

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. D-21-15

WATER DIVISION

RESOLUTION

WHEREAS, OEG Building Materials has applied to the Old Bridge Municipal Utilities Authority for Preliminary and Tentative Approval in connection with its Water Application No. #W11-627, known as OEG Building Materials located on the north side of Route 34 between Cheesequake-Morristown and Disbrow Roads; and

WHEREAS, the Applicant proposes to construct approximately 240 linear feet of twelve inch (12") DIP to connect into an existing water main in Route 34 to provide a fire hydrant on the north side of Route 34 and a two inch (2") water service for an existing manufacturing facility with a 16,500 square foot addition; and

WHEREAS, the Staff Engineer has reviewed the project and the reports submitted, and has recommended Preliminary and Tentative Approval in accordance with his report dated August 14, 2015; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Application for Preliminary and Tentative Approval in connection with Water Application No. #W11-627 known as OEG Building Materials be and the same is hereby granted subject to the following conditions:

(1) The Applicant shall pay all applicable fees.

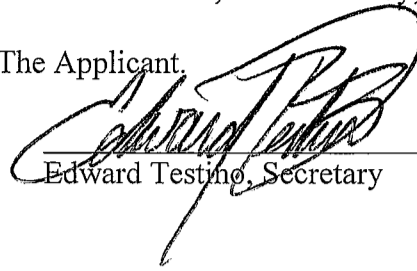
(2) The Applicant shall comply with and address any and all comments in the Staff Engineer's report dated August 14, 2015, shall be addressed with the Final Water Application.

(3) Applicant to fully comply with the Rules and Regulations of the Authority and any Agency having jurisdiction.

BE IT FURTHER RESOLVED that Preliminary and Tentative Approval shall expire one (1) year from the date of the Resolution;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on August 19, 2015;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and The Applicant.



Edward Testino, Secretary

Motion by: Richard Greene
Second by: Anita Greenberg
Ayes: Greenberg, Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino
Dated: August 19, 2015
OBMUA0245 .RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. D-22-15

SEWER DIVISION

RESOLUTION

WHEREAS, OEG Building Materials has applied to the Old Bridge Municipal Utilities Authority for Preliminary and Tentative Approval in connection with its Sewer Application No. #S11-492 known as OEG Building Materials located on the north side of Route 34 between Cheesequake-Morristown and Disbrow Roads; and

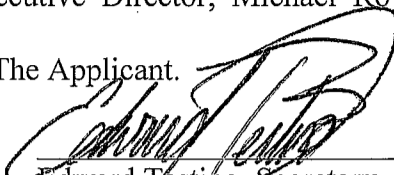
WHEREAS, the Applicant proposes to construct approximately 16,500 square foot addition to an existing office/manufacturing facility which will continue to use the existing sewer lateral an on-site eight inch (8") sewer main which connects to a gravity sewer main in Route 34 ; and

WHEREAS, the Staff Engineer has reviewed the project and the reports submitted, and has recommended Preliminary and Tentative Approval in accordance with his report dated August 14, 2015; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Application for Preliminary and Tentative Approval in connection with Sewer Application No. #S11-492 known as OEG Building Materials be and the same is hereby granted subject to the following conditions:

- (1) The Applicant shall pay all applicable fees;
- (2) The Applicant shall comply with and address any and all comments in the Staff Engineer's report dated August 14, 2015, with the Final Sewer Application;
- (3) Applicant to fully comply with the Rules and Regulations of the Authority and any Agency having jurisdiction.
- (4) Preliminary and Tentative Sewer Approval shall expire one (1) year from the date of the Resolution.

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and The Applicant.



Edward Testino, Secretary

Motion by: Richard Greene
Second by: Anita Greenberg
Ayes: Greenberg, Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino
Dated: August 19, 2015
OBMUA0246.RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. D-23-15

WATER DIVISION

RESOLUTION

WHEREAS, Nieuw Amsterdam Associates, LP has applied to the Old Bridge Municipal Utilities Authority for Preliminary Approval in connection with its Water Application #W15-647 known as Nieuw Amsterdam Apartments Community Building located at the existing Nieuw Amsterdam Apartment Complex which is on the east side of Old Road.

