

**RESOLUTION NO. 0048-2015**

**RESOLUTION OF THE  
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,  
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY,  
ESTABLISHING MEETING DATES FOR THE YEAR 2016**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter "Authority") must publish and advertise its meeting dates for the year 2016 in accordance with the provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.;

NOW THEREFORE BE IT RESOLVED this 17<sup>th</sup> day of December, 2015, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. Meetings of the Berkeley Township Municipal Utilities Authority for the year 2016 shall be held at 7:00 p.m. at the offices of the Authority located at 42 Station Road, Bayville, New Jersey, on the following dates:

|           |     |      |                         |
|-----------|-----|------|-------------------------|
| January   | 28, | 2016 | Regular & Caucus        |
| February  | 25, | 2016 | Reorganization & Caucus |
| March     | 24, | 2016 | Regular & Caucus        |
| April     | 28, | 2016 | Regular & Caucus        |
| May       | 26, | 2016 | Regular & Caucus        |
| June      | 23, | 2016 | Regular & Caucus        |
| July      | 28, | 2016 | Regular & Caucus        |
| August    | 25, | 2016 | Regular & Caucus        |
| September | 22, | 2016 | Regular & Caucus        |
| October   | 27, | 2016 | Regular & Caucus        |
| November  | 10, | 2016 | Regular & Caucus        |
| December  | 15, | 2016 | Regular & Caucus        |
| January   | 26, | 2017 | Regular & Caucus        |

2. The public may be present at all public meetings and formal action may be taken at all meetings.


3. The dates, time and location of all meetings shall be published and posted in accordance with the requirements of N.J.S.A. 10:4-7, et seq.

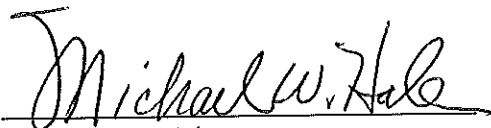
4. A certified copy of this Resolution shall be forwarded by the Executive Director to the following:

- a. Honorable Michael W. Hale, Chairman
- b. The Municipal Clerk of the Township of Berkeley
- c. CME Associates
- d. 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 17<sup>th</sup> day of December, 2015, a quorum being present and voting in the majority.

  
Lloyd G. Mullikin  
Authority Vice Chairman

  
Michael W. Hale  
Authority Chairman

Prepared by:

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

Resolution No. 0049-2015  
**2016 ADOPTED BUDGET RESOLUTION**

**BERKELEY TOWNSHIP  
MUNICIPAL UTILITIES AUTHORITY**

**FISCAL YEAR: FROM: Jan. 1, 2016 TO: Dec. 31, 2016**

WHEREAS, the Annual Budget and Capital Budget/Program for the Berkeley Township Municipal Utilities Authority for the fiscal year beginning January 1, 2016 and ending, December 31, 2016 has been presented for adoption before the governing body of the Berkeley Township Municipal Utilities Authority at its open public meeting of December 17, 2016; and

WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$ 2,031,200, Total Appropriations, including any Accumulated Deficit, if any, of \$2,162,308 and Total Unrestricted Net Position utilized of \$131,108; and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$4,176,000 and Total Unrestricted Net Position planned to be utilized of \$141,500; and total debt authorization planned to be issued as funding thereof totaling \$4,034,500.

NOW, THEREFORE BE IT RESOLVED, by the governing body of Berkeley Township Municipal Utilities Authority, at an open public meeting held on December 17, 2015 that the Annual Budget and Capital Budget/Program of the Berkeley Township Municipal Utilities Authority for the fiscal year beginning, January 1, 2016 and, ending, December 31, 2016 is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.

  
\_\_\_\_\_  
Michael W. Hale, Chairman

12/17/15  
Date

| Governing Body<br>Member: | Recorded Vote |     |         |        |
|---------------------------|---------------|-----|---------|--------|
|                           | Aye           | Nay | Abstain | Absent |
| Michael W. Hale           | X             |     |         |        |
| Lloyd G. Mullikin         | X             |     |         |        |
| Keith Buscio              | X             |     |         |        |
| Karen Davis               | X             |     |         |        |
| Kevin Askew (alternate)   |               |     |         | X      |

**RESOLUTION NO. 0050 - 2015**

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY, TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROVING AND ACCEPTING PERFORMANCE GUARANTEES FOR THE TENTATIVE & FINAL WATER CONNECTION PROJECT AT THE CRYSTAL LAKE HEALTHCARE & REHABILITATION CENTER, BLOCK 409, LOT 1, BERKELEY TOWNSHIP, NEW JERSEY**

**WHEREAS**, the Berkeley Township Municipal Utilities Authority (the "Authority") previously received an application for preliminary, tentative and final water approval for the Crystal Lake Healthcare & Rehabilitation Center, known as designated as Block 409, Lot 1, on the official tax maps of the Township of Berkeley, County of Ocean, State of New Jersey; and

**WHEREAS**, the Applicant for the project is Crystal Lake Healthcare & Rehabilitation Center, with a primary place of business of 395 Lakeside Boulevard in Bayville, New Jersey; and

**WHEREAS**, under cover letter of October 10, 2014, the Authority's Consulting Engineers, CME Associates, did author correspondence to the Authority which included an October 3, 2014 Performance Guarantee Estimate of \$69,143.76 relative to the aforementioned project; and

**WHEREAS**, on November 13, 2014, the Authority did adopt Resolution 0048-2014, granting preliminary, tentative and final water approval to the Applicant; and

**WHEREAS**, the Authority has been advised by the Executive Director and the Authority Conflict Counsel that a Performance Guarantee has been submitted to the Authority by the Applicant relative to the above referenced project; and

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

**WHEREAS**, the Performance Bond has been submitted to insure proper connection to the Authority water system by the Applicant relative to the aforementioned project; and

**WHEREAS**, the Performance Guarantee has been submitted on behalf of the Applicant in the amount of \$69,143.76 by the Applicant, pursuant to a Check #4556 drawn on Bank Leumi, which said amount represents the full required Performance Guarantee for the Water System Connection previously authorized and approved pursuant to Resolution 0048-2014; and

**WHEREAS**, the Authority has been advised that the Performance Guarantee has been deposited into the appropriate escrow account of the Authority and has cleared the bank; and

**WHEREAS**, the Authority's Conflict Counsel as reviewed the form and content of the Performance Guarantee and has advised the Commissioners of the Authority that same is acceptable in form and content, and therefore that the Authority should accept the Guarantee:

**NOW, THEREFORE, BE IT RESOLVED**, this 17th day of December, 2015, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the recommendations of its professional staff and accepts the aforementioned performance guarantee.
2. The Authority authorizes and directs the Executive Director and the Authority's professional staff to execute any and all necessary documents in order to implement the intent of this Resolution.

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**

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

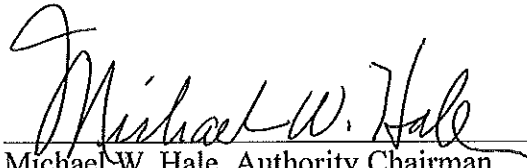
- (a) Honorable Michael W. Hale, Chairman;
- (b) Michele Nugent, Executive Director;
- (c) Crystal Lake Healthcare & Rehabilitation Center;
- (d) Keith Chiarevallo, P.E.;
- (e) Christopher K. Koutsouris, Esquire.

**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 17<sup>th</sup> day of December, 2015, a quorum being present and voting in the majority.



Lloyd G. Mullikin, Vice Chairman



Michael W. Hale, Authority Chairman

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**

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Prepared by:

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