

RESOLUTION #2017- 52

RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING ACCEPTANCE AND EXECUTION OF RISK MANAGEMENT CONSULTANT'S AGREEMENT WITH CONNER STRONG & BUCKELEW

WHEREAS, Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the "Authority") is enrolled and part of the New Jersey Utility Authorities Joint Insurance Fund (the "JIF"); and

WHEREAS, the Authority renewed its membership in the JIF for an additional three-year period beginning January 1, 2018 and ending December 31, 2020; and

WHEREAS, pursuant to the bylaws of the JIF, the Authority must retain the services of a consultant with regard to professional risk management issues; and

WHEREAS, the Authority has previously contracted with and is satisfied with the services provided by Conner Strong and Buckelew as its risk management consultant; and

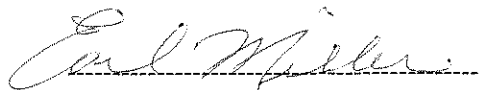
WHEREAS, the services provided by Conner Strong and Buckelew are considered a "professional service" and therefore exempt from the formal bidding requirements set forth in the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

NOW, THEREFORE, BE IT RESOLVED this 13th day of November 2017 by the Little Egg Harbor Municipal Utilities Authority as follows:

- 1 – The Authority accepts and approves the proposed agreement with Conner Strong and Buckelew.
- 2 – The Authority authorizes and directs the Chairman, Secretary, and/or Executive Director to execute any and all necessary documents in order to implement the intent of this Resolution.
- 3 – This is a "professional appointment" as defined in the New Jersey Local Public Contracts Law, and therefore the formal bidding requirements set forth therein need not be complied with.
- 4 – Notification of this professional appointment shall be published in an official newspaper of the Authority within ten days.

CERTIFICATION

I hereby certify that the foregoing Resolution was duly adopted by the Little Egg Harbor Municipal Utilities Authority at a regular meeting held on the 13th day of November 2017, a quorum being present and voting in the majority.



Earl Miller, Secretary

RESOLUTION #2017- 53

RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, ACCEPTING AND AWARDED CONTRACT FOR PROFESSIONAL SERVICES WITH DYNAMIC TESTING SERVICE FOR CDL RANDOM ALCOHOL AND DRUG TESTING PROGRAM

WHEREAS, Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the "Authority") has previously entered into contracts for professional services for supply of the CDL Random Alcohol and Drug Testing Program;

WHEREAS, the Authority believes the continuation of these programs are essential in order to best protect the Authority, its employees and the citizens of Little Egg Harbor Township; and

WHEREAS, the award of a contract for this service is a professional contract and therefore exempt from the formal bidding requirements of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq; and:

WHEREAS, the Authority has reviewed a proposed Contract for Professional Services with Dynamic Testing Service and finds it to be acceptable and within the Authority's budgetary constraints.

NOW, THEREFORE, BE IT RESOLVED this 13th day of November 2017 by the Little Egg Harbor Municipal Utilities Authority as follows:

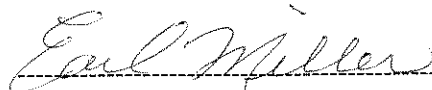
1 – The Authority awards the contract for providing the CDL Random Alcohol and Drug Testing Program to Dynamic Testing Service. A copy of the contract is on file at the Authority office and can be viewed during normal business hours.

2 – This is a professional contract and therefore exempt from the formal bidding requirements of the New Jersey Local Public Contracts Law. The Authority therefore directs its Administrative staff to publish notification of the approval within ten days of its passage in an official newspaper of the Authority.

3 – The Authority authorizes and directs the Chairman, Secretary, and/or Executive Director to execute any and all necessary documents in order to implement the intent of this Resolution.

CERTIFICATION

I hereby certify that the foregoing Resolution was duly adopted by the Little Egg Harbor Municipal Utilities Authority at a meeting held on the 13th day of November 2017, a quorum being present and voting in the majority.



Earl Miller, Secretary

RESOLUTION #2017-54

RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A REFUND OF \$150.00 FOR DUPLICATE MTU PURCHASE TO THE PROPERTY OWNER OF 2 WEST HUDSON DRIVE, LITTLE EGG HARBOR, NEW JERSEY

WHEREAS, the Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the "Authority") has determined that an MTU purchased on October 20, 2017 by the property owner of 2 West Hudson Drive, Little Egg Harbor, New Jersey, (Account No. 1890-0) in the amount of \$150.00 was purchased in error as an MTU was purchased previously in January 2017 for said property; and

WHEREAS, the Authority has determined that the property owner has paid that amount and therefore should be refunded those monies.

