

**RESOLUTION NO. 86-18**

**THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**  
October 25, 2018

**A Resolution for the Award of a Fair and Open Agreement with CME Associates in a Not-To-Exceed Cost of the Work Basis the Amount of \$297,039.00 for Professional Engineering Consulting Services for the Site Specific Data Collection and Preliminary Design, Final Design, Regulatory Permitting, the New Jersey Infrastructure Bank Program Requirements, Bidding and Award, Construction Administration/Management and Full-Time Inspection for the Replacement of PRM Well No. 11; Capital Project No. 718015**

**WHEREAS**, the Brick Township Municipal Utilities Authority (the “Authority”) operates and maintains a 16 MGD Water Treatment Plant, treating both surface and ground water from multiple sources; and

**WHEREAS**, the Brick Township Municipal Utilities Authority (the “Authority”) provides drinking water to more than one hundred thousand (100,000) residents of northern Ocean County and southern Monmouth County, and relies on the Metedeconk River for approximately seventy-five percent (75%) of its water supply; and

**WHEREAS**, the Authority is committed to the safe, reliable, and effective operation of its water system; and

**WHEREAS**, a downhole video survey to evaluate the condition of Well No. 11 was performed on March 27, 2018 by Earth Data, Inc. and witnessed by Dwyer Geosciences, Inc.; and

**WHEREAS**, pursuant to a Memorandum from Dwyer Geosciences, Inc. dated April 5, 2018, it was determined that the 12” diameter black steel casing is severely corroded. One option to extend the life span of the well would be to install a liner within the 12” diameter black steel well casing; however, based on the age of the well (installation completed in February 1977) and the severe corrosion of the 12” black steel casing, it was recommended that a replacement well be installed instead; and

**WHEREAS**, the Authority requires engineering services for the Site Specific Data Collection and Preliminary Design, Final Design, Regulatory Permitting, the New Jersey Infrastructure Bank Program Requirements, Bidding and Award, Construction Administration/Management and Full-Time Inspection for the Replacement of PRM Well No. 11; and

**WHEREAS**, the Brick Township Municipal Utilities Authority’s (“Brick Utilities”) Board of Commissioners authorized the issuance of a Request for Proposal (“RFP”) at the May 24, 2018 Public Meeting to Brick Utilities’ Alternate Consulting Engineer, CME Associates, for the engineering services as listed above; and

**WHEREAS**, Brick Utilities issued a RFP dated June 1, 2018 for the for the Site Specific Data Collection and Preliminary Design, Final Design, Regulatory Permitting, the New Jersey Infrastructure Bank (“NJIB”) Program Requirements, Bidding and Award, Construction Administration/Management and Full-Time Inspection for the Replacement of PRM Well No. 11; and

**WHEREAS**, CME Associates submitted a proposal on July 11, 2018, a revised proposal on September 26, 2018 and a FINAL proposal on October 3, 2018; and

**WHEREAS**, the Not-to-Exceed Tasks on a Cost of the Work Basis as stipulated in the CME Associates’ FINAL proposal dated October 3, 2018 are as follows:

- Task 1 – Site Specific Data Collection and Preliminary Design for \$31,980.00;
- Task 2 – Final Design for \$32,580.00;
- Task 3 – Regulatory Permitting for \$17,965.00;
- Task 4 – NJ Infrastructure Bank (NJIB) Program for \$18,649.00;
- Task 5 – Bidding and Award Phase Services for \$4,880.00
- Task 6 – Construction Administration and Inspection Services for \$182,445.00 (includes \$121,590.00 for inspection); and
- Allowance for Flood Hazard Area – Individual Permit for \$8,540.00

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 CME Associates meets the scope and scheduling requirements of the RFP and the award of this professional contract to CME Associates would be acceptable; and

**WHEREAS**, Brick Utilities has previously appointed CME Associates via a fair and open process as an Alternate Consulting Engineer; 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**, 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**, Brick Utilities' Chief Financial Officer, John Clifford, has advised Brick Utilities that sufficient funds for the payment of \$297,039.00 do exist in the 2018/2019 Capital Budget under Capital Project No. 718015.

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

1. The above referenced Contract be awarded to CME Associates  
3141 Bordentown Avenue, Parlin, NJ 08859; 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 CME Associates; and
3. Said amount of \$297,039.00 shall be funded from Project No. 718015 for the payment of the obligation provided for herein; and
4. A certified copy of this resolution shall be forwarded to the following:
  - A. Gregory M. Flynn, Chairman
  - B. William Neafsey, Secretary
  - C. Chris Theodos, P.E., Executive Director
  - D. Stephen T. Specht, P.E., Director of Engineering/Operations
  - E. John Clifford, C.F.O.
  - F. Nicholas C. Montenegro, Esquire
  - G. CME Associates

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 Thursday, October 25, 2018.



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Maria E. Foster, Asst. Sec./Treas.

**CFO Certification of Funds**

*I certify that sufficient funds exist within the Authority's Capital Project No. 718015 to fund the action authorized herein*



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John Clifford, CFO