

RESOLUTION NO. 51-16

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
June 27, 2016

A Resolution for the Award of a Fair and Open Agreement with DW Smith Associates, LLC in a Not-To-Exceed Cost of the Work Basis the Amount of \$217,695.00 for Professional Engineering Consulting Services for the Design, Permitting, the New Jersey Environmental Infrastructure Financing Program Requirements, Bidding, Construction Administration/Management and Full-Time Inspection (If and When Directed by Brick Utilities) for the Undersized Water Main Replacement in the Breton Woods – Section 1 Area of the Township of Brick; Capital Project No. 716001B

WHEREAS, The Brick Township Municipal Utilities Authority's ("Brick Utilities") existing water mains in portions of the Breton Woods – Section 1 Area of Brick Township range from 2" to 4" diameter and do not meet the current New Jersey Department of Environmental Protection standards as well as the Residential Site Improvement Standards. This undersized water main area also does not have any fire hydrants; and

WHEREAS, the impacted streets, with the estimated water main footage and number of water services, include the following:

- Oak Ct. - 230 LF of 3" with 4 Services
- Cedar Knoll Dr. - 590 LF of 3" with 14 Services
- Locust Ct. - 233 LF of 3" with 4 Services
- Mayfair Ct. - 217 LF of 3" with 5 Services
- McKay Dr. - 1,300 LF of 3" with 19 Services
- Laurel Ave. - 446 LF of 3" with 9 Services
- Community Dr. - 925 LF of 3" with 14 Services
- Clubhouse Plaza - 310 LF of 3" with 2 Services
- Barber Ave. - 40 LF of 2" with 1 Service
- Barber Ave. - 806 LF of 3" with 19 Services
- Stuyvesant Rd. - 176 LF of 2" with 4 Services
- Stuyvesant Rd. - 898 LF of 3" with 23 Services
- Cedarhurst Rd. - 1,536 LF of 3" with 35 Services
- Unity Dr. - 76 LF of 3" with 1 Service
- Unity Dr. - 686 LF of 3" with 11 Services
- Pinehurst Rd. - 131 LF of 2" with 5 Services
- Metedeconk Rd. - 800 LF of 3" with 27 Services
- Breton Rd. - 478 LF of 3" with 5 Services
- Breton Ct. - 115 LF of 2" with 5 Services
- Sunset Ct. - 158 LF of 2" with 0 Services
- Hickory Rd. - 389 LF of 2" with 4 Services
- Holly Rd. - 381 LF of 2" with 8 Services
- Sunset Rd. - 1,080 LF of 3" with 23 Services
- Round Avenue – 815 lf and 10 services

and;

WHEREAS, Brick Utilities has determined that the aforementioned existing water mains require upgrading to conform to the current New Jersey Department of Environmental Protection standards, Residential Site Improvement Standards and Fire Protection standards; and

WHEREAS, the Brick Utilities' Board of Commissioners authorized the issuance of a Request for Proposal ("RFP") at the March 28, 2016 Public Meeting to Brick Utilities' Alternate Consulting Engineer, DW Smith Associates, LLC, for the engineering services as listed above; and

WHEREAS, Brick Utilities issued a RFP dated April 18, 2016 for the for the Design, Permitting, New Jersey Environmental Infrastructure Financing Program ("NJEIFP") Requirements , Bidding, Construction Administration/Management and Full-Time Inspection for the Undersized Water Main Replacement in the in the Breton Woods – Section 1 Area of the Township of Brick; and

WHEREAS, DW Smith Associates, LLC submitted a proposal on May 4, 2016; and

WHEREAS, the Not-to-Exceed Tasks on a Cost of the Work Basis as stipulated in the DW Smith Associates, LLC proposal dated May 4, 2016 are as follows:

- Task 1.0 – Design and Technical Specifications for \$79,875.00
- Task 2.0 – Permitting for \$2,530.00
- Task 3.0 – NJEIFP Requirements for \$26,360.00
- Task 4.0 – Bidding and Award Services for \$7,470.00
- Task 5.0 –
Construction Administration/Construction Management for \$24,360.00
Full-Time Construction Observation (If and when directed by Brick Utilities) for \$75,600.00

- Reproduction – \$1,000.00

and;

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

WHEREAS, Brick Utilities has previously appointed DW Smith Associates, LLC via a fair and open process as an Alternate Consulting Engineer; and

WHEREAS, the award of this Alternate Consulting Engineering Agreement is a professional contract 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.; and

WHEREAS, the Brick Utilities' Deputy Executive Director and Director of Engineering and Operations, Stephen T. Specht, P.E., has reviewed the proposals and has determined that DW Smith Associates, LLC meets the scope and scheduling requirements of the RFP and the award of this professional contract to DW Smith Associates, LLC would be acceptable; and

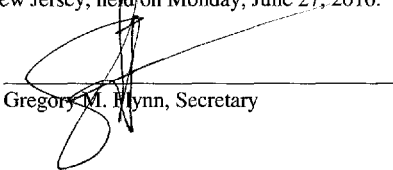
WHEREAS, Brick Utilities' Chief Financial Officer, Frank Planko, has advised Brick Utilities that sufficient funds for the payment of \$217,695.00 do exist in the 2016/2017 Capital Budget under Capital Project No. 716001B.

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

1. The above referenced Contract be awarded to DW Smith Associates, LLC
1450 State Route 34, Wall, NJ 07753; and
2. Brick Utilities' Chairman and Secretary are hereby authorized to execute an Agreement for these services subsequent to the execution of said Agreement by DW Smith Associates, LLC; and
3. Said amount of \$217,695.00 shall be funded from Project No. 716001B for the payment of the obligation provided for herein; and
4. A certified copy of this resolution shall be forwarded to the following:
 - A. George Cevalasco, Chairman
 - B. Stephen T. Specht, P.E., Deputy Executive Director and Director of Engineering and Operations
 - C. Frank Planko, CFO
 - D. Nicholas C. Montenegro, Esquire
 - E. DW Smith Associates, LLC

CERTIFICATION

I hereby certify that the foregoing Resolution was duly adopted at a Regular Meeting of Brick Utilities, Township of Brick, County of Ocean, State of New Jersey, held on Monday, June 27, 2016.



Gregory M. Flynn, Secretary