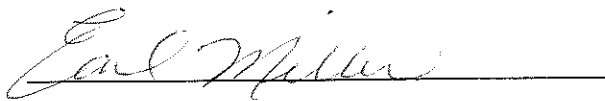
NOW, THEREFORE, BE IT RESOLVED this 13th day of November 2017 by the Little Egg Harbor Municipal Utilities Authority as follows:

1 – The Authority authorizes a refund in the amount of \$150.00 to the property owner of 2 West Hudson Drive, Little Egg Harbor, New Jersey, (Account No. 1890-0), for the duplicate MTU purchased.

2 – The Authority hereby authorizes and directs the Chairman, Secretary, and/or 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 Little Egg Harbor Municipal Utilities Authority at a meeting held on the 13th day of November 2017, a quorum being present and voting in the majority.

A handwritten signature in cursive script, reading "Earl Miller", is written over a horizontal line.

Earl Miller, Secretary

RESOLUTION #2017-55

**RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY,
COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A METER FEE
REFUND OF \$150.00 FOR OAK LANE LEH, LLC FOR OAK LANE APARTMENTS,
LITTLE EGG HARBOR, NEW JERSEY**

WHEREAS, the Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the "Authority") has determined that Oak Lane LEH, LLC is due a refund as the need exists for a larger meter than was previously issued for the Clubhouse; and

WHEREAS, the Authority has determined that the property owner has paid that amount and therefore should be refunded those monies.

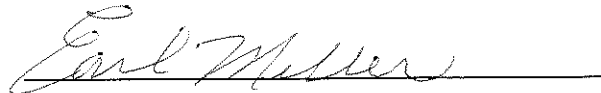
NOW, THEREFORE, BE IT RESOLVED this 13th day of November 2017 by the Little Egg Harbor Municipal Utilities Authority as follows:

1 – The Authority authorizes a refund in the amount of \$150.00 to the property owner of Oak Lane Apartments, Little Egg Harbor, New Jersey, for returning the meter previously issued for the Clubhouse.

2 – The Authority hereby authorizes and directs the Chairman, Secretary, and/or 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 Little Egg Harbor Municipal Utilities Authority at a meeting held on the 13th day of November 2017, a quorum being present and voting in the majority.

A handwritten signature in cursive script, appearing to read "Earl Miller", is written over a horizontal line.

Earl Miller, Secretary

RESOLUTION #2017-56

**RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY,
COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROVING CHANGE ORDER #3
FOR THE PUMP STATION #3 REHABILITATION PROJECT**

WHEREAS, the Little Egg Harbor Municipal Utilities Authority (hereinafter "Authority") has previously awarded a Contract to Mathis Construction Co., Inc. (the "Contractor") for the Pump Station #3 Rehabilitation Project (the "Project"); and

WHEREAS, The Authority has received a letter from its Consulting Engineer for the Project, Remington, Vernick & Vena Engineers, recommending approval of said Change Order representing As-built Quantity Adjustments for the project in the amount of \$74,930.31; and

WHEREAS, the Authority believes that the recommendation of its Consulting Engineer is appropriate and in accordance with the Contract awarded to the Contractor; and

WHEREAS, it is the desire of the Authority to authorize this Change Order.

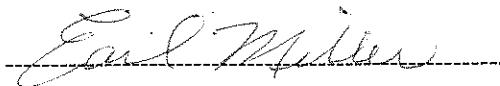
THEREFORE, BE IT RESOLVED, this 13th day of November 2017 by the Little Egg Harbor Municipal Utilities Authority as follows:

1 – The Authority accepts the recommendation of its Consulting Engineer and approves a Change Order to the Contract with Mathis Construction Co., Inc. for the Pump Station #3 Rehabilitation Project representing As-built Quantity Adjustments for the project in the amount of \$74,930.31 for an amended contract price of \$838,074.32.

2 – The Authority authorizes and directs the Chairman, Secretary, and/or Executive Director to execute any necessary documents in order to implement the intent of this Resolution.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Little Egg Harbor Municipal Utilities Authority at a regular meeting held November 13, 2017, a quorum being present and voting in the majority.



