RESOLUTION NO. M-24-25

WATER/SEWER DIVISION

RESOLUTION

WHEREAS, the Old Bridge Municipal Utilities Authority ("Authority") has had an ongoing dispute with Midtown Water Company and the Brunetti Organization regarding water and sewer connection fees; and

WHEREAS, both parties have filed pleadings, under Docket No. MID-L-7031-23, claiming that summary judgment is appropriate. After having heard arguments from both parties, Judge Gary Wolinetz, J.S.C., Middlesex County Superior Court, granted Plaintiff's (Midtown Water Company/Brunetti Organization) Motion for Summary Judgment, and dismissed the Authority's counterclaim, with prejudice; and

WHEREAS, after review of Judge Wolinetz's Statement of Reasons, Elliot D.

Ostrove, Esq., who is Special Counsel for this litigation, has recommended that an

Appeal be filed relative to this decision; and

WHEREAS, funds are available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge

Municipal Utilities Authority ("OBMUA") that Elliot D. Ostrove, Esq. be and the same is

hereby authorized to proceed with filing an Appeal with regard to the action described

above;

BE IT FURTHER RESOLVED that this Resolution ratifies action taken by the Authority on April 16, 2025;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Michael Roy, Executive Director/Staff Engineer; Michael Smith, Comptroller, and Elliot D. Ostrove, Esq.

Edward Casserly, Secretary

Motion by:

Mark Razzoli

Second by:

James Blair

Ayes:

Greenberg, Razzoli, Walker, Weber, Blair

Nays:

None

Absent:

None

Dated:

April 16, 2025

OBMUA2628.RES

RESOLUTION NO. M-23-25

ADMINISTRATION

RESOLUTION

WHEREAS, the Old Bridge Municipal Utilities Authority is in need of Commercial Insurance, to include Auto and Property coverage; and

WHEREAS, proposals have been received and reviewed by Volk Insurance, which has recommended the proposal of Selective Insurance Company to the Authority; and

WHEREAS, by previous resolution authorization was provided to purchase a commercial insurance policy with Selective Insurance Company at a premium of \$774,447.00; and

WHEREAS, a deductible increase for both auto and property coverage will lower the premium to the new amount of \$701,741.00, which represents a decrease of \$17,070.00 over the expiring policy and a savings of \$72,706 utilizing a lower deductible based on the original premium of \$774,447.00; and

WHEREAS, funds are or will be available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that Michael Roy, Executive Director and Michelle Smith, Comptroller are hereby authorized to increase the deductible for the Commercial Insurance policy through Selective Insurance Company;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on April 16, 2025;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Michael Roy, Executive Director/Staff Engineer and Michael Smith, Comptroller.

Edward Casserly, Secretary

Motion by: Anita Greenberg

Second by: Edward Casserly

Ayes: Greenberg, Razzoli, Walker, Weber, Blair

Nays: 1 Absent: 1

None None

Dated: April 16, 2025

OBMUA2629.RES

RESOLUTION NO. M-22-25

WATER DIVISION

RESOLUTION

WHEREAS, by previous resolution, CME Associates was authorized to perform engineering services during the construction of an auxiliary maintenance garage (Route 516 Garage); and

WHEREAS, this project qualifies for funding through the NJ Infrastructure Bank (NJ I-Bank) low interest loan program and CME Associates has submitted a proposal for engineering services related to the development and submission of planning documents to, and coordination with, the NJ I-B for the financing of this project; and

WHEREAS, existing funds are available for this purpose and the costs of these services appear to be reasonable and are based upon an estimate of the number of hours required for the level of effort anticipated for the tasks, and

WHEREAS, the Executive Director/Staff Engineer has recommended CME Associates proceed with the engineering services in his correspondence dated April 9, 2025; and

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that CME Associates be and the same is hereby authorized to proceed with the engineering services, as described above, in accordance with their April 7, 2025 proposal and their February 7, 2025 contract;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority at its meeting of April 16, 2025;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Michael Roy, Executive Director/Staff Engineer, Michael Smith, Comptroller and CME Associates.

