

## RESOLUTION

**WHEREAS**, it has been brought to the attention of the Board of Commissioners of the Toms River Municipal Utilities Authority (TRMUA) that the TRMUA is desirous of receiving bids through a fair and open process for the following items utilizing proprietary language:

Contract No. TRMUA PR-2020  
Quick Lock Repair Clamps (various sizes) and End Sleeves

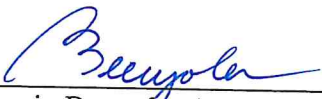
**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN AND STATE OF NEW JERSEY**, as follows:

1. That the Regulatory Compliance Officer is hereby authorized to advertise for the receiving of bids for the above-mentioned.
2. That authorization is hereby given to prepare formal bid specifications for the above – mentioned goods.

## CERTIFICATION

I, Georgia Benyola, Assistant Secretary of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Board of Commissioners on June 23, 2020

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Authority this 23<sup>rd</sup> day of June, 2020.

  
\_\_\_\_\_  
Georgia Benyola, Asst. Secretary

RESOLUTION  
TOMS RIVER MUNICIPAL UTILITIES AUTHORITY  
June 23, 2020

WHEREAS, the Toms River Municipal Utilities Authority budget for the year 2020 was approved by the Commissioners of the Toms River Municipal Utilities Authority on November 26, 2019; and

WHEREAS, a review of the 2020 Operating Expenses was conducted by the Finance Department of the Toms River Municipal Utilities Authority and it was found necessary to request appropriation transfers due to increased costs and unanticipated expenditures.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY IN THE TOWNSHIP OF TOMS RIVER, COUNTY OF OCEAN THAT THE FOLLOWING APPROPRIATION TRANSFERS BE MADE TO THE APPROVED BUDGET OF 2020:

Transfer from:	604-8102 Contingency	\$19,980
Transfer to:	700-7620 Principal on Fund Loan	\$17,620
Transfer to:	700-7619 Principal on Trust Fund Loan	2,360

I, Robert J. DiBiase, Executive Director, Secretary/Treasurer of the Toms River Municipal Utilities Authority hereby certify that the above is a true copy of the resolution adopted by the Toms River Municipal Utilities Authority on the 23<sup>rd</sup> of June, 2020.

  
Robert J. DiBiase, Executive Director, Secretary/Treasurer

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AWARDING DIG & REPLACE PROJECT CONTRACT  
NO. SRDR-01-19 TO NORTH AMERICAN PIPELINE SERVICE LLC**

**WHEREAS**, the Toms River Municipal Utilities Authority (hereinafter “TRMUA”), County of Ocean, State of New Jersey advertised for bids in accordance with Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. for Dig & Replace Project SRDR-01-19, in accordance with plans and specifications prepared by the TRMUA consultant; and

**WHEREAS**, four (4) bids were received and opened on May 22, 2020; and

**WHEREAS**, North American Pipeline Service LLC, 210 Bennett Road, Freehold, NJ 07728, submitted the low bid in the amount of \$1,174,340.00; and

**WHEREAS**, the four (4) other bids received ranged from \$1,516,817.00 to \$1,974,000.00; and

**WHEREAS**, the Authority Engineer, the Engineering Consultant, and TRMUA Attorney reviewed the bids and determined that North American Pipeline Service LLC submitted the lowest responsible bid in accordance with the solicitation; and

**WHEREAS**, the TRMUA Commissioners were provided with a copy of the certification of available funds, which is attached hereto and incorporated by reference; and

**WHEREAS**, the TRMUA Commissioners reviewed the certification of available funds and recommendations made by the TRMUA Consultant and TRMUA Attorney on said bid; and

**NOW, THEREFORE, BE IT RESOLVED**, by the TRMUA Commissioners, County of Ocean, State of New Jersey, that Dig & Replace Project SRDR-01-19 is hereby awarded to North American Pipeline Service LLC, 210 Bennett Road, Freehold, NJ 07728, in the amount of \$1,174,340.00; and

**BE IT FURTHER RESOLVED**, that award of this contract is to be allocated from the New Jersey Infrastructure Bank account number S340145-05; and

