

**RESOLUTION No. 29-24**

**THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**

**March 27, 2024**

**A Resolution Authorizing and Approving a Shared Services Agreement with the County of Ocean for the Replacement of 3 Manholes on Princeton Avenue Associated with the Reconstruction and Resurfacing of Princeton Avenue, Post Road to Barnegat Bay; Ocean County's Project Number 06-008-0111; Brick Utilities Capital Project No. 818002A**

**WHEREAS**, the County of Ocean (the "County") is constructing the Roadway Improvements on Princeton Avenue in Brick Township; and

**WHEREAS**, Utility plans for Princeton Avenue Reconstruction and Resurfacing were requested on August 4, 2022 by Traffic Planning and Design, the County's consulting Engineer; and

**WHEREAS**, The Brick Township Municipal Utilities Authority (the "Authority") assessed the condition of three manholes on Princeton Avenue in 2017 and determined the replacement of three manholes on Princeton Avenue would be included in their Manhole Replacement and Rehabilitation project; and

**WHEREAS**, there was no timeline for when the Authorities Manhole Replacement and Rehabilitation project would be in construction at the time of the utility plan request; and

**WHEREAS**, the Authority designed plans and specifications to include within the County's Reconstruction and Resurfacing of Princeton Avenue Project; and

**WHEREAS**, The Engineer's estimate for the project totals \$586,810.00; and

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

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

**WHEREAS**, the County drafted a Shared Services Agreement with the Authority reflecting the Engineer's estimate provided by the Authority in the amount of \$586,810.00; 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**, John Clifford, the Authority's Chief Financial Officer, has advised the Authority that sufficient funds for the payment of \$586,810.00 do exist in Capital Project No. 818002A; Replacement of Three Manholes on Princeton Avenue.

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

1. That the Authority through the Board of Commissioners does hereby authorize and confirm the execution of a Shared Service Agreement with the County of Ocean for the replacement of three manholes on Princeton Avenue; and
2. The County will have the replacement of three manholes on Princeton Avenue accomplished by its contractor. The County will reimburse its contractor an amount estimated at \$586,810.00 as stipulated the Shared Services Agreement; and
3. The Authority will reimburse the County for the work estimated at \$586,810.00 upon submittal of an invoice by the County; and
4. The proper officers of the Authority are authorized to execute the Shared Service Agreement with the County of Ocean; and
5. Said estimated amount of \$586,810.00 shall be taken from Capital Project No.818002A for the payment of the obligation provided for herein; and
6. A certified copy of this resolution shall be forwarded to the following:

- A. Paul Mummolo, Authority Chair
- B. Thomas C. Curtis, 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

**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 Wednesday, March 27, 2024, a quorum being present and voting in the majority.



Thomas C. Curtis, Authority Secretary

**CFO Certification of Funds**

*I certify that sufficient funds exist within the Authority's Capital Project No. 818002A to fund the action authorized herein.*



John Clifford, CFO