WHEREAS, the Applicant proposes to construct a two inch (2") water line and a fire hydrant to connect to an on-site private water main to service a 5,270 square foot community building and the relocation of the existing water line which services the pool house; and

WHEREAS, The community Building will include a rental office, gym, laundry, vending and area of all purpose for the use by the tenants; and

WHEREAS, the Staff Engineer has reviewed the project and reports submitted, and has recommended Preliminary Approval in accordance with his report dated August 14, 2015; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Application for Preliminary Approval in connection with Water Application No. W15-647 known as Nieuw Amsterdam Apartments Community Building be and the same is hereby granted subject to the following conditions:

- (1) Applicant shall pay all applicable fees;
- (2) All comments from this Engineer's Report dated August 14, 2015 shall be addressed with the Tentative Water Application;
- (3) Applicant to fully comply with the Rules and Regulations of the Authority and any Agency having jurisdiction;
- (4) This Preliminary Water Approval shall expire one (1) year from the date of the resolution

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and The Applicant.


Edward Testino, Secretary

Motion by: Frank Weber
Second by: Richard Greene
Ayes: Greenberg, Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino
Dated: August 19, 2015
OBMUA0247.RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. D-24-15

SEWER DIVISION

RESOLUTION

WHEREAS, Nieuw Amsterdam Associates, LP has applied to the Old Bridge Municipal Utilities Authority for Preliminary Approval in connection with its Sewer Application No. #S15-511 known as Nieuw Amsterdam Apartments Community Building located at the existing Nieuw Amsterdam Apartment complex which is on the east side of Old Road; and

WHEREAS, the Applicant proposes to construct approximately 270 linear foot of eight inch (8") PVC to connect into the on-site private sewerage system to service a 5,270 square foot community building; and

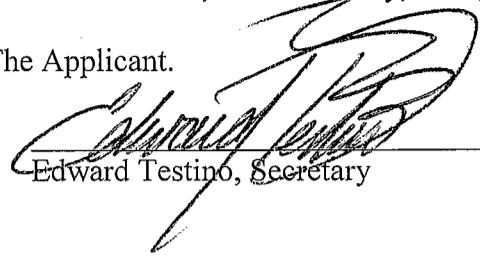
WHEREAS, The community building will include a rental office, gym, laundry, vending and area of all purpose for use by the tenants; and

WHEREAS, the Staff Engineer has reviewed the project and the reports submitted, and has recommended Preliminary Approval in accordance with his report dated August 14, 2015; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Application for Preliminary Approval in connection with Sewer Application No. #S15-511 known as Nieuw Amsterdam Apartments Community Building be and the same is hereby granted subject to the following conditions:

- (1) The Applicant shall pay all applicable fees;
- (2) The Applicant shall comply with and address any and all comments in the Staff Engineer's report dated August 14, 2015, with the Tentative Sewer Application;
- (3) Applicant to fully comply with the Rules and Regulations of the Authority and any Agency having jurisdiction.
- (4) Preliminary Sewer Approval shall expire one (1) year from the date of the Resolution.

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and The Applicant.