**BE IT FURTHER RESOLVED**, that the maximum dollar value for this project is \$1,174,340.00; and

**BE IT FURTHER RESOLVED**, that the TRMUA is hereby authorized and directed to immediately return the certified checks or bids of the following unsuccessful bidders:

1. Lucas Construction/Lima Charlie; and

And, upon receipt of a fully executed contract and any other required documents, the return of the certified checks or bids bonds to:

1. North American Pipeline Services, LLC
2. Mathis Construction Co., Inc.; and
3. Montana Construction Corp., Inc.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution be forwarded to the following:

1. Chairman and Commissioners;
2. Robert DiBiase, Executive Director;
3. Nicholas Otten, PE, Authority Engineer;
4. Richard Padgitt, PE, Engineering Consultant;

5. North American Pipeline Services, LLC;
6. Mathis Construction Co., Inc.;
7. Montana Construction Corp., Inc.;
8. Lucas Construction/ Lima Charlie; and
9. All other parties in interest.

#### CERTIFICATION

I, Georgia Benyola, Assistant Secretary of the Toms River Municipal Utilities Authority, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Public Meeting held on June 23, 2020.

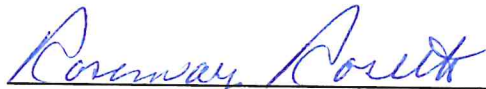


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Georgia Benyola, Assistant Secretary

I, Rosemary Rosetto, Chief Financial Officer of the Toms River Municipal Utilities Authority, hereby certify to the Commissioners of the Toms River Municipal Utilities Authority that I have reviewed the Authority's budget for 2020 and find that funds are available under the account number S340145-05 noted above.

I hereby certify that the foregoing statements made by me are true. I am also aware that if any of the foregoing statements made by me are false, I am subject to punishment.



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Rosemary Rosetto, Chief Financial Officer



**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AWARDING SEWER & MANHOLE REHABILITATION**  
**PROJECT CONTRACT NO. SR-01-19 TO**  
**NORTH AMERICAN PIPELINE SERVICE, LLC**

**WHEREAS**, the Toms River Municipal Utilities Authority (hereinafter “TRMUA”), County of Ocean, State of New Jersey advertised for bids in accordance with Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. for Sewer & Manhole Rehabilitation Project SR-01-19, in accordance with plans and specifications prepared by the TRMUA consultant; and

**WHEREAS**, three bids were received and opened on May 22, 2020; and

**WHEREAS**, North American Pipeline Service, LLC, 210 Bennett Road, Freehold, New Jersey 07728, submitted the low bid in the amount of \$772,266.00; and

**WHEREAS**, the TRMUA received one other bid from Insituform Technologies, LLC in the amount of \$820,845.00; and

**WHEREAS**, the Authority Engineer, Nicholas Otten, PE, and TRMUA Attorney reviewed the bids and determined that North American Pipeline Service, LLC submitted the lowest responsible bid in accordance with the solicitation; and

**WHEREAS**, the TRMUA Commissioners were provided with a copy of the certification of available funds, which is attached hereto and incorporated by reference; and

**WHEREAS**, the TRMUA Commissioners reviewed the certification of available funds and recommendations made by the TRMUA Consultant and TRMUA Attorney on said bid; and

**NOW, THEREFORE, BE IT RESOLVED**, by the TRMUA Commissioners, County of Ocean, State of New Jersey, that Sewer & Manhole Rehabilitation Project SR-01-19 is hereby awarded to North American Pipeline Service, LLC, 210 Bennett Road, Freehold, New Jersey 07728 in the amount of \$772,266.00; and

**BE IT FURTHER RESOLVED**, that award of this contract is to be allocated from New Jersey Infrastructure Bank account number S340145-05; and

**BE IT FURTHER RESOLVED**, that the maximum dollar value for this project is \$772,266.00; and

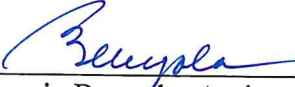
**BE IT FURTHER RESOLVED**, that the TRMUA is hereby authorized, upon receipt of fully executed contract and any other required documents, to return the certified checks or bid bonds of Insituform Technologies, LLC; and

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution be forwarded to the following:

1. Chairman and Commissioners;
2. Robert J. DiBiase, Executive Director;
3. Nicholas Otten, PE, Authority Engineer;
4. North American Pipeline Service, LLC;
5. Insituform Technologies, LLC; and
6. All other parties in interest.


