

RESOLUTION 34-20

March 26, 2020

BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

A RESOLUTION AUTHORIZING EMERGENCY MEASURES TO RESPOND TO THE COVID-19 PANDEMIC

WHEREAS, The Authority's Mission to deliver safe, potable drinking water, and provide wastewater collection services are Vital to the Health and Safety of the communities it serves, and to residents in the State of New Jersey;

WHEREAS, The Authority relies heavily upon a dedicated staff of approximately 150 to operate the daily business activities of the Authority, and the Authority relies heavily upon services, equipment and supplies in its daily business operations;

WHEREAS, On March 9th, 2020, Governor Murphy issued Executive Order No. 103 declaring a State of Emergency pursuant to N.J.S.A. App.A.:9-33 et seq. and a Public Health Emergency as contemplated by N.J.S.A. 26:13-1 et seq., due to the rapid spread of COVID-19;

WHEREAS, On March 11th, 2020, the World Health Organization declared COVID-19 to be a worldwide Pandemic in response to which, the White House declared a National State of Emergency on March 13th, 2020;

WHEREAS, On March 21, 2020 Gov. Murphy issued Executive Orders 107 and 108 relative to the worldwide Pandemic;

WHEREAS, The rapid spread of the virus COVID-19 in the United States has resulted in the illness of tens of thousands of citizens over a period of months, and has resulted in thousands of illnesses in New Jersey, posing a direct and immediate threat to accessing equipment, supplies and staffing critical to the Authority's vital Mission;

WHEREAS, Due to the existential threat posed by the Pandemic, a State of Emergency is essential to the Authority in achieving its Mission.

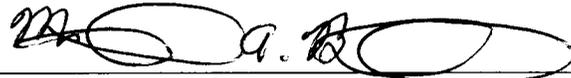
NOW THEREFORE, be it Resolved by The Brick Township Municipal Utilities Authority as follows:

1. An emergency exists at the Authority facilities, drinking water treatment and distribution system, sanitary sewer collection system and pump stations and the Authority invokes the emergency procurement sections of the local public contracts law at N.J.S.A 40A:11-6, the New Jersey Administrative Code N.J.A.C.5:34-6.1 as well as the Authority's policy for purchasing;
2. Prior to invoking the emergency contract sections of N.J.S.A 40A:11-6 and N.J.A.C 5:34-6.1 the Executive Director shall confer with the Chairman of the Board of Commissioners regarding the need for invoking the emergency contract sections and whether sufficient time exists to call an emergent meeting of the Board of Commissioners to act on the emergent matter pursuant to the Open Public Meeting Act at N.J.S.A. 10:4-9.
3. If it is determined that there is insufficient time to hold an emergent meeting or to consult with the Chairman and or the Vice Chairman of the Board of Commissioners the Executive Director is authorized to take the necessary action to procure the service, materials, equipment and supplies and manage the labor force as needed to protect the health, safety and welfare of the employees, community and facilities and to file this resolution and the Executive Director's Declaration of Emergency with the Authority's Qualified Purchasing Agent.

4. The appropriate Authority officials are hereby authorized to pay all necessary and proper bills and claims which may be incurred by the Authority in the event that meetings may be cancelled.
5. The provisions of this resolution shall terminate upon the termination of a State of Emergency.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Brick Township Municipal Utilities Authority at a meeting held on the 26th day of March, 2020, a quorum being present and voting in the majority.

A handwritten signature in black ink, appearing to read "Michael A. Blandina". The signature is written in a cursive style with a large, sweeping flourish at the end.

Michael A. Blandina, Authority Secretary