Edward Casserly, Secretary

Motion by: 1

Edward Casserly

Second by:

James Blair

Ayes:

Greenberg, Razzoli, Waker, Weber, Blair

Nays:

None

Absent:

None

Dated:

April 16, 2025

OBMUA2626.RES

RESOLUTION NO. M-21-25

WATER DIVISION

RESOLUTION

WHEREAS, the Old Bridge Municipal Utilities Authority ("Authority") intends to file an application with the New Jersey Infrastructure Bank (NJ I-Bank) for the "Water Division Auxiliary Route 516 Garage" project; and

WHEREAS, the project qualifies for funding through the NJ I-Bank and consists of the construction of a garage to house the trucks and a vacuum excavator truck, which will prolong the life of the equipment; and

WHEREAS, the Executive Director has reviewed the project and recommends filing an application with the New Jersey Infrastructure Bank for a low interest loan; and

NOW, THEREFORE, BE IT RESOLVED that Michael A. Roy, Executive Director, be authorized to act as the Authorized Representative to represent the Authority in all matters relating to the project undertaken pursuant to the above referenced New Jersey Infrastructure Bank Loan. The Authorized Representative may be contacted at:

> Old Bridge Municipal Utilities Authority 15 Throckmorton Lane Old Bridge, NJ 08857 Telephone: (732) 679-8565 Email: mroy@obmua.com

BE IT FURTHER RESOLVED that this Resolution ratifies action taken by the Authority on April 16, 2025;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Michael Roy, Executive Director/Staff Engineer; Michelle Smith, Comptroller, and New Jersey Infrastructure Bank.

Edward Casserly, Secretary

Motion by:

Frank Weber

Second by:

Edward Casserly

Ayes:

Greenberg, Razzoli, Walker, Weber, Blair

Nays:

None

Absent:

None

April 16, 2025 OBMUA2627.RES

RESOLUTION NO. M-20-25

SEWER DIVISION

RESOLUTION

WHEREAS, the Old Bridge Municipal Utilities Authority has a need to purchase three (3) new sewage grinders for use at the Arbors, Lakeridge West and Ram's Field Pump Stations. The grinders protect the pumps from clogging and the existing grinders are over ten (10) years old and are nearing the end of their useful life; and

WHEREAS, there are funds in the budget to cover the cost of the purchase and new sewage grinders are available from Pumping Services, Inc. who submitted quotes for a total amount of \$107,076.23, which includes the North Jersey Wastewater Cooperative Pricing (NJWWCP) discount under Contract No. B364-2; and

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Executive Director be and the same is hereby authorized to purchase one (1) Franklin Miller Titan Twin Shaft Grinder with thirty-two inch (32") Cutting Stack, Control Panel and accessories, at a cost of \$62,831.21, under NJWWCP Contract No. B364-2, from Pumping Services, Inc. of Middlesex, New Jersey in accordance with its price quote no. 039857;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Executive Director be and the same is hereby authorized to purchase two (2) Franklin Miller Taskmaster Sub Grinders and two (2) gear reducers at a cost of \$44,245.02, under NJWWCP Contract No. B364-2, from Pumping Services, Inc. of Middlesex, New Jersey in accordance with its price quote no. 040023:

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on April 16, 2025;

BE IT FURTHER RESOLVED that certified true copies of this resolution be

forwarded to Michael Roy, Executive Director/Staff Engineer, Michelle Smith,

Comptroller and Pumping Services, Inc.

