

RESOLUTION NO. 70-10

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

September 27, 2010

A Resolution Authorizing Task Order No. 2 with Owen, Little & Associates, Inc. in the Not-To-Exceed Amount of \$25,000.00 for the Additional Professional Engineering Design and Permitting Services for the Reservoir Parking Final Design for Contract No. 708002 (formally Contract No. 796042)

WHEREAS, The Brick Township Municipal Utilities Authority (the "Authority") did enter into a fair and open professional services agreement with Owen, Little & Associates, Inc. ("Owen Little") for the Reservoir Parking Final Design under Resolution No. 90-07; and

WHEREAS, the Authority has received notification from the New Jersey Department of Environmental Protection that additional design calculations are required to meet the most recent storm water regulations; and

WHEREAS, additional these calculations are necessary to completed the Coastal Area Facility Review Act ("CAFRA") permit application; and

WHEREAS, Owen Little has been directed to complete these calculations and associated design on a cost of the work basis for a not-to-exceed amount of \$25,000.00; and

WHEREAS, the Authority's legal counsel has advised that once appointed, via a fair and open process for a specific term, the consulting engineers and alternate consulting engineers may be tasked additional items during the term of their contract; and

WHEREAS, the Authority appointed the consulting engineer and alternate consulting engineers via a fair and open process; and

WHEREAS, the proposed work constitutes a "professional service" and is exempt from the public bidding requirements of the Local Public Contracts Law at N.J.S.A. 40A: 11-1 *et. seq.*; and

WHEREAS, the Authority's Deputy executive Director and Director of Engineering/Operations, Stephen T. Specht, P.E., has reviewed this proposal and is recommending that Brick Utilities award Task Order No. 2 to Owen Little; and

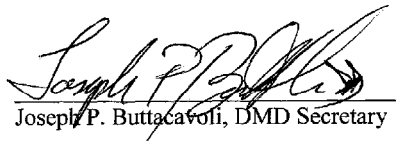
WHEREAS, the Authority's Chief Financial Officer, Frank Planko has advised the Authority that sufficient funds for the payment of \$25,000.00 are accounted in Brick Utilities' Capital Plan within Project No. 708002.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY as follows:

- 1) The agreement between the Authority and Owen Little is amended via Task Order No. 2;
- 2) Said amount of \$25,000.00 shall be taken from Project No. 708002 for the payment of obligation provided for herein; and
- 3) A copy of the Resolution shall be forwarded to Owen, Little & Associates, Inc.

CERTIFICATION

I hereby certify that the foregoing Resolution was duly adopted at a Regular Meeting of the Brick Township Municipal Utilities Authority, County of Ocean, State of New Jersey, held on Monday, September 27, 2010.


Joseph P. Buttacavoli, DMD Secretary



THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
CERTIFICATION OF FUNDS AVAILABLE

PURSUANT TO N.J.A.C. 5:30 – 5.4, AND ANY OTHER APPLICABLE REQUIREMENTS, I FRANK PLANKO, CHIEF FINANCIAL OFFICER OF THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY ("BTMUA"), HEREBY CERTIFY THAT THERE ARE AVAILABLE SUFFICIENT UNCOMMITTED FUNDS IN THE BUDGET LINE ITEM(S) OF BTMUA AS INDICATED BELOW IN THE AMOUNT OF \$ 25,000 FOR THE AWARD OF THE CONTRACT AS INDICATED BELOW.

VENDOR TO BE AWARDED CONTRACT: Owen, Little & Assoc.
 DESCRIPTION OF CONTRACT: Reservoir Parking Design
 AMOUNT OF CONTRACT AWARD: \$25,000
 AMOUNT CERTIFIED: \$25,000
 RESOLUTION NUMBER: 70 - 10

<u>BUDGET LINE ITEM(S) TO BE CHARGED:</u>	<u>AMOUNT</u>
1.) <u>Project # 708002 - Reservoir Parking Lot</u>	\$ <u>25,000</u> *
2.) _____	\$ _____
3.) _____	\$ _____

DATE CERTIFIED: 9/23/10

* \$ 799,155 available as of 9/23/10 with no encumbrances.

Frank Planko

FRANK PLANKO, CHIEF FINANCIAL OFFICER