

RESOLUTION #2020-43

RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, GRANTING FINAL SEWER APPROVAL FOR DW ROUTE 9, LITTLE EGG HARBOR 23, LLC, RAILROAD DRIVE SUBDIVISION- BLOCK 172, LOT 9

WHEREAS, the Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the "Authority") has received an application for final sewer approval for property known and designated as DW Route 9, Little Egg Harbor 23, LLC, Railroad Drive Subdivision-Block 172, LOT 9 in Little Egg Harbor Township.

WHEREAS, the applicant for the project is DW Route 9, Little Egg Harbor 23, LLC (the "applicant"), and the attorney for the applicant is not known at this time; and

WHEREAS, the purpose of the application is to construct a 23-lot major subdivision and one (1) future commercial site in between Railroad Drive and New Jersey Route 9. The applicant is applying for sewer service at this time. The applicant proposes to install two (2) sanitary sewer manholes in Railroad Drive and seven (7) additional sanitary manholes in the proposed road and 1,355 LF of 8" PVC gravity sewer main to service the subdivision. The applicant's primary mailing address is 100 Passaic Avenue, Suite 204, Fairfield, NJ 07704. The applicant's Engineer is Charles Surmonte, P.E., P.L.S. of Gravatt Consulting Group; and

WHEREAS, the applicant has submitted the following:

A set of plans, sheets 1 through 12 entitled "Preliminary and Final Major Subdivision, Lot 9, Block 172, Township of Little Egg Harbor, Ocean County" prepared by Charles Surmonte, P.E., P.L.S., with a last revision date of August 14, 2020.

WHEREAS, the Authority has received a letter of recommendation dated September 11, 2020 from its Consulting Engineer for the project, Remington, Vernick & Vena Engineers, which letter recommends that the application for final sewer be approved, subject to compliance with the terms and conditions set forth therein; and

WHEREAS, it appears that the applicant, by complying with the conditions set forth in the aforementioned review letter, is in compliance with the Authority's Rules and Regulations.

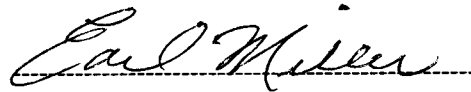
NOW, THEREFORE, BE IT RESOLVED this 6th day of October 2020 by the Little Egg Harbor Municipal Utilities Authority as follows:

1 - The Authority accepts the recommendations of its Consulting Engineer for the project and grants final sewer approval. This approval is contingent upon the applicant complying with all terms and conditions set forth in the aforementioned review letter dated September 11, 2020. A copy of the aforementioned review letter is attached hereto and made a part hereof.

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 October 6, 2020, a quorum being present and voting in the majority.

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

EARL MILLER, SECRETARY



**REMINGTON
& VERNICK
ENGINEERS**

9 Allen Street
Toms River, NJ 08753
O: (732) 286-9220
F: (732) 505-8416

September 11, 2020

Mr. Earl Sutton, Jr., Executive Director
Little Egg Harbor Municipal Utilities Authority
823 Radio Road
P.O. Box 660
Little Egg Harbor, New Jersey 08087-0660

Re: Final Sewer Application Review
Railroad Drive Subdivision – Block 172, Lot 9
DW Route 9, Little Egg 23, L.L.C.
Our File: 1517-N-1167

Dear Mr. Sutton:

Our office has received the application for Final Sewer Approval for the above referenced Block and Lot. We have reviewed this application and find the following.

A. General:

The applicant, DW Route 9, Little Egg Harbor, L.L.C., is proposing a 23-lot major subdivision and one (1) future commercial site in between Railroad Drive and NJ Route 9. The applicant is applying for sewer service at this time. The applicant proposes to install two (2) sanitary manholes in Railroad Drive and seven (4) additional sanitary manholes in the proposed road and 1,355 LF of 8" PVC gravity sewer main to service the subdivision. The applicant's primary mailing address is 100 Passaic Avenue, Suite 204, Fairfield, New Jersey 07704. The applicant's engineer is Charles Surmonte, P.E., P.L.S. The applicant's attorney is not known at this time.

B. Items Submitted:

The applicant has submitted the following:

1. Set of plans, sheets 1 through 12 entitled "Preliminary and Final Major Subdivision, Lot 9, Block 172, Township of Little Egg Harbor, Ocean County" prepared by Charles Surmonte, P.E., P.L.S., with a last revision date of August 14, 2020.
2. Final Sewer Application.

We have the following comments:

1. The project is located in an active sewer service area.
2. Connection of this project to the Authority's system will be required.
3. All work is to be constructed in accordance with the Authority's Rules and Regulations.