Earl Miller, Secretary

CHANGE ORDER NO. 3

DATE: 11/1/17

PUMP STATION No. 3 REHABILITATION

Mathis Construction Co., Inc.

Name of Project

Contractor

LITTLE EGG HARBOR MUA

1510 Route 539 Suite 1

Owner

Address

1517M055

Little Egg Harbor, NJ 08087

Project Number

NATURE AND REASON OF CHANGE: As-built Quantity Adjustments

Item Number	Description	Quantity	Unit Price	Change in Contract Cost
9	HMA Milling 2" TH	1,056 SY	\$10.00	\$10,560.00
11	Surface Course 12.5M64 HMA 2" TH	1,125 SY	\$25.00	\$28,125.00
14	Select Fill	256 CY	\$10.00	\$2,560.00
24	Uniform Traffic Director	2.25 ALL	\$15,000.00	\$33,685.31
NET CHANGE IN CONTRACT PRICE				\$74,930.31

The previous Contract Amount was: \$763,144.01

The current Contract total, including this Change Order equals: \$838,074.32

Eight Hundred Thirty Eight Thousand Seventy Four and 32/100

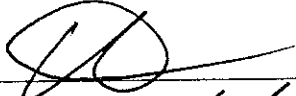
Dollars

The Contract Period for Completion will be UNCHANGED.

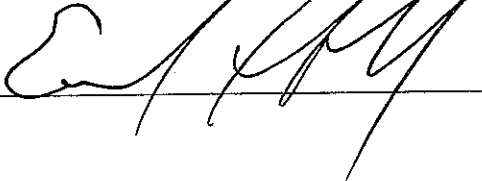
This Document shall become an Amendment to the Contract and all provisions of the contract will apply hereto.

ACCEPTED BY CONTRACTOR: 

DATE: 11/9/17

RECOMMENDED BY ENGINEER: 

DATE: 4/13/17

APPROVED BY OWNER: 

DATE: 11/20/17

#2017-57

RESOLUTION

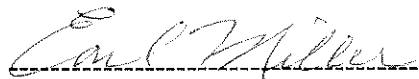
WHEREAS, pursuant to the Open Public Meetings Act, Section 7b, The Authority has determined that the public should be excluded from that portion of the meeting of the Authority which concerns itself with litigation.

NOW, THEREFORE BE IT RESOLVED by the Little Egg Harbor Municipal Utilities Authority as follows:

1. The Authority hereby determines pursuant to Section 7b of the Open Public Meetings Act, Chapter 231, P.L. 1975, that it is necessary to discuss litigation.
2. The circumstances under which the discussion conducted in closed session can be disclosed to the public will be upon determination of whether litigation will ensue or negotiations to avoid litigation are successful.

CERTIFICATION

I certify that the foregoing resolution was duly adopted at the regular meeting of the said Authority held on the 13th day of November 2017.



Secretary

RESOLUTION #2017-58

**RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY,
COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING EARL F. SUTTON JR. AS
THE AUTHORITY PUBLIC AGENCY COMPLIANCE OFFICER**

WHEREAS, Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the "Authority") created the position of Public Agency Compliance Officer, in order to comply with regulatory requirements imposed by the State of New Jersey, the New Jersey Department of the Treasury (State Affirmative Action Office) and other regulatory agencies; and

WHEREAS, the Authority, after discussion with its professional staff, believed it appropriate and necessary to create the position of Public Agency Compliance Officer in order to comply with the appropriate regulations, administrative code, and statutory requirements; and

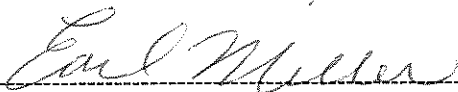
WHEREAS, Earl F. Sutton Jr., Executive Director of the Authority, has shown the willingness, experience, educational background and competence to serve the Authority and its ratepayers as its Public Agency Compliance Officer.

NOW, THEREFORE, BE IT RESOLVED this 12th day of December 2017, by the Little Egg Harbor Municipal Utilities Authority, as follows:

- 1 – Effective January 1, 2018, Earl F. Sutton Jr. is hereby appointed as Public Agency Compliance Officer.
- 2 – The Authority authorizes and directs the Chairman, Secretary, and/or Executive Director to execute any and all necessary documents in order to implement the intent of this Resolution.

