

RESOLUTION NO. 0032 - 2024

**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
BERKELEY HOLDINGS, SOUTHERN BLVD.,
BLOCK 749 (VARIOUS), 759 (VARIOUS)**

WHEREAS, the Applicant is proposing to construct 6 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 1,440 LF of water main to the existing main located at Nolan Avenue and Lincoln Place; and

WHEREAS, Applicant is required, in accord with the Authority's Consulting Engineer's letter of March 21, 2023, to provide sufficient performance guarantees in the total amount of \$175,636.00 with \$158,072.40 representing the 90% bond portion and \$17,563.60 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 March 21, 2023;

NOW, THEREFORE, BE IT RESOLVED this 25th day of April, 2024, by the Berkeley Township Municipal Utilities Authority as follows:

1. The Authority hereby approves the performance bond as submitted by Berkeley Holdings / Southern Blvd. 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 \$17,563.60 by Berkeley Holdings 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. Berkeley Holdings / Southern Blvd.; 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 25th day of April, 2024, a quorum being present and voting in the majority.



Michael W. Hale, Authority Chairperson



Richard W. Elliott, Authority Secretary

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

RESOLUTION NO. 0033 - 2024

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE RELEASE OF A PERFORMANCE BOND FOR
LISA JERMAN – COOLIDGE AVENUE,
BLOCK 479, LOT 12.01**

WHEREAS, by Resolution 2022-48, dated October 27, 2022, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) required that a performance bond be posted with the Authority for the work to be done on the referenced project; and

WHEREAS, said performance bond was posted as cash in the amount of \$44,574.00 representing the bond to guarantee construction of the improvements and accepted by the Authority in Resolution 2022-48; and

WHEREAS, Lisa Jerman has completed the improvements set forth in the original application; and

WHEREAS, the Authority has received a request from the developer to release the performance guarantees posted in conjunction with said project; and

WHEREAS, the Authority Engineer has reviewed the project files and made site observations indicating that the work associated with the project has been completed; and

WHEREAS, the Authority Engineer has recommended a release of the performance guarantees associated with the project:

NOW, THEREFORE, BE IT RESOLVED, this 25th day of April, 2024, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority hereby authorizes the release of the performance bond previously posted with the Authority to ensure completion of the improvements associated with this project.

2. This release is subject to the posting of a cash maintenance guarantee in the amount of 15% of the cost of improvements or \$6,686.10 for a period of two (2) years from 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. Lisa Jerman; 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 25th day of April, 2024, a quorum being present and voting in the majority.


Richard W. Elliott, 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. 0034 - 2024

**RESOLUTION OF THE
BERKELEY TOWNSHIP MUNICIPAL UTILITIES AUTHORITY,
TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NJ
REGARDING NORTHERN BOULEVARD
PAINTING AND REHABILITATION PROJECT**

WHEREAS, United Painters, Inc., was the winning bidder on the Northern Blvd Water Tower Painting and Rehabilitation project for the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the “Authority”); and

WHEREAS, there was a Notice to Proceed, dated January 3, 2024, and the contractor initiated the project; and

WHEREAS, a voucher titled Pay Estimate #2 was presented to the Authority and CME Associates for work that was completed between March 16, 2024 through April 12, 2024; and

WHEREAS, the total construction costs associated with the voucher that was submitted was \$37,325.00; and

WHEREAS, the Authority, pursuant to agreement, is to deduct a 2% retainage or a total of \$746.50; and

WHEREAS, the Authority’s Engineer has reviewed the voucher and supporting documentation and has approved payment to United Painters, Inc;

NOW, THEREFORE, BE IT RESOLVED this 25th day of April, 2024, by the Berkeley Township Municipal Utilities Authority 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 March 16, 2024 through April 12, 2024.

2. The Authority authorizes the payment to United Painters, Inc., of \$36,578.50 which represents the net amount due from the original invoice of \$37,325.00 less a retainage of \$746.50.
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. United Painters, 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 25th day of April, 2024, a quorum being present and voting in the majority.


Richard W. Elliott, 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 OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE PURCHASE OF A
2024 FORD F450 EXTENDED CAB & CHASSIS**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) is in need of a truck for the efficient operation of the Authority; and

WHEREAS, monies have been budgeted in the current Authority budget for such a purpose; and

WHEREAS, the Authority had previously authorized the purchase of a vehicle that is no longer available (Resolution No. 2022-60); and

WHEREAS, a vehicle which satisfies the requirements of the Authority was located by Nielsen Ford State Contract 23-FLEET-34923; and

WHEREAS, the Authority wishes to authorize the purchase of the desired vehicle and additional necessary attachments; and

WHEREAS, the desired truck has been located through vendor Nielsen Ford, 170 Ridgedale Avenue, Morristown, NJ 07930:

NOW, THEREFORE, BE IT RESOLVED, this 25th day of April, 2024, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority hereby authorizes the purchase of a 2024 Ford F450 Extended Cab & Chassis truck from Nielsen Ford, 170 Ridgedale Avenue, Morristown, NJ 07930.
2. This vehicle is a proper addition to assist in the efficient operation of the Authority and is deemed to be an appropriate and necessary purchase.

3. The total cost for said vehicle shall be in the amount of Eighty Two Thousand One Hundred Thirty One Dollars and Fifty One Cents (\$82,131.51) which includes all necessary and appropriate upgrades that are required by the Authority (see **Exhibit "A"** attached hereto and made a part hereof).
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. 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 25th day of April, 2024, a quorum being present and voting in the majority.



Michael W. Hale, Authority Chairperson



Richard W. Elliott, Authority Secretary

Prepared by:
BERRY, SAHRADNIK, KOTZAS & BENSON
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