Edward Casserly, Secretary

Motion by: Frank Weber Second by: Anita Greenberg

Ayes:

Greenberg, Razzoli, Walker, Weber, Blair

Nays:

None

Absent:

None

Dated:

April 16, 2025

OBMUA2619.RES

RESOLUTION NO. M-19-25

SEWER DIVISION

RESOLUTION

WHEREAS, the Old Bridge Municipal Utilities Authority has a need to purchase a new pump volute part for Pump No. 1 at the Laurence Harbor Sewage Pump Station (LHSPS), which has been in continuous operation since 1990. This pump is worn out and needs the replacement of a component for one of the pumps; and

WHEREAS, there are funds in the budget to cover the cost of the purchase and a new pump volute is available from Envirolutions, LLC who submitted a quote in the amount of \$20,385.00, which includes the North Jersey Wastewater Cooperative Pricing (NJWWCP) twenty-five percent (25%) discount under Contract No. B414-9; and

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Executive Director be and the same is hereby authorized to purchase a pump volute at a cost of \$20,385.00, under NJWWCP Contract No. B414-9, from Envirolutions, LLC of Bridgewater, New Jersey in accordance with its price quote no. 942-11981;

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on April 16, 2025;

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Michael Roy, Executive Director/Staff Engineer, Michael Smith, Comptroller and Envirolutions, LLC.

Edward Casserly, Secretary

Motion by: Anita Greenberg

Second by: Bruce Walker

Ayes: Greenberg, Razzoli, Walker, Weber, Blair

Nays: None Absent: None

Dated: April 16, 2025

OBMUA2618.RES

RESOLUTION NO. M-18-25

DIVISION – WATER & SEWER

RESOLUTION

WHEREAS, by previous Resolution M-77-10, the Old Bridge Municipal Utilities Authority created an Irrevocable Trust entitled "Old Bridge Municipal Utilities Authority Trust for Post-Employment Benefits" (OPEB); and

WHEREAS, the Authority Comptroller has recommended that the Authority pre-fund other post-employment benefits in accordance with the Government Accounting Standards Board Statement No. 45; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Executive Director and Comptroller be and the same are hereby authorized to fund, by payment to the trust, the OPEB liability for the current fiscal year in the amount of \$488,859.00, which sum has been determined to be correct based on an actuarial evaluation performed on behalf of the Authority.

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

Motion:

Edward Casserly

Second: Frank Weber

Ayes:

Greenberg, Razzoli, Walker, Weber, Blair

Nays:

None

None

Abstain: None Absent:

Dated:

April 16, 2025

RESOLUTION NO. D-9-25

SEWER DIVISION

RESOLUTION

WHEREAS, Segme Fairway Lane Property, LLC has applied to the Old Bridge Municipal Utilities Authority for reduction of its Performance Bond (Bond No. 621-102468-6), issued by Fire Insurance Company, in the amount of \$1,672,025.31 as well as the cash portion of its Performance Guarantee (Check No. 1487) in the amount of \$185,780.55 in connection with the Phase 1D construction of the Oaks at Glenwood Development, Sewer Application No. S21-552; and

WHEREAS, the Staff Engineer has reviewed the project and has determined that the Applicant has completed installation of the sewer main and recommends reduction of the Performance Bond and Performance Guarantee as set forth in his report dated April 4, 2025;

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that Performance Bond No. 621-102468-6 in the amount of \$1,672,025.31 be reduced to the amount of \$501,607.59 and the cash portion of the performance guarantee be reduced from \$185,780.55 to the amount of \$56,734.17 representing a 70% reduction in accordance with the Staff Engineers report dated April 4, 2025; and

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on April 16, 2025.

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Michael Roy, Executive Director/Staff Engineer; Michael Smith, Comptroller and Segme Fairway Lane Property, LLC.