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4. A TWA Permit modification has been obtained by the applicant, however, permission to modify the permit has not yet been granted by the Authority. By copy of this letter, we recommend that the Authority endorse the request to modify the Treatment Works Approval Permit for this project.
 5. The following is a list of items that shall be revised:
 - a. Sheet 3, Manhole S-6, the gravity sewer main shall also extend ten feet past the property line of lot 9.13 and shall be terminated with a manhole with an invert to the south and an eight-inch plug installed.
 - b. The slope of the proposed sanitary sewer main is indicated at the minimum allowable 0.35%. We recommend increasing the slope to allow for construction inaccuracies so that as-built slopes meet the minimum slope requirements.
- C. Items to be Submitted:
1. Nine (9) sets of revised plans for our stamping for construction approval.
 2. A performance guarantee in an amount to be determined by the Authority upon receipt of an Engineer's Cost Estimate.
 3. Inspection fees in an amount to be determined by the Authority upon receipt of an Engineer's Cost Estimate.
 4. Itemized Engineer's Cost Estimate.
 5. Current proof of payment of real estate taxes.
 6. Contractor's emergency phone numbers.
 7. Contractor's insurance certificate, indemnifying the Authority, the Authority's attorney, and Remington & Vernick Engineers.
 8. Road Opening Permit.
 9. Soil Erosion Permit.
 10. Shop Drawings from Contractor for sewer materials and equipment to be installed for approval.
 11. Sanitary Sewer Specifications dated, signed, and sealed by a professional engineer.
 12. Sanitary Sewer Engineer's Report dated, signed, and sealed by a professional engineer.
 13. Sanitary Sewer Cost Estimate dated, signed, and sealed by a professional engineer.

Little Egg Harbor MUA
Our File: 1517-N-1167

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14. Connection fees to be paid in accordance with the Authority's Fee Schedule for the year in which the connection fees are paid.

We recommend Final Sewer Approval be granted to this project, contingent on the above referenced items being revised and/or submitted.

Should any questions arise regarding this matter, please do not hesitate to contact our Toms River office.

God Bless America,

REMINGTON & VERNICK ENGINEERS

Alan B. Dittenhofer, P.E., P.P., C.M.E.

TED/ABD:ag

cc: Mr. Michael DiFrancia, Superintendent
Ms. Nicole Princiotti, Executive Secretary, QPA
Ms. Debra Rumpf, Esq.
Mr. Charles Surmonte, P.E., P.L.S.
Little Egg 23, LLC
Mr. Steven Williams
Mr. Trace Dittenhofer, RVE

RESOLUTION #2020-44

**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, 2021 and ending December 31, 2023; 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 previously contracted with and is satisfied with the services provided by Conner Strong & Buckelew as its risk management consultant; and

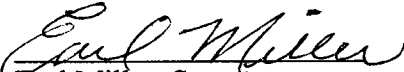
WHEREAS, the services provided by Connor Strong & Buckelew are considered a "professional service" and therefore exempt from the formal bidding requirement set forth in the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

NOW, THEREFORE BE IT RESOLVED this 10th day of November 2020 by the Little Egg Harbor Municipal Utilities Authority as follows:

- 1 – The Authority accepts and approves the proposed agreement with Connor Strong & 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 10th day of November 2020, a quorum being present and voting in the majority.


Earl Miller, Secretary

RESOLUTION #2020-45

RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY GRANTING A THIRTY (30) DAY EXTENSION TO MSP CONSTRUCTION FOR PHASE I OF THE MYSTIC ISLANDS WATER AND SEWER MAIN REPLACEMENT PROJECT

WHEREAS, the Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the "Authority") has received a request from MSP Construction Company (hereinafter referred to as the "Contractor") for a thirty (30) day extension to complete the restoration of Phase I of the Mystic Islands Water and Sewer Main Replacement Project (hereinafter referred to as the "Project"); and

WHEREAS, the Contractor has submitted a letter dated October 30, 2020 requesting a thirty (30) day extension to the original completion date of November 20, 2020; and

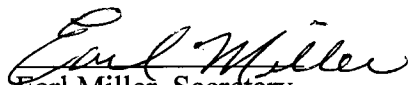
WHEREAS, the Contractor has requested this extension as a result of inclement weather conditions and time lost due to a close of all operations as a result of a positive COVID-19 case on their workforce.

NOW THEREFORE BE IT RESOLVED on this 10th day of November 2020, by the Little Egg Harbor Municipal Utilities Authority as follows:

- 1 - The Little Egg Harbor Municipal Utilities Authority hereby grants M.S.P. Construction Corporation a thirty (30) day extension to the original completion date of November 20, 2020
- 2 - The Little Egg Harbor Municipal Utilities Authority hereby grants M. S.P. Construction Corporation a new completion date of December 20, 2020.
- 3 - The Little Egg Harbor Municipal Utilities 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 10th day of November 2020, a quorum being present and voting in the majority.


Earl Miller, Secretary

RESOLUTION 2020-46

RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, ACCEPTING AND AWARDING 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 Contract 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 10th day of November 2020 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 10th day of November 2020, a quorum being present and voting in the majority.