CERTIFICATION

I hereby certify that the foregoing Resolution was duly adopted by the Little Egg Harbor Municipal Utilities Authority at a meeting held on the 12th day of December 2017, a quorum being present and voting in the majority.



Earl Miller, Secretary

RESOLUTION NO. 2017-59

**RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY
HIRING KIMBERLY LANEY TO THE POSITION OF CLERK**

WHEREAS, the Personnel Committee and Executive Director, discussed the qualifications and work experience of Kimberly Laney with respect to hiring her as Clerk, with the Authority; and

WHEREAS, the Personnel Committee has recommended that Kimberly Laney be appointed to the position of Clerk and recommends she be compensated a salary of \$13.00 per hour beginning January 1, 2018, plus any other benefit provided for in the Collective Bargaining Agreement.

NOW THEREFORE, BE IT RESOLVED, this 12th day of December, 2017, by the Little Egg Harbor Municipal Utilities Authority, as follows:

1. The Authority accepts the recommendations of its Personnel Committee and Executive Director and hereby appoints Kimberly Laney to the position of Clerk at a salary of \$13.00 per hour, effective January 1, 2018, plus any other benefits provided in the Collective Bargaining Agreement.
2. The Authority authorizes and directs the Chairman, Secretary and/or Executive Director to execute any and all necessary documents in order to implement the intent of this Resolution.

CERTIFICATION

I hereby certify that the foregoing Resolution was duly adopted by the Little Egg Harbor Municipal Utilities Authority at a meeting held on the 12th day of December, 2017, a quorum being present and voting in the majority.


EARL MILLER - SECRETARY

PREPARED BY:
BRIAN E. RUMPF, P.C.
11 LEIFRIED LANE
TUCKERTON, NEW JERSEY 08087

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT
RESOLUTION 2017- 60

WHEREAS, N.J.S.A. 40A:5A-15 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Secretary pursuant to N.J.S.A. 40A: 5A-17, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated by N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each local unit shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, at a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

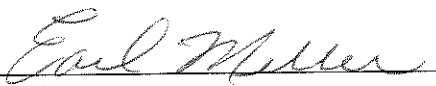
WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Board of Commissioners of the Little Egg Harbor Municipal Utilities Authority, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON DECEMBER 12, 2017.


Secretary

RESOLUTION #2017-61

**RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY,
COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROVING CHANGE ORDER #4
FOR THE PUMP STATION #3 REHABILITATION PROJECT**

WHEREAS, the Little Egg Harbor Municipal Utilities Authority (hereinafter "Authority") has previously awarded a Contract to Mathis Construction Co., Inc. (the "Contractor") for the Pump Station #3 Rehabilitation Project (the "Project"); and

WHEREAS, The Authority has received a letter from its Consulting Engineer for the Project, Remington & Vernick Engineers, recommending approval of said Change Order representing final as-built quantity adjustments and various extra work for a net contract increase of \$57,172.10; and

WHEREAS, the Authority believes that the recommendation of its Consulting Engineer is appropriate and in accordance with the Contract awarded to the Contractor; and

WHEREAS, it is the desire of the Authority to authorize this Change Order.

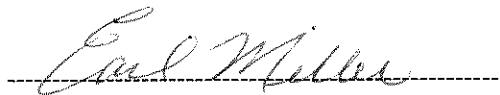
THEREFORE, BE IT RESOLVED, this 12th day of December 2017 by the Little Egg Harbor Municipal Utilities Authority as follows:

1 – The Authority accepts the recommendation of its Consulting Engineer and approves Change Order #4 to the Contract with Mathis Construction Co., Inc. for the Pump Station #3 Rehabilitation Project representing final as-built quantity adjustments and various extra work for a net contract increase of \$57,172.10.

2 – The Authority authorizes and directs the Chairman, Secretary, and/or Executive Director to execute any necessary documents in order to implement the intent of this Resolution.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Little Egg Harbor Municipal Utilities Authority at a regular meeting held December 12, 2017, a quorum being present and voting in the majority.



Earl Miller, Secretary

CHANGE ORDER NO. 4

DATE: 12/5/17

PUMP STATION No. 3 REHABILITATION

Name of Project

Mathis Construction Co., Inc.

