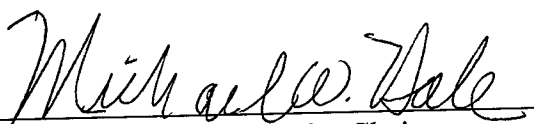
1. This resolution shall memorialize the vote taken by the Authority on November 9, 2023 approving the recommendation of the Personnel Committee and Executive Director providing for employee salary increases effective January 1, 2024.
2. The following employees shall be paid at the referenced hourly rate which incorporates an increase in pay and/or title changes from their pay status for the calendar year of 2024:

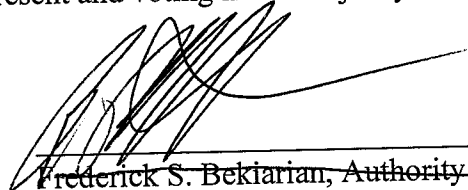
	January 1, 2024	July 1, 2024
Lori LeFaucheur	\$23.76	\$24.50
Sandra Walker	\$23.66	\$24.36
Deborah DelConte	\$29.02	\$29.90
Jeremiah Vespoli	\$0.00	\$17.00
Kyle Burton	\$21.00	\$21.63
Title Change		
After January 1, 2024 and after attaining T1/W1 certification		
Ethan Elliott	\$21.00	\$21.63
Title Change		
After January 1, 2024 and after attaining T1/W1 certification		
Carl Roth	\$38.60	\$39.76
Title Change		

3. All employees referenced in this resolution shall continue to be eligible for overtime pay and benefits per the employee manual.
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.

**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 9<sup>th</sup> day of November, 2023, a quorum being present and voting in the majority.

  
 Michael W. Hale, Authority Chairperson

  
 Frederick S. Bekiarian, Authority Treasurer  
 Richard W. Elliott, Secretary

Prepared by:  
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**RESOLUTION NO. 0063 - 2023**

**RESOLUTION OF THE  
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,  
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NJ  
AUTHORIZING CHANGE IN COMPENSATION  
FOR BRIAN BLAIR, CHIEF OF OPERATIONS**

**WHEREAS**, Authority Resolution 2022-0034 established terms of employment and compensation for Brian Blair for the period of May 2022 through May 19, 2025; and

**WHEREAS**, the Authority and its Personnel Committee have recommended a change in compensation as set forth in that Resolution;

**NOW THEREFORE BE IT RESOLVED** this 9<sup>th</sup> day of November, 2023, by the Berkeley Township Municipal Utilities Authority as follows:

1. Compensation for Brian Blair shall now be computed at an annual rate according to the following schedule:
  - A. Salary shall increase to \$105,000.00 effective January 1, 2024.
  - B. A \$5,000.00 stipend will be added to the base salary on January 1, 2024 (total salary \$110,000.00).
  - C. Salary shall be increased by 3% effective July 1, 2024 calculated on a \$110,000.00 base or \$113,300.00.
2. The balance of the terms set forth in said Resolution consisting of Nos. 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15 with the deletion of No. 8 shall still be applicable to Brian Blair's employment.
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.

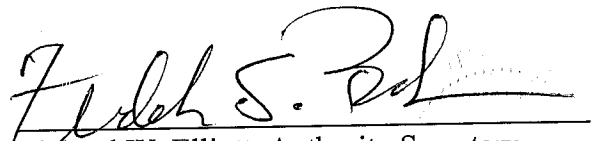
**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be forwarded

by the Executive Director to the following:

- a. Honorable Michael W. Hale, Chairperson;
- b. Brian Blair, Chief of Operations; 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 9<sup>th</sup> day of November, 2023, a quorum being present and voting in the majority.



~~Richard W. Elliott, Authority Secretary~~

Frederick S Bekirian Treasurer



Michael W. Hale, Authority Chairperson

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