### CERTIFICATION

I, Georgia Benyola, Assistant Secretary of the Toms River Municipal Utilities Authority, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Public Meeting held on June 23, 2020.

  
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Georgia Benyola, Assistant Secretary

I, Rosemary Rosetto, Chief Financial Officer of the Toms River Municipal Utilities Authority, hereby certify to the Commissioners of the Toms River Municipal Utilities Authority that I have reviewed the Authority's budget for 2020 and find that funds are available under the account number S340145-05 noted above.

I hereby certify that the foregoing statements made by me are true. I am also aware that if any of the foregoing statements made by me are false, I am subject to punishment.

  
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Rosemary Rosetto, Chief Financial Officer

## RESOLUTION

**WHEREAS**, Pursuant to N.J.S.A. 40A:11-3 of the Local Public Contracts Law, Governor Phillip Murphy has exercised his authority to adjust the bid thresholds for awarding contracts by various contracting units; and

**WHEREAS**, Local units that have appointed a Qualified Purchasing Agent pursuant to N.J.S.A.40A11-9 (b) and take advantage of a higher bid threshold pursuant to N.J.S.A. 40A:11-3 (a) can increase their maximum bid threshold from \$40,000 to \$44,000 on July 1, 2020; and

**WHEREAS**, on May 26, 2020 the Board of Commissioners appointed Bernard Rutkowski, Regulatory Compliance/ Safety Officer to act in the capacity of Qualified Purchasing Agent.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. That the bid threshold is hereby increased to \$44,000 effective July 1, 2020
2. That a certified copy of this resolution shall be forwarded to the Executive Director, the CFO and the Qualified Purchasing Agent.

## CERTIFICATION

I, Georgia Benyola, Assistant Secretary of the Toms River Municipal Utilities Authority in the County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Board of Commissioners of the Toms River Municipal Utilities Authority at a regular meeting of said Commissioners on the 23<sup>rd</sup> day of June, 2020.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Authority this 23<sup>rd</sup> day of June.

  
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Georgia Benyola, Assistant Secretary



**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT  
BETWEEN THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY  
AND THE TOMS RIVER REGIONAL SCHOOLS  
BOARD OF EDUCATION**

**WHEREAS**, The Toms River Municipal Utilities Authority (“TRMUA”) and the Toms River Regional Schools Board of Education (“TRRSBOE”) are both Municipal Entities (collectively the “Entities”) serving the residents and taxpayers of their respective communities; and

**WHEREAS**, the TRRSBOE and TRMUA have previously entered into a shared services agreement that covered a period commencing on July 1, 2018, and expiring on June 30, 2020; and

**WHEREAS**, the Entities have continued performing in accordance with said agreement and now wish to enter into a new agreement; and

**WHEREAS**, it is deemed in the best interest of the Public for these Entities to share such equipment, resources, and expertise in order to perform tasks in the most cost effective way possible for the taxpayers; and

**WHEREAS**, the Uniform Shared Services and Consolidation Agreement Act, N.J.S.A. 40A:65-1 et seq. permits municipalities to enter into agreements for shared services;

**NOW, THEREFORE BE IT RESOLVED**, by the Toms River Municipal Utilities Authority, County of Ocean, State of New Jersey as follows:

1. The Executive Director is hereby authorized to execute and the Assistant Secretary to attest to a Shared Services Agreement, which shall be attached hereto and made a part hereof, between the Toms River Municipal Utilities Authority and the Toms River Regional Schools Board of Education.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to the following:

1. Toms River Municipal Utilities Authority Commissioners;
2. William J. Doering, Business Administrator;
3. Robert J. DiBiase, TRMUA Executive Director;
4. James J. Gluck, Esquire, Authority Attorney; and
5. Stephan R. Leone, Esquire, Board Attorney.

**CERTIFICATION**

I, Georgia Benyola, Assistant Secretary of the Toms River Municipal Utilities Authority, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Public Meeting held on June 23, 2020.

  
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Georgia Benyola Assistant Secretary