

RESOLUTION No. 81-23

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

November 30, 2023

A Resolution Authorizing and Approving a Shared Services Agreement with the County of Ocean for the Relocation of a 12" Diameter Water Main on Herbertsville Road Associated with the Reconstruction and Resurfacing of Portions or Certain County Roads, County of Ocean Contract No. 2021A for a Not-to-Exceed Amount of \$158,625.00; Brick Utilities Capital Project No. 01-601002X

WHEREAS, the County of Ocean (the "County") is constructing the Roadway Improvements on Herbertsville Road in Brick Township; and

WHEREAS, during the course of construction it has been determined that the proposed 48" diameter storm drain replacement interferes with the Brick Township Municipal Utilities Authority's (the "Authority") existing 12" diameter asbestos concrete pipe water main on the west bound side of Herbertsville Road; and

WHEREAS, a redesign of the storm drain crossings is not feasible; and

WHEREAS, approximately 315 lineal feet of the Authority's 12" water main requires relocation; and

WHEREAS, the County's contractor, Earle Companies ("Earle"), provided a cost proposal dated November 20, 2023 of \$158,625.00 to the Authority through the County to relocate the aforementioned water main and reconnect three (3) existing water services to the new water main; and

WHEREAS, the Stephen T. Specht, P.E., the Authority's Deputy Executive Director and Director of Engineering and Operations, has deemed the cost proposal to be fair and reasonable; and

WHEREAS, it is most prudent for all concerned that the water main relocation be incorporated in the same contract as the County's roadway improvement contract to minimize delays and the cost of installation; and

WHEREAS, the Shared Services and Consolidation Act N.J.S.A. 40A:65-1 et seq. authorizes the Authority to enter into a contract for the provision of certain governmental services with the County of Ocean; 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 for shared 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 provide or receive within its own jurisdiction; 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; and

WHEREAS, it is the desire of the Authority to authorize the execution of a Shared Services Agreement with the County of Ocean for such above mentioned services.

WHEREAS, the Authority drafted a Shared Services Agreement to the County reflecting the cost estimate provided by Earle for a not-to-exceed amount of \$158,625.00; and

WHEREAS, John Clifford, the Authority's Chief Financial Officer, has advised the Authority that sufficient funds for the payment of \$158,625.00 do exist in the Capital Project No. 01-601002X; Water Main/Sewer Main Modifications – Road Improvements.

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

1. The Authority through the Board of Commissioners does hereby authorize and confirm the execution of a Shared Service Agreement with the County of Ocean to relocate the Authority's water main and reconnect three existing water services to the new water main.
2. The Chairman and Executive Director and Secretary of the Authority be and hereby are authorized to execute and confirm the Shared Services Agreement and any and all documents necessary to effectuate the terms of this Resolution.
3. A certified copy of this resolution shall be forwarded to the following:
 - A. Thomas C. Curtis, Authority Chair
 - B. Michael Blandina, Authority Secretary
 - C. Chris A. Theodos, P.E., P.P., C.M.E., C.P.W.M., C.F.M., Executive Director
 - D. Stephen T. Specht, P.E., Deputy Executive Director and Director of Engineering/Operations
 - E. John Clifford, C.F.O.
 - F. Nicholas C. Montenegro, Esquire
 - G. Office of the Ocean County Engineer
4. The County will have the water main relocation accomplished by its contractor, Earle. The County will reimburse its contractor a not-to-exceed amount of \$158,625.00 as stipulated in the Earle November 30, 2023 cost proposal and the Shared Services Agreement; and
5. The Authority will reimburse the County a not-to-exceed amount of \$158,625.00 upon submittal of an invoice by the County; and
6. The proper officers of the Authority are authorized to execute the Shared Service Agreement with the County

of Ocean; and

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 Thursday November 30, 2023, a quorum being present and voting in the majority.


Micheal Blandina, Authority Secretary

CFO Certification of Funds

I certify that ~~sufficient funds~~ exist within the Authority's Capital Project No. 01-601002X to fund the action authorized herein.



John Clifford, CFO