Edward Testino, Secretary

Motion by: Frank Weber
Second by: Richard Greene
Ayes: Greenberg, Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino
Dated: August 19, 2015
OBMUA0248.RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. D-25-15

WATER DIVISION

RESOLUTION

WHEREAS, Cottrell Court Townhomes, LLC received Final Approval in connection with its Water Application #W11-629, known as Town Center Residential; and

WHEREAS, the Old Bridge Municipal Utilities Authority regulations require a Developer's Agreement to be executed by The Applicant, as a conditional approval; and

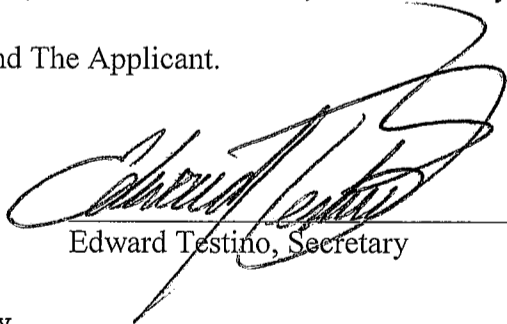
WHEREAS, a Developer's Agreement has been prepared and submitted to the Applicant for execution; and

WHEREAS, the Developer has executed same;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Chairman and Secretary be and the same are hereby authorized to execute the Developer's Agreement for Water Application #W11-629, in accordance with its terms;

BE IT FURTHER RESOLVED this resolution ratifies action taken by the Authority on August 19, 2015;

BE IT FURTHER RESOLVED that upon execution the original document be recorded with the Middlesex County Clerk and that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, Staff Engineer; Michelle Smith, Comptroller, and The Applicant.



Edward Testino, Secretary

Motion by: Arthur M. Haney

Second by: Frank Weber

Ayes: Weber, Cahill, Haney

Nays: None

Absent: Testino

Abstain: Greenberg, Greene

Dated: August 19, 2015

OBMUA0250 .RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. D-26-15

SEWER DIVISION

RESOLUTION

WHEREAS, Cottrell Court Townhomes, LLC received Final Approval in connection with its Sewer Application #S11-494, known as Town Center Residential; and

WHEREAS, the Old Bridge Municipal Utilities Authority regulations require a Developer's Agreement to be executed by The Applicant, as a conditional approval; and

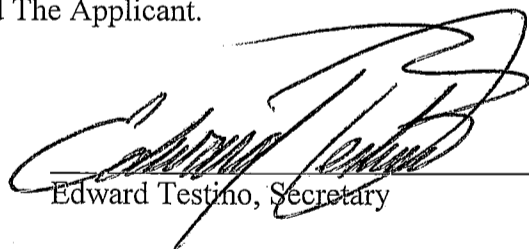
WHEREAS, a Developer's Agreement has been prepared and submitted to the Applicant for execution; and

WHEREAS, the Developer has executed same;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Chairman and Secretary be and the same are hereby authorized to execute the Developer's Agreement for Sewer Application #S11-494, in accordance with its terms;

BE IT FURTHER RESOLVED this resolution ratifies action taken by the Authority on August 19, 2015;

BE IT FURTHER RESOLVED that upon execution the original document be recorded with the Middlesex County Clerk and that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, Staff Engineer; Michelle Smith, Comptroller, and The Applicant.


Edward Testino, Secretary

Motion by: Arthur M. Haney

Second by: Frank Weber

Ayes: Weber, Cahill, Haney

Nays: None

Abstain: Greenberg, Greene

Absent: Testino

Dated: August 19, 2015

OBMUA0249 .RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. D-27-15

SEWER DIVISION

RESOLUTION

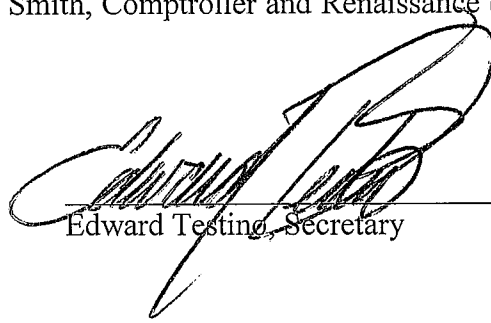
WHEREAS, Renaissance @ Hillside Estates, LLC has applied to the Old Bridge Municipal Utilities Authority for reduction of its Performance Bond (Bond #5042526) in the amount of \$191,069.01 and Performance Guarantee (Check #001079) in the amount of \$21,229.89 in connection with its application #S10-481 known as G.S Reality/Higgins Road; and