Edward Casserly, Secretary

Motion by: Edward Casserly

Second by: James Blair

Ayes: Greenberg, Razzoli, Walker, Weber, Blair

Nays: None

Absent: None

Dated: April 16, 2025

OBMUA2625.RES

RESOLUTION NO. D-8-25

WATER DIVISION

RESOLUTION

WHEREAS, Segme Fairway Lane Property, LLC has applied to the Old Bridge Municipal Utilities Authority for reduction of its Performance Guarantee (Bond No. 621-102467-7), issued by Fire Insurance Company, in the amount of \$1,691,576.37 as well as the cash portion of its Performance Guarantee (Check No. 1479) in the amount of \$187,952.93 in connection with the Fairway Lane Warehouses development, Water Application No. W21-702; and

WHEREAS, the Staff Engineer has reviewed the project and has determined that the Applicant has completed installation of the water main installation and recommends reduction of the Performance Bond and Performance Guarantee as set forth in his report dated April 4, 2025;

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that Performance Bond No. 621-102467-7 in the amount of \$1,691,576.37 be reduced to the amount of \$507,472.91 and the cash portion of the performance guarantee be reduced from \$187,952.93 to the amount of \$56,385.88, representing a 70% reduction in accordance with the Staff Engineers report dated April 4, 2025; and

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on April 16, 2025.

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Michael Roy, Executive Director/Staff Engineer; Michelle Smith, Comptroller and Segme Fairway Lane Property, LLC.

Edward Casserly, Secretary

Motion by: Frank Weber

Second by: James Blair

Ayes: Greenberg, Razzoli, Walker, Weber, Blair

Nays: None Absent: None Dated: April 16, 2025

OBMUA2624.RES

RESOLUTION NO. D-7-25

WATER DIVISION

RESOLUTION

WHEREAS, K. Hovnanian at Old Bridge II, LLC has applied to the Old Bridge Municipal Utilities Authority for reduction of its Performance Bond (Bond No. 1103112), issued by Hanover Insurance Company, in the amount of \$198,901.89 as well as the cash portion of its Performance Guarantee (Check No. 00193797) in the amount of \$22,100.21 in connection with the Phase ID construction of the Oaks at Glenwood Development, Water Application No. W86-284D; and

WHEREAS, the Staff Engineer has reviewed the project and has determined that the Applicant has completed installation of the water main construction and recommends reduction of the Performance Bond and Performance Guarantee as set forth in his report dated April 4, 2025;

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that Performance Bond No. 1103112 in the amount of \$198,901.89 be reduced to the amount of \$59,670.57 and the cash portion of the performance guarantee be reduced from \$22,100.21 to the amount of \$6,630.06 representing a 70% reduction in accordance with the Staff Engineers report dated April 4, 2025; and

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on April 16, 2025.

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Michael Roy, Executive Director/Staff Engineer; Michael Smith, Comptroller and K. Hovnanian at Old Bridge II, LLC.

Edward Casserly, Secretary

Motion by: James Blair

Second by: Edward Casserly

Ayes: Greenberg, Razzoli, Walker, Weber, Blair Nays: None

Nays: None None

Dated: April 16, 2025

OBMUA2622.RES

RESOLUTION NO. D-6-25

SEWER DIVISION

RESOLUTION

WHEREAS, K. Hovnanian at Old Bridge II, LLC has applied to the Old Bridge Municipal Utilities Authority for reduction of its Performance Bond (Bond No. 1103111), issued by Hanover Insurance Company, in the amount of \$260,404.65 as well as the cash portion of its Performance Guarantee (Check No. 00193798) in the amount of \$28,933.85 in connection with the Phase 1D construction of the Oaks at Glenwood Development, Sewer Application No. S86-208D; and

WHEREAS, the Staff Engineer has reviewed the project and has determined that the Applicant has completed installation of the sewer main construction and recommends reduction of the Performance Bond and Performance Guarantee as set forth in his report dated April 4, 2025;

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority that Performance Bond No. 1103111 in the amount of \$260,404.65 be reduced to the amount of \$78,121.40 and the cash portion of the performance guarantee be reduced from \$28,933.85 to the amount of \$8,680.16 representing a 70% reduction in accordance with the Staff Engineers report dated April 4, 2025; and

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on April 16, 2025.

