

**JERSEY CITY MUNICIPAL UTILITIES AUTHORITY  
BOARD OF COMMISSIONERS MEETING**

**DATE: MARCH 23, 2023**

**TIME COMMENCED: 4:16 PM**

**CALL TO ORDER; OPEN PUBLIC MEETINGS ACT STATEMENT**

**ROLL CALL**

	<b>PRESENT</b>	<b>ABSENT</b>
Maureen Hulings, Chairperson	X	
Jeannine Zampella, Vice-Chairperson	X	
Maureen Nally, Commissioner	X	
Mofalc Meinga, Commissioner	X	
Kathleen Hartye, Commissioner	X	
David Moore, 1st Alternate		X
Vacant		

**ALSO, PRESENT:**

Jose Cunha, Executive Director  
Richard Haytas, Chief Engineer  
John Folk, Director of Finance  
Lekendrick Shaw, Project Manager  
Edward Traina, PE, CME Associates  
Francis J. Borin, Esq. DeCotiis, FitzPatrick, Cole & Giblin, LLP

**FLAG SALUTE**

**PUBLIC COMMENT**

None.

**APPROVAL OF THE PREVIOUS MEETING MINUTES (2.23.2023)**

	<b>MOTION</b>	<b>SECOND</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Maureen Hulings, Chairperson			X			
Jeannine Zampella, Vice-Chairperson	X		X			
Maureen Nally, Commissioner			X			
Mofalc Meinga, Commissioner					X	
Kathleen Hartye, Commissioner		X	X			
David Moore, 1st Alternate						X
Vacant						

**RESOLUTIONS**

- 3/23/1 RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR SEWER OPERATIONS
- 3/23/2 RESOLUTION AUTHORIZING PAYMENTS OF AUDITED CLAIMS FOR SEWER OPERATIONS
- 3/23/3 RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND PAYMENTS OF AUDITED CLAIMS FOR WATER OPERATIONS
- 3/23/4 RESOLUTION AUTHORIZING CASH DISBURSEMENTS
- 3/23/5 RESOLUTION AUTHORIZING PAYMENTS FROM THE CAPITAL IMPROVEMENT, PROJECT AND NOTE FUNDS
- 3/23/6 RESOLUTION AUTHORIZING THE PURCHASE OF GOODS AND SERVICES FROM CERTAIN APPROVED STATE CONTRACT VENDORS PURSUANT TO THE LOCAL PUBLIC CONTRACTS LAW AND ITS IMPLEMENTING REGULATIONS
- 3/23/7 RESOLUTION AUTHORIZING VOLUNTARY SEPARATION INCENTIVE PROGRAM TO ELIGIBLE EMPLOYEES
- 3/23/8 RESOLUTION CERTIFYING COMPLIANCE, PURSUANT TO N.J.S.A. 40A:5A-17, TO THE LOCAL FINANCE BOARD, WITH RESPECT TO THE ANNUAL AUDIT REPORT FOR FISCAL YEAR ENDING DECEMBER 31, 2021
- 3/23/9 RESOLUTION AMENDING RESOLUTION 2/23/13 AWARDING A CONTRACT TO BROWN AND BROWN METRO, LLC FOR INSURANCE CONSULTING SERVICES
- 3/23/10 RESOLUTION AUTHORIZING CHANGE ORDER #1 FOR MMREF EXPENDITURE TO PURCHASE 3,000 LARGE AND SMALL METERS AND RELATED EQUIPMENT TO REPLACE AGED METERS AND LEAD SERVICE LINE REPLACEMENT PROGRAM
- 3/23/11 RESOLUTION AUTHORIZING THE FINAL CLOSEOUT OF THE CONTRACT WITH SHAUGER PROPERTY SERVICES, INC. FOR PHASE 5 SEWER REHABILITATION PROJECT JCMUA CONTRACT NOS. PH5SR-2014-44 AND CAPH5W-2017-28
- 3/23/12 RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO GZA GEOENVIRONMENTAL, INC. FOR DESIGN AND CONSTRUCTION PHASE SERVICES FOR IMPROVEMENTS TO LONGWOOD LAKE DAM IN JEFFERSON TOWNSHIP
- 3/23/13 RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO ROBINSON AERIAL SURVEYS, INC. FOR THE PROVISION OF DIGITAL

