

RESOLUTION NO. 60-16

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

August 22, 2016

A Resolution Authorizing and Approving Shared Services Agreement with the Township of Howell for the Water Main Extension on Rosalind Road as part of Howell Township's Contract Titled "Sunset Drive Drainage Improvements"

WHEREAS, the Township of Howell (hereinafter referred to as "Howell Township") has a Contract titled "Sunset Drive Drainage Improvements" (hereinafter referred to as the "Howell Township's Contract") for the construction of various stormwater drainage improvements and replacing concrete curbing; certain pavement restoration and roadway pavement resurfacing on Sunset Drive, Arlynn Drive, Blake Drive, Wilson Drive, Clark Drive, Lockwood Avenue, Alan Terrace, Rosalind Road, Western Drive, Burnt Tavern Road; and

WHEREAS, The Brick Township Municipal Utilities Authority (hereinafter referred to as the "Authority") owns and maintains a 16 MGD drinking water treatment plant, with treated water to customers in Brick Township, Point Pleasant Beach Borough, Lakewood Township and Howell Township; and

WHEREAS, The Authority is desirous of Howell Township amending its Howell Township Contract to install one hundred and forty five linear feet of new six inch diameter water main on Rosalind Drive from the existing six inch diameter water main at the intersection of Sunset Drive to the existing six inch diameter water main in Rosalind Drive; and

WHEREAS, Howell Township's prepared Contract Specifications – Bid Schedule and Contract Drawings for the Howell Township's Contract included the seven different bid items for the work associated with installing the one hundred and forty five linear feet of new six inch water main on Rosalind Road; and

WHEREAS, Howell Township has entered in a Contractual Agreement with P & A Construction, Inc., P. O. Box 28, Colonia, NJ 07067 for the Howell Township's Contract; and

WHEREAS, it is prudent that Howell Township and the Authority enter into a Shared Services Agreement whereby Howell Township, through its approved contractor for the Howell Township's Contract, shall be responsible for completing all of the work for installing the new one hundred and forty five linear feet of new six inch diameter water main on Rosalind Road as part of the Howell Township's Contract; and

WHEREAS, the Authority shall be responsible for inspections of all of the water main work, providing assistance to the contractor, P & A Construction for the temporary shutdown of the existing six inch diameter water main on Rosalind Road, all measurement of quantities of the water main work for payment and shall certify quantities for payment to Howell Township and agrees to own and maintain the water main which is to be installed upon the completion of its installation; and

WHEREAS, the Authority shall reimburse Howell Township for all work associated with installing the one hundred and forty five linear feet of new six inch diameter water main as part of the Howell Township's Contract in an amount totaling thirteen thousand, six hundred and forty five dollars (\$13,645.00) which is subject to as-built changes; and

WHEREAS, the Authority's Deputy Executive Director & Director of Engineering/Operations, Stephen T. Specht P.E., has reviewed the unit prices for the seven different bid items and the total extended dollar amounts for each of the seven different bid items for installing the one hundred and forty five linear feet of six inch water main on Rosalind Road as part of the Howell Township's Contract and is recommending that it be approved; and

WHEREAS, the Authority's Chief Financial Officer, Frank Planko, has advised that sufficient funds for the payment of \$13,645.00 exists in and is included in Project No. 601002 – WM/SM Modifications – Road Improvements of the Authority's 2016/2017 Capital Budget.

WHEREAS, the Share Service and Consolidation Act and N.J.S.A. 40A:65-1, et seq., authorizes the Authority to enter into a contract for the provision of the services as set forth herein with the Township of Howell; and

WHEREAS, N.J.S.A. 40A:65-6 requires that such a contract be authorized by Resolution; and

WHEREAS, pursuant to N.J.S.A. 40A:65-1 et seq., municipalities and other local government units may enter into agreements with share services with other municipalities and local governmental units to provide or receive any services that the local unit participating in the agreement is empowered to provided or receive within its own jurisdiction; and

WHEREAS, each local unit authorized to enter into an agreement under the Shared Services and Consolidation Act must do so by the adoption of a resolution; and

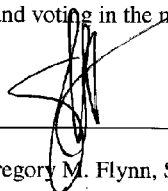
WHEREAS, the agreement must comply with the requirements of N.J.S.A. 40A:65-7 and specify the services to be performed under the agreement, procedures of payment, and assignment and allocation of responsibility for meeting standards between and among the parties.

NOW, THEREFORE, BE IT RESOLVED, thus 22nd day of August, 2016, by the Brick Township Municipal Utilities Authority as follows:

1. The Authority, and through its Board of Commissioners, does hereby authorize and confirm the execution of a Shared Service Agreement with the Township of Howell for the services as set forth therein, a copy of which is on file at the Office of the Administrative Secretary and can be reviewed by the public during normal business hours.
2. The Authority authorizes and directs the Chairman and Secretary to execute any and all necessary documents in order to implement the intent of this Resolution.
3. A copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following:
 - A. George Cevasco, Chairman
 - B. Secretary Gregory M. Flynn
 - C. Chris A. Theodos, P.E., PP, CME, CPWM, CFM, Executive Director
 - D. Stephen T. Specht, P.E., Deputy Ex. Dir. & Dir. of Eng./Ops.
 - E. Frank Planko, Chief Financial Officer
 - F. Nicholas C. Montenegro, Esquire, Montenegro, Thompson, Montenegro & Genz
 - G. James R. Herrman, P.E., C.M.E, Director of Community Development, The Township of Howell
 - H. Penny Wollman, Township Clerk, Township of Howell

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 August 22, 2016, quorum being present and voting in the majority.



Gregory M. Flynn, Secretary