

RESOLUTION NO. 05-13

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

January 28, 2013

**A RESOLUTION AUTHORIZING A GRANT AGREEMENT BETWEEN
THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY AND THE
STATE OF NEW JERSEY BY AND FOR THE DEPARTMENT OF
ENVIRONMENTAL PROTECTION**

WHEREAS, the Brick Township Municipal Utilities Authority (the "Authority") operates and maintains a 16 MGD drinking water treatment plant, with treated water provided to customers in Brick Township, Point Pleasant Borough, Point Pleasant Beach Borough and Howell Township; and

WHEREAS, the Metedeconk River serves as the Authority's primary raw water source, as well as the source of water for filling the 860 million gallon Brick Reservoir; and

WHEREAS, the Authority is committed to comprehensive management and protection of its raw water sources; and

WHEREAS, the Authority has worked with the Metedeconk Watershed stakeholders to develop a Metedeconk River Watershed Protection and Restoration Plan, which builds upon the Authority's previous watershed protection work; and

WHEREAS, the Metedeconk River Watershed Protection and Restoration Plan identifies projects and other measures to remove existing water quality impairments and safeguard the Metedeconk River as a water supply source and major Barnegat Bay tributary; and

WHEREAS, the New Jersey Department of Environmental Protection (the "NJDEP") recognizes the Authority's watershed management efforts and has allocated grant funding to the Authority in the amount of \$700,500.00 for a project entitled, "Implementation Projects – Metedeconk River Watershed Protection and Restoration Plan"; and

WHEREAS, the scope of work submitted by the Authority for this grant-funded project has been reviewed and approved by the NJDEP; and

WHEREAS, the Authority has committed a non-monetary in-kind services match valued at \$41,000.00 to manage and facilitate completion of the project, which brings the total project cost to \$741,500.00; and

WHEREAS, a grant agreement between the Authority and the NJDEP must be executed for the award of the \$700,500.00 grant; and

WHEREAS, Frank Planko, Chief Financial Officer, has advised the Authority that grant funding for project #797001 Watershed Management Planning is established in the 2009/2010 Five Year Capital Plan;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of The Brick Township Municipal Utilities Authority as follows:

1. The Commissioners of the Brick Township Municipal Utilities Authority desire to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$700,500 to fund the following project: Implementation Projects – Metedeconk River Watershed Protection and Restoration Plan. Therefore, the Commissioners resolve that James F. Lacey, C.P.W.M. or the successor to the office of Executive Director is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in the amount of \$700,500, and (c) to execute any amendments thereto which do not increase the Grantor's obligations.

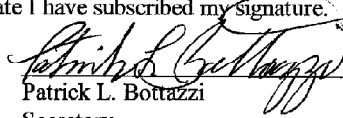
2. The Commissioners of The Brick Township Municipal Utilities Authority authorize and hereby agree to match \$41,000 of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. All \$41,000 of the match will be made up of in-kind services.
3. The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.
4. Project costs shall be taken from Account #797001 for the payment of project obligations with periodic reimbursements from the State; and
5. A copy of this Resolution shall be attached to the grant agreement.

Introduced and passed January 28, 2013.

Ayes: 6
Noes: 0
Absent: 0

Certification

I, Patrick L. Bottazzi, Secretary of the Brick Township Municipal Utilities Authority, hereby certify that the foregoing Resolution was duly adopted at a Public Meeting of The Brick Township Municipal Utilities Authority of the Township of Brick, County of Ocean, State of New Jersey, held on Monday, January 28, 2013; that this resolution has not been amended or repealed; and that it remains in full force and effect on the date I have subscribed my signature.



Patrick L. Bottazzi
Secretary

Date: Jan 28, 2013