

RESOLUTION NO. 99-18

BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

December 20, 2018

A Resolution Appointing the Engineering Firm of Cimbria Consulting, LLC as an Alternate Consulting Engineer of the Brick Township Municipal Utilities Authority

WHEREAS, there exists a need for an alternate consulting engineer and representation by the Brick Township Municipal Utilities Authority (hereinafter referred to as the "Authority"); and

WHEREAS, the Authority is in need of an engineering firm that possesses the necessary skills to assess the environmental impact upon the Authority's facilities; and

WHEREAS, the Authority has determined that the engineering firm of Cimbria Consulting, LLC has the necessary environmental engineering expertise to satisfy the Authority's needs pursuant to a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-204.1; and

WHEREAS, the Authority has determined and certified that the value of the services to be provided will exceed \$17,500; and

WHEREAS, N.J.S.A. 40A:11-5(1) (a) (i) permits the award or contracts for such professional services without public bidding; and

WHEREAS, Cimbria Consulting, LLC, has completed and submitted a Business entity Disclosure Certification which certifies that Cimbria Consulting, LLC, has not made any reportable contribution to a political or candidate committee of the Brick Township Municipal Utilities Authority in the previous one year and that the contract will prohibit the firm Cimbria Consulting, LLC, from making any reportable contributions through the term of the Contract; and

WHEREAS, Cimbria Consulting, LLC, has demonstrated that it has the qualifications and experience to act as the Authority's consulting environmental engineer.

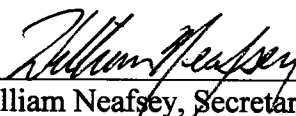
NOW, THEREFORE, BE IT RESOLVED this 20th day of December, 2018, by the Commissioners of the Brick Township Municipal Utilities Authority, as follows:

1. Cimbria Consulting, LLC is hereby appointed as an alternate consulting engineer to the Brick Township Municipal Utilities Authority from and until October 31, 2019 or until the first meeting of the Authority after such date.
2. The appointment is made without competitive bidding as a Professional Service under the provisions of Local Public Contract Law because the services are to be performed by a recognized professional, licensed and regulated by law and meets the requirements of N.J.S.A. 19A:44A.
3. The Authority Chairman and Secretary are hereby authorized and directed to execute an agreement for professional services with said firm which includes a fee on an hourly basis at the rate of \$175.00 per hour, which agreement shall be made a part hereof. Said execution by the Chairman and Secretary shall be subsequent to the execution of said agreement by Cimbria Consulting, LLC.
4. The engineering firm of Cimbria Consulting, LLC, shall maintain at all times during the term of this employment adequate Professional Liability Insurance including but not limited to, an Errors and Omissions Policy in an amount in accordance with the Authority's requirements.
5. The Executive Director shall cause notice of award of said appointment to be published once in the official newspaper of the Authority.
6. A certified copy of this Resolution shall remain on file and be available for inspection.

7. A copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following:
- A. Gregory M. Flynn, Chairman
 - B. Chris A. Theodos, PE, PP, CME, CPWM, CFM, Executive Director
 - C. John Clifford, Chief Financial Officer
 - D. Joseph Maggio, P.E., Director of Water Quality
 - E. Nicholas Montenegro, Esquire, Montenegro, Thompson, Montenegro & Genz
 - F. Cimbria Consulting, LLC

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Brick Township Municipal Utilities Authority at a meeting held on the 20th day of December 2018, a quorum being present and voting in the majority.



William Neafsey, Secretary

CFO Certification of Funds

I certify that sufficient funds exist within the Authority's General Account to fund the action authorized herein.



John Clifford, CFO