WHEREAS, the Staff Engineer has reviewed the project and has determined that the Applicant has completed sanitary sewer construction and recommends reduction of the Performance Bond and Performance Guarantee as set forth in his report dated August 14, 2015;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that Performance Bond No. #5042526 in the amount of \$191,069.01 be reduced to the amount of \$57,320.70 representing a 70% reduction together with the cash portion of the Performance Guarantee being reduced from \$21,229.89 to \$6,368.97 representing a 70% reduction in accordance with the Staff Engineers report dated August 14, 2015; and

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on August 19, 2015

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and Renaissance @ Hillside Estates, LLC.


Edward Testino, Secretary

Motion by: Arthur M. Haney
Second by: Frank Weber
Ayes: Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino Abstain: Greenberg
Dated: August 19, 2015
OBMUA0251.RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. D-28-15

WATER DIVISION

RESOLUTION

WHEREAS, J.B. Old Bridge Limited Partnership has applied to the Old Bridge Municipal Utilities Authority for release of its Performance Bond (Bond #FP0020971) in the amount of \$30,084.12 and Performance Guarantee (Check #12883) in the amount of \$3,342.68 in connection with its application #W10-615 known as A&P Shopping Center – Retail Pad; and

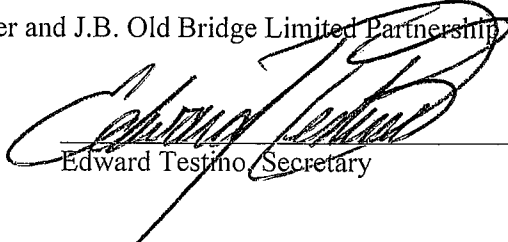
WHEREAS, the Staff Engineer has reviewed the project and has determined that the Applicant has completed all construction and recommends release of the Performance Bond and Performance Guarantee as set forth in his report dated August 14, 2015;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that Performance Bond No. #FP0020971 in the amount of \$30,084.12 and Performance Guarantee in the amount of \$3342.68, be released with no conditions in accordance with the Staff Engineers report dated August 14, 2015; and

BE IT FURTHER RESOLVED that the installed utilities will remain privately owned and maintained by the commercial property as indicated in the staff engineer's report dated August 14, 2015;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on August 19, 2015;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and J.B. Old Bridge Limited Partnership


Edward Testino, Secretary

Motion by: Richard Greene
Second by: Anita Greenberg
Ayes: Greenberg, Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino
Dated: August 19, 2015
OBMUA0252.RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. D-29-15

SEWER DIVISION

RESOLUTION

WHEREAS, J.B. Old Bridge Limited Partnership has applied to the Old Bridge Municipal Utilities Authority for release of its Performance Bond (Bond #FP0020972) in the amount of \$39,136.68 and Performance Guarantee (Check #12882) in the amount of \$4,348.52 in connection with its application #S10-482 known as A&P Shopping Center – Retail Pad; and

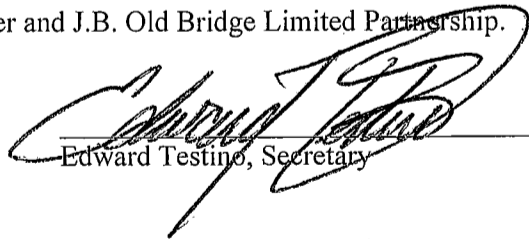
WHEREAS, the Staff Engineer has reviewed the project and has determined that the Applicant has completed all construction and recommends release of the Performance Bond and Performance Guarantee as set forth in his report dated August 14, 2015;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that Performance Bond No. #FP0020972 in the amount of \$39,136.68 and Performance Guarantee in the amount of \$4,348.52 be released with no conditions in accordance with the Staff Engineers report dated August 14, 2015; and

BE IT FURTHER RESOLVED that the installed utilities will remain privately owned and maintained by the commercial property as indicated in the staff engineer's letter dated August 14, 2015;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on August 19, 2015;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and J.B. Old Bridge Limited Partnership.