BE IT FURTHER RESOLVED that certified true copies of this resolution be forwarded to Michael Roy, Executive Director/Staff Engineer; Michelle Smith, Comptroller and K. Hovnanian at Old Bridge II, LLC.

Edward Casserly, Secretary

Motion by: James Blair

Second by: Edward Casserly

Ayes:

Greenberg, Razzoli, Walker, Weber, Blair

Nays:

None None

Absent: Dated:

April 16, 2025

OBMUA2623.RES

RESOLUTION NO. D-5-25

SEWER DIVISION

RESOLUTION

WHEREAS, Woodhaven Village has applied to the Old Bridge Municipal Utilities Authority for Tentative Approval in connection with its Sewer Application No. S24-608 known as Woodhaven Village, Section 3 located on the east side of Englishtown Road, between John Wall Road, Woodhaven Boulevard and Texas Road; and

WHEREAS, the Applicant proposes the construction of approximately 14,300 LF (2.7 miles) of on-site eight-inch (8") PVC sewer main connecting to the existing eighteen-inch (18") Barclay Brook Trunk sewer to service 364 single-family units; and

WHEREAS, the Staff Engineer has reviewed the project and reports submitted, and has recommended Tentative Approval in accordance with his report dated April 11, 2025; and

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FURTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Application for Tentative Approval in connection with Sewer Application No. S24-608 known as Woodhaven Village, Section 3 be and the same is hereby granted subject to the following conditions:

- (1) Applicant shall pay all applicable fees.
- (2) All comments from the Engineer's Report dated April 11, 2025 shall be addressed with the Final Sewer Application.
- (3) Applicant to fully comply with the Rules and Regulations of the Authority and any Agency having jurisdiction.
- (4) This Tentative Sewer Approval shall expire one (1) year from the date of the resolution or as otherwise extended by law. Submission of a Final application shall extend this approval by one year.

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on April 16, 2025;

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

Edward Casserly, Secretary

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Motion by:

Edward Cassely

Second by:

Bruce Walker

Ayes:

Greenberg, Razzoli, Walker, Weber, Blair

Nays:

None

Absent:

None

Dated:

April 16, 2025

OBMUA2621.RES

RESOLUTION NO. D-4-25

WATER DIVISION

RESOLUTION

WHEREAS, Woodhaven Village has applied to the Old Bridge Municipal Utilities Authority for Tentative Approval in connection with its Water Application No. W24-728 known as Woodhaven Village, Section 3 located on the east side of Englishtown Road, between John Wall Road, Woodhaven Boulevard and Texas Road; and

WHEREAS, the Applicant proposes the construction of approximately 18,520 LF (3.5 miles) of on-site eight-inch (8") DIP water main to connect to the existing twelve-inch (12") water main on John Wall Road and Woodhaven Boulevard to service 364 single-family units; and

WHEREAS, the Staff Engineer has reviewed the project and reports submitted, and has recommended Tentative Approval in accordance with his report dated April 11, 2025; and

NOW, THEREFORE, BE IT RESOLVED that the aforesaid recitals are incorporated herein as though fully set forth at length;

BE IT FUTHER RESOLVED by the Commissioners of the Old Bridge Municipal Utilities Authority ("OBMUA") that the Application for Tentative Approval in connection with Water Application No. W24-728 known as Woodhaven Village, Section 3 be and the same is hereby granted subject to the following conditions:

- (1) Applicant shall pay all applicable fees.
- (2) All comments in the Staff Engineer's Report dated April 11, 2025 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.
- (4) This Tentative Water Approval shall expire one (1) year from the date of the resolution or as otherwise extended by law. Submission of a Final application shall extend this approval by one year.

BE IT FURTHER RESOLVED that this resolution ratifies action taken by the Authority on April 16, 2025;

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

Edward Casserly, Secretary

Motion by: Bruce Walker

Second by: James Blair

Ayes:

Greenberg, Razzoli, Walker, Weber, Blair

Nays:

None

Absent:

None

Dated:

April 16, 2025

OBMUA2620.RES