Earl Miller, Secretary

RESOLUTION 2020-47

**RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY APPOINTING
LANCE JONES AS A PERMANENT FULL TIME EMPLOYEE OF THE AUTHORITY**

WHEREAS, the Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the “Authority”) previously appointed Lance Jones to the position of Tank & Maintenance Technician for a probationary period in accordance with the Authority’s Rules and Regulations and Employee Manual; and

WHEREAS, the probationary period status for Lance Jones will be expiring; and

WHEREAS, the work experience exhibited by Lance Jones during the probationary period has been reviewed by the Personnel Committee and the Executive Director; and

WHEREAS, the Authority has been advised by the Executive Director and its Personnel Committee that Lance Jones has sufficiently demonstrated his ability to perform the required duties and responsibilities of the position of Tank & Maintenance Technician; and

WHEREAS, the Personnel Committee has recommended that Lance Jones be appointed as a permanent, full time employee of the Authority in the position of Tank & Maintenance Technician with a salary of \$26.00 per hour beginning Thursday, December 17, 2020, plus any other benefits provided for in the Collective Bargaining Agreement.

NOW THEREFORE, BE IT RESOLVED, this 8th day of December 2020, 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 Lance Jones as a permanent, full time Tank & Maintenance Technician with a salary of \$26.00 per hour beginning December 17, 2020 plus, any other benefits provided in the Collective Bargaining Agreement.

2. The Authority authorizes and directs the Chairman, Secretary, and 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 8th day of December 2020, a quorum being present and voting in the majority.


Earl Miller, Secretary

RESOLUTION #2020-48

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 Office 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 willingness, experience, educational background and competence to serve the Authority and its ratepayer as its Public Agency Compliance Officer.

NOW, THEREFORE, BE IT RESOLVED this 8th day of December 2020, by the Little Egg Harbor Municipal Utilities Authority as follows:

1 - Effective January 1, 2021, 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 8th day of December 2020, a quorum being present and voting in the majority.

Earl Miller, Secretary

RESOLUTION #2020-49

**RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES AUTHORITY,
COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING EARL F. SUTTON JR.,
MICHAEL S. DIFRANCIA AND NICOLE M. PRINCIOTTI AS THE AUTHORITY'S
CERTIFIED DESIGNATED EMPLOYER REPRESENTATIVES**

WHEREAS, Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the "Authority") created the position of Designated Employer Representative (DER), in order to comply with regulatory requirements imposed per 49 CFR Part 40.15 pertaining to Federal regulations and CDL Licensing and Anti-Drug and Alcohol Testing Policies; and

WHEREAS, the Authority, after discussion with its professional staff, believed it appropriate and necessary to create the position of Designated Employer Representative (DER) in order to comply with the appropriate regulations, administrative code, and statutory requirements; and

WHEREAS, Earl F. Sutton Jr., Executive Director of the Authority, Michael S. DiFrancia, Superintendent and Nicole M. Princiotti, Executive Secretary/R.P.P.O./Q.P.A. have shown the willingness, experience, educational background and competence to serve the Authority and its ratepayers as its Designated Employer Representatives (DER's).

NOW, THEREFORE, BE IT RESOLVED this 8th day of December, 2020 by the Little Egg Harbor Municipal Utilities Authority, as follows:

- 1- Effective January 1, 2021, Earl F. Sutton Jr., Michael S. DiFrancia and Nicole M. Princiotti are hereby appointed as Designated Employer Representatives (DER's).
- 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 8th day of December 2020, a quorum being present and voting in the majority.



Earl Miller, Secretary

RESOLUTION #2020-50

**RESOLUTION OF THE LITTLE EGG HARBOR MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING
THE REDUCTION OF RETAINAGE IN REGARD TO THE
TREATMENT PLANT AT WELL #12.**

WHEREAS, the Little Egg Harbor Municipal Utilities Authority (hereinafter referred to as the “Authority”) has received a request from TKT Construction Company (the “Contractor”) for a release of 1% of the retainage held for the Construction of the Treatment Plant at Well #12 (the “project”); and

WHEREAS, the Authority has authorized and directed its Consulting Engineer, Remington & Vernick Engineers, to review the work which has been performed in order to provide a recommendation as to whether the retainage should be released; and

WHEREAS, the Authority has received a letter of recommendation from its Consulting Engineer for the Project, Alan B. Dittenhofer, P.E., P.P., C.M.E., which letter is dated December 3rd, 2020, which letter indicates that the request for the release of 1% of the retainage should be granted for the reasons set forth therein; and

WHEREAS, the approval of the request for the release 1% of the retainage for the project is in accordance with the Authority’s Rules and Regulations.

NOW, THEREFORE BE IT RESOLVED this 8th day of December, 2020 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 the release of 1% of the retainage for the Treatment Plant at Well #12, in the amount of \$44,621.89 in accordance with the requirements set forth in the December 3rd, 2020 letter from its 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 to 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 8th day of December, 2020 a quorum being presented and voting in the majority.


EARL MILLER, SECRETARY

#2020-51

RESOLUTION

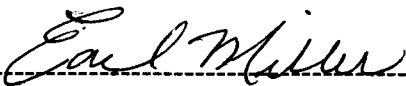
WHEREAS, pursuant to the Open Public Meetings Act, Section 7b, The Authority has determined that the public should be excluded from that portion of the meeting of the Authority which concerns itself with

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
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 8th day of December 2020.



Secretary