Edward Testino, Secretary

Motion by: Richard Greene
Second by: Anita Greenberg
Ayes: Greenberg, Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino
Dated: August 19, 2015
OBMUA0253.RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. M-52-15

ADMINISTRATIVE DIVISION

RESOLUTION

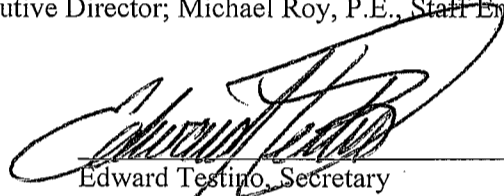
WHEREAS, the Old Bridge Municipal Utilities Authority desires to fully inform the public of its operations and services; and

WHEREAS, the Commissioners of the Old Bridge Municipal Utilities Authority have determined to explore the potential employment of a Public Relations Expert;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that the Executive Director be it the same is hereby authorized to advertise a Request for Qualifications (RFQ) soliciting a Public Relations Expert;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on August 19, 2015;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; and Michelle Smith, Comptroller.



Edward Testino, Secretary

Motion by: Arthur M. Haney
Second by: Anita Greenberg
Ayes: Greenberg, Weber, Cahill, Haney
Nays: None
Absent: Testino Abstain: Greene
Dated: August 19, 2015
OBMUA0260.RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. M-53-15

WATER DIVISION

RESOLUTION

WHEREAS, the Old Bridge Municipal Utilities Authority has previously awarded Contract #W15-174 to A.C. Schultes, Inc., in the amount of \$117,325.00 for Redevelopment of Well No. 3; and

WHEREAS, the Staff Engineer has determined the final quantities of work actually performed under the contract is complete and has recommended Change Order No. #1 providing for an adjustment in the quantities under Contract No. #W15-174 as set forth in his letter dated August 14, 2015. The total amount of Change Order No. 1 is a decrease of \$38,145.00 which is a thirty two point five percent (32.5%) reduction from the original contract amount of \$117,325.00 making a new contract amount of \$79,180.00; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that Change Order No. #1 to Contract #W15-174 in the amount of \$38,145.00 decreasing the total contract amount from \$117,325.00 to a new contract amount of \$79,180.00 be and the same is hereby approved;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and A.C. Schultes, Inc.



Edward Testino, Secretary

Motion by: Anita Greenberg
Second by: Richard Greene
Ayes: Greenberg, Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino
Dated: August 19, 2015

OBMUA0254.RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. M-54-15

WATER DIVISION

RESOLUTION

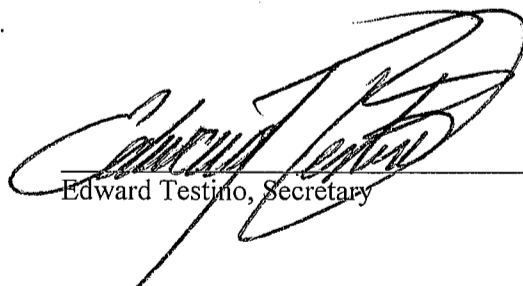
WHEREAS, the Old Bridge Municipal Utilities Authority has prepared an application to file with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust ("NJEIT") for the Perrine Road Carbon Adsorption Facility;

NOW THEREFORE, BE IT RESOLVED Michael A. Roy, Staff Engineer be authorized to file the application for the Perrine Road Carbon Adsorption Facility to the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for financing;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that Michael A. Roy, Staff Engineer be and the same is hereby authorized to act as the Authorized Representative to represent the Old Bridge Municipal Utilities Authority on all matters relating to the project undertaken pursuant to the above referenced New Jersey Environmental Infrastructure Trust Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at 15 Throckmorton Lane, Old Bridge, NJ 08857;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on August 19, 2015;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and the NJDEP.