Contractor

LITTLE EGG HARBOR MUA

Owner

Mathis Construction Co., Inc.

Address

1517M055

1510 Route 539 Suite 1

Project Number

NATURE AND REASON OF CHANGE: Final Asbuilt Quantity Adjustments , Various Extra Work

Item Number	Description	Quantity	Unit Price	Change in Contract Cost
7	Test Pit	(29) CY	\$50.00	(\$1,450.00)
8	DGA Base Course 6" TH	(218.5) SY	\$10.00	(\$2,185.00)
10	Base Course 19M64 HMA 6" TH	(218.5) SY	\$40.00	(\$8,740.00)
15	10" PVC Gravity Sewer	(40) LF	\$178.00	(\$7,120.00)
16	6" PVC Force main and fittings	(35) LF	\$104.00	(\$3,640.00)
17	Deep Service Connections (Total quantity of 10 accounts, 2	(2) UN	\$2,400.00	(\$4,800.00)
19	Cleaning and Television Pipes to be Abandoned	(764) LF	\$7.00	(\$5,348.00)
20	Grouting Existing Sanitary Sewer Pipe	(1) CY	\$250.00	(\$250.00)
23	Allowance for Atlantic City Electric	(0.7243934) ALL	\$15,000.00	(\$10,865.90)
E1	Wet Well Removal -Extra Work, Unforseen Steel/Concrete Encaement	1 LS	\$49,146.81	\$49,146.81
E2	Gas Main & Bell Conduit Bank conflicts with laterals	1 LS	\$10,065.32	\$10,065.32
E3	Gas Main Conflict against MH No. 1	1 LS	\$11,939.54	\$11,939.54
E4	Pick-up precast manhole	1 LS	\$4,500.00	\$4,500.00
E5	Install New Water Service to HSE# 1075	1 LS	\$3,093.99	\$3,093.99
E6	Add 2' Riser to Valve Chamber	1 LS	\$3,453.16	\$3,453.16
E7	Revised Fence Height to 8 ft.	1 LS	\$1,500.00	\$1,500.00
E8	Extra Work Due to Water Main Leak at Valve	1 LS	\$17,872.18	\$17,872.18
NET CHANGE IN CONTRACT PRICE				\$57,172.10

The previous Contract Amount was: \$838,074.32

The current Contract total, including this Change Order equals: \$895,246.42

Eight Hundred Ninety Five Thousand Two Hundred Forty Six Thousand and 42/100

Dollars

The Contract Period for Completion will be UNCHANGED.

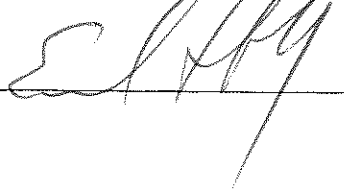
This Document shall become an Amendment to the Contract and all provisions of the contract will apply hereto.

ACCEPTED BY CONTRACTOR: 

DATE: 12-7-17

RECOMMENDED BY ENGINEER: 

DATE: 12/8/17

APPROVED BY OWNER: 

DATE: 12-15-17

RESOLUTION #2017-62

RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE RELEASE OF A PERFORMANCE BOND CONDITIONED UPON POSTING A MAINTENANCE GUARANTEE BY MATHIS CONSTRUCTION COMPANY INC. IN REGARD TO THE PUMP STATION #3 REHABILITATION PROJECT

WHEREAS, the Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the "Authority") has received a request from Mathis Construction Company Inc. (the "Contractor") for a release of their performance bond and acceptance of a maintenance guarantee for the Pump Station #3 Rehabilitation Project (the "Project"); and

WHEREAS, the Authority authorized and directed its Consulting Engineer, Remington & Vernick to inspect the work which has been performed in order to provide a recommendation as to whether the performance bond should be released and a maintenance guarantee accepted; and

WHEREAS, the Authority has received a letter of recommendation from its Consulting Engineer for the Project, dated December 5, 2017, indicating the request for release of the performance bond should be granted and a maintenance guarantee posted for the reasons set forth therein; and

WHEREAS, the approval of the request for release of performance bond and posting of a maintenance guarantee in the amount of \$895,246.42 for this project is in accordance with the Authority Rules and Regulations.

