

RESOLUTION NO. 44-10

BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

April 26, 2010

**A Resolution Accepting and Approving an Agreement
with Etel Associates Affecting Block 868, Lot 1,
Brick Township, New Jersey**

WHEREAS, the Brick Township Municipal Utilities Authority (hereinafter referred to as the "Authority") has and continues to provide sanitary sewer and water facilities to Block 868, Lot 1, Brick Township, New Jersey, which property is currently owned by and assessed to Etel Associates ("Etel"); and

WHEREAS, issues and as a result discussions have arisen between the Authority and Etel concerning the manner in which the water facilities are provided by the Authority; and

WHEREAS, the discussions and negotiations between the parties, which have extended over more than six (6) months, have resulted in an Agreement which the Authority believes is reasonable, appropriate, and in the long-term best interests of the Authority and its customers; and

WHEREAS, the Agreement has been reviewed and recommended for approval by the Authority Solicitor; and

WHEREAS, a copy of the Agreement is on file at the office of the Executive Director and can be reviewed by the public during normal business hours:

NOW, THEREFORE, BE IT RESOLVED this 26th day of April, 2010, by the Brick Township Municipal Utilities Authority, as follows:

1. The Authority accepts the recommendations of its Solicitor and approves the Agreement with Etel Associates.
2. The Chairman, Executive Director and Secretary of the Authority be and hereby are authorized to execute any and all necessary documents in order to implement the intent of this resolution.

**DASTI, MURPHY
McGUCKIN, ULAKY,
CHERKOS & CONNORS**
COUNSELLORS AT LAW

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

3. A copy of this resolution shall be forwarded by the Administrative Secretary of the Authority to the following:

- (a) Honorable Patrick L. Bottazzi, Chairman;
- (b) James Lacey, Executive Director;
- (c) Stephen Specht, Deputy Executive Director, P.E.;
- (d) Nicholas Montenegro, Esq.;
- (e) Frank Panucci, Jr., Director of Customer Relations;
- (f) Jerry J. Dasti, Esq.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Brick Township Municipal Utilities Authority at a meeting held on the 26th day of April, 2010, a quorum being present and voting in the majority.


JOSEPH P. BUTTACAVOLI, DMD
Secretary

Prepared by:

**DASTI, MURPHY, McGUCKIN, ULAKY,
CHERKOS & CONNORS**
Forked River, New Jersey 08731

JJD/caf[BTMUA-Resolutions 2010-GL#18765]
[BTMUA - Etel Associates - GL#18298]

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COUNSELLORS AT LAW

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