Edward Testino, Secretary

Motion by: Richard Greene
Second by: Anita Greenberg
Ayes: Greenberg, Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino
Dated: August 19, 2015
OBMUA0255.RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. M-55-15

SEWER DIVISION

RESOLUTION

WHEREAS, Northeast Remsco Construction has requested a modification (Change Order No. 8) to Contract 2011-02, Project #S340945 in connection with the Crossroads Interceptor Project; and

WHEREAS, this change is a result of additional construction which will consist of field changes to install fifty feet (50') of fifteen-inch (15") PVC sewer main by means of an "open-cut" method between Manhole 3 and 2 on Spring Valley Road; and

WHEREAS, the (Change Order No. 8) also reduces four (4) bid items in the contract where the actual installed quantities was less than the contract amount; and

WHEREAS, these modifications result in net ZERO dollars, and the contract price remains at \$8,332,786.76; and

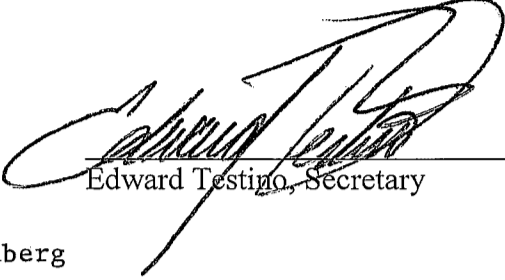
WHEREAS, total change orders to date represent a 18.74% increase from the original contract amount; and

WHEREAS, the Staff Engineer and Consulting Engineer have reviewed the request and reports submitted and have recommended Change Order #8 to Contract #2011-2 in the amount of net Zero dollars be approved;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that Change Order #8 in the amount of net Zero in connection with the Crossroads Regional Interceptor Project (Contract #2011-2) be and the same is hereby approved subject to further approval of the New Jersey Department of Environmental Protection;

BE IT FURTHER RESOLVED this resolution ratifies action taken by the Authority on August 19, 2015

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller; R3M Engineering, Inc., and Northeast Remsco Construction.



Edward Testino, Secretary

Motion by: Anita Greenberg
Second by: Richard Greene
Ayes: Greenberg, Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino
Dated: August 19, 2015
OBMUA0256 .RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. M-56-15

WATER AND SEWER DIVISION

RESOLUTION

WHEREAS, the Old Bridge Municipal Utilities Authority is in need of both scheduled and emergency electrical services for the Old Bridge Municipal Utilities Authority; and

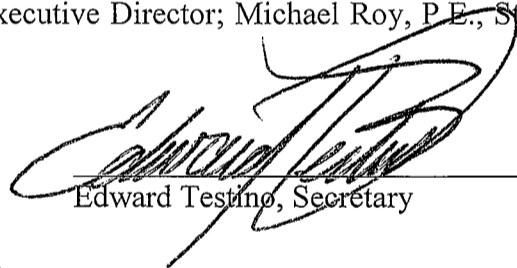
WHEREAS, the Executive Director has prepared plans and specifications for this service; and

WHEREAS, existing funds are available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Executive Director is hereby authorized to advertise and obtain bids for in connection with both scheduled and emergency electrical services;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority at its meeting of August 19, 2015;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; and Michelle Smith, Comptroller.



Edward Testino, Secretary

Motion by: Richard Greene
Second by: Anita Greenberg
Ayes: Greenberg, Greene, Weber, Cahill, Haney
Nays: None
Absent: Testino
Dated: August 19, 2015
OBMUA0257 .RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. M-57-15

WATER DIVISION

RESOLUTION

WHEREAS, the Old Bridge Municipal Utilities Authority entered into a contract with Montana Construction Inc. to provide interconnection between water tanks and install a replacement transmission water main in CR 516; and

WHEREAS, the contract required the Authority to obtain construction easements over Block 12261, Lot 69 in the Township of Old Bridge owned by Mr. and Mrs. Schuck; and