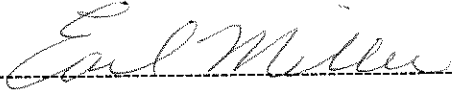
NOW, THEREFORE, BE IT RESOLVED, this 12th day of December 2017 by the Little Egg Harbor Municipal Utilities Authority as follows:

1 - The Authority accepts the recommendations of its Consulting Engineer for the Project and approves the request for release of the performance bond conditioned upon receipt and approval of the proper maintenance guarantee for the Project in the amount of \$895,246.42, in accordance with the requirements set forth in the December 5, 2017 letter from the Authority Consulting Engineer.

2 – The Authority authorizes and directs the Chairman, Secretary, and/or Executive Director to execute any and all necessary documents in order to implement the intent of this resolution.

CERTIFICATION

I hereby certify that the foregoing Resolution was duly adopted by the Little Egg Harbor Municipal Utilities Authority at a meeting held on the 12th day of December 2017, a quorum being present and voting in the majority.



Earl Miller - Secretary

RESOLUTION NO. 2017-63

RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY DECLARING THE EXISTANCE OF AN EMERGENCY PURSUANT TO N.J.S.A. 40A:11-6

WHEREAS, the Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the “Authority”) is cognizant of an unexpected and unanticipated situation which affects the public health, safety and welfare, due to dangerous road conditions which exist after the completion of water and sewer infrastructure repairs on Twin Lakes Boulevard, in the Township of Little Egg Harbor; and

WHEREAS, the Authority further recognizes that the existing road surface requires immediate attention as numerous reports have been presented with regard to the unsafe condition of the roadway; and

WHEREAS, the Authority further recognizes that a substantial period of time would be required to prepare building specifications and advertisement for bids to facilitate correction of the roadway, which may be deemed a public safety hazard; and

WHEREAS, the Authority also is aware that deteriorating weather conditions may further jeopardize the safety of the subject roadway and the traveling public due to limitations on the ability of the present roadway to be plowed and cleared of ice and snow; and

WHEREAS, the Authority recognizes that there is also a time sensitivity with respect to the availability of asphalt due to the seasonal closure of asphalt plants; and

WHEREAS, the Authority recognizes that in order to protect the public health, safety and welfare, it is the desire of the Authority to recognize and declare an emergency which affects the public health, safety and welfare to permit the immediate obtainment of quotations to perform only such work as may be necessary to remediate the public safety concern of the subject roadway.

NOW THEREFORE, BE IT RESOLVED on this 12th day of December, 2017, by the Little Egg Harbor Municipal Utilities Authority as follows:

1. Pursuant to N.J.S.A. 40A:11-6, an emergency is hereby declared in connection with the present condition of Twin Lakes Boulevard in that area where water and sewer infrastructure replacement and repair have been completed and as further designated by the Authority Engineer.

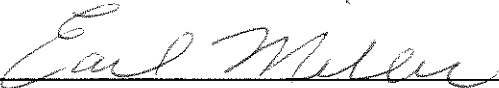
2. The limited scope of roadway resurface shall be authorized as an emergency contract in order to meet the remediation requirements of the declared emergency.

3. An award of a contract is hereby authorized pursuant to the requirements of N.J.S.A. 40A:11-6.

4. The Authority authorizes and directs the Chairman, Secretary and/or 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 Little Egg Harbor Municipal Utilities Authority at a meeting held on the 12th day of December, 2017, a quorum being present and voting in the majority.



EARL MILLER - SECRETARY

PREPARED BY:
BRIAN E. RUMPF, P.C.
11 LEIFRIED LANE
TUCKERTON, NEW JERSEY 08087

#2017-64

RESOLUTION


WHEREAS, pursuant to the Open Public Meetings Act, Section 7b, The Authority has determined that the public should be excluded from that portion of the meeting of the Authority which concerns itself with litigation.

NOW, THEREFORE BE IT RESOLVED by the Little Egg Harbor Municipal Utilities Authority as follows:

1. The Authority hereby determines pursuant to Section 7b of the Open Public Meetings Act, Chapter 231, P.L. 1975, that it is necessary to discuss litigation.
2. The circumstances under which the discussion conducted in closed session can be disclosed to the public will be upon determination of whether litigation will ensue or negotiations to avoid litigation are successful.

CERTIFICATION

I certify that the foregoing resolution was duly adopted at the regular meeting of the said Authority held on the 12th day of December 2017.



Secretary