WHEREAS, a temporary construction easement of 11,334 square feet was obtained and The Deed was recorded in Book 6561 at page 259 in the Middlesex County Clerk's office; and

WHEREAS, during construction Montana Construction Company Inc. utilized an additional 29,250 square feet of the Schuck property which was unpaid for; and

WHEREAS, the Schuck's contend that there is substantial damage to their property as a result of its unauthorized use for which they remain uncompensated; and

WHEREAS, there is a dispute as to the liability of the Authority, Montana Construction Inc. and the Schucks as to the responsibility for the payment for the use and damage to their property; and

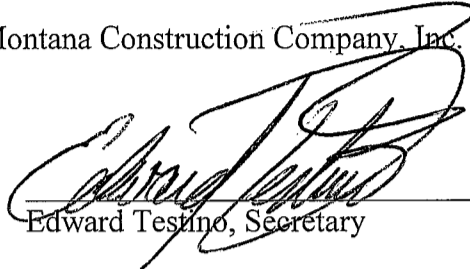
WHEREAS, the parties agreed to settle the matter by requiring Montana Construction Company Inc. restore and repair the Schuck's driveway in accordance with plans prepared by CME. The cost of this additional work and property acquired is \$25,000.00 which will be made in change order #1 to the original contract. This cost will be divided between the Authority and Montana Construction Company Inc.; and

WHEREAS that this settlement is conditioned upon the Authority obtaining a Deed of Temporary Easement and General Release from Mr. and Mrs. Shuck and a Release from Montana Construction Company Inc.;

NOW THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that it hereby authorizes settlement in this matter in accordance with the above terms;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on August 19, 2015;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and Montana Construction Company, Inc.



Edward Testino, Secretary

Motion by: Edward Testino
Second by: Arthur M. Haney
Ayes: Greenberg, Greene, Testino, Weber, Haney
Nays: None
Absent: None
Dated: August 19, 2015
OBMUA0258.RES

OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. M-58-15

WATER DIVISION

RESOLUTION

WHEREAS, the Old Bridge Municipal Utilities Authority has previously awarded Contract #POB-426.03 to Montana Construction Inc., in the amount of \$2,868,806.65 to provide interconnection between water tanks and install replacement transmission water main in CR 516; and

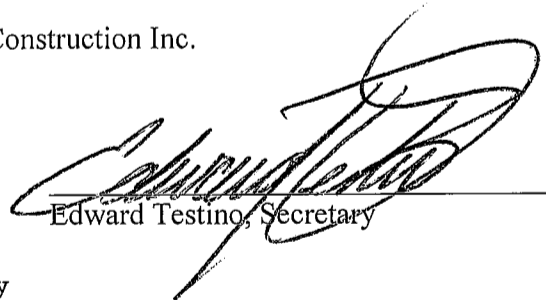
WHEREAS, the Consulting Engineer has determined on adjustment in quantities along with items of extra work and has recommended Change Order No. #1 providing for an adjustment in the quantities and settlement of dispute under Contract No. #POB-426.03 as set forth in his change order report dated August 19, 2015; and

WHEREAS, the total amount of Change Order No. 1 is a decrease of \$192.90 reduction from the original contract amount of \$2,868,806.65 making a new contract amount of \$2,868,613.75;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that Change Order No. #1 to Contract #POB-426.03 in the amount of \$195.50 decreasing the total contract amount from \$2,868.65 to a new contract amount of \$2,868,613.75 be and the same is hereby approved;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on August 19, 2015;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Guy Donatelli, Executive Director; Michael Roy, P.E., Staff Engineer; Michelle Smith, Comptroller and Montana Construction Inc.



Edward Testino, Secretary

Motion by: Edward Testino
Second by: Arthur M. Haney
Ayes: Greenberg, Greene, Testino, Weber, Haney
Nays: None
Absent: None
Dated: August 19, 2015

OBMUA0259.RES