ORTHO-PHOTOGRAPHY AND PLANIMETRIC MAPPING OF THE  
BOONTON AQUEDUCT

- 3/23/14 RESOLUTION APPROVING ESCROW AND SEWER CONNECTION FEE  
PAYMENT AGREEMENT WITH EMERSON LEASING CO. I, LLC,  
EMERSON LEASING CO. II, LLC AND EMERSON LEASING CO. III, LLC
- 3/23/15 RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO THE  
ALAIMO GROUP FOR THE PROVISION OF ON-CALL ENGINEERING  
SERVICES
- 3/23/16 RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT  
FOR GENERAL COUNSEL SERVICES WITH DECOTIIS, FITZPATRICK,  
COLE & GIBLIN, LLP
- 3/23/17 RESOLUTION AUTHORIZING THE AWARD OF AN ENGINEERING  
CONTRACT TO ARCADIS U.S., INC. FOR THE PREPARATION OF  
MONTHLY AND QUARTERLY REPORTS FOR COMBINED SEWER  
SYSTEM DISCHARGE VOLUMES AND FREQUENCY FOR 2023-2024
- 3/23/18 RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR  
ENGINEERING SURVEY, PERMITTING, DESIGN, BID, AND  
CONSTRUCTION ADMINISTRATION SERVICES TO T&M ASSOCIATES  
FOR THE CANAL CROSSING REDEVELOPMENT AREA, PHASE 6
- 3/23/19 RESOLUTION AUTHORIZING CHANGE ORDER NOS. 7 AND 8 TO  
SPINIELLO COMPANIES FOR PHASES 1 AND 2 OF THE SEWER AND  
WATER INFRASTRUCTURE REHABILITATION PROJECT, JCMUA  
CONTRACT NO. CSS1-2-2014-09-C
- 3/23/20 RESOLUTION AUTHORIZING THE AWARD OF AN ENGINEERING  
CONTRACT TO MOTT MACDONALD FOR CONSTRUCTION  
MANAGEMENT SERVICES, LEAD SERVICE LINE REPLACEMENT  
CONSTRUCTION CONTRACT #1, PHASE 1
- 3/23/21 RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR  
PROFESSIONAL ENGINEERING SERVICES TO CME ASSOCIATES FOR  
WATER AND SEWER SYSTEMS ASSET MANAGEMENT PLAN  
UPDATES, UPGRADES TO THE SCADA SYSTEM, AND GENERAL ASSET  
IMPROVEMENTS
- 3/23/22 RESOLUTION AWARDING A CONTRACT FOR THE PROVISION OF  
IMPROVEMENTS, MAINTENANCE, REHABILITATION, REPAIR  
SERVICE AND PARTS FOR THE COMBINED SEWER OVERFLOW  
SYSTEM, TIDEGATES, CHAMBERS, PUMP STATIONS AND OTHER  
SEWER ASSETS WATER DISTRIBUTION SYSTEM, AND ASSOCIATES  
EQUIPMENT AND SERVICES, JCMUA CONTRACT NO. WWIES-2023-10

- 3/23/23 RESOLUTION RATIFYING THE DECLARATION OF AN EMERGENCY FOR THE INSTALLATION OF A SANITARY SEWER AND TWELVE-INCH WATER MAIN ON PRINCETON AVENUE, AND AWARD OF A CONTRACT TO J. FLETCHER CREAMER & SON, INC., AND AUTHORIZING FILING WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR REIMBURSEMENT
- 3/23/24 RESOLUTION RATIFYING THE DECLARATION OF AN EMERGENCY FOR THE REPAIR OF THE FIFTY-FOUR-INCH CROSSTOWN FORCE MAIN AT RANDOLPH AVENUE, AND AWARD TO J. FLETCHER CREAMER & SON, INC., AND AUTHORIZING A FILING FOR REIMBURSEMENT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY

### **RESOLUTIONS - CONSENT AGENDA**

#### **Resolutions: 1-7; 9-24**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Maureen Hulings, Chairperson			X			
Jeannine Zampella, Vice-Chairperson		X	X			
Maureen Nally, Commissioner	X		X			
Mofalc Meinga, Commissioner			X			
Kathleen Hartye, Commissioner			X			
David Moore, 1st Alternate						X
Vacant						

Resolution No. 3/23/8 was pulled from the Agenda and will be considered at a subsequent Special Meeting of the Board of Commissioners.

### **EXECUTIVE DIRECTOR'S REPORT:**

1. The Executive Directors reported on anticipated financings through the I-Bank.
2. The Executive Director reported on the school fountains project being ahead of schedule.
3. The Executive Director reported that the Phase I & II project is coming to a close. With approved change orders, the project cost was \$135-136 million. The Executive Director is expecting \$5 million of forgiveness.

### **COUNSEL REPORT:**

None.

### **ITEMS OF UNFINISHED BUSINESS:**

None.

**ITEMS OF NEW BUSINESS:**

None.

**ADJOURNMENT**

The meeting adjourned at 4:32 P.M.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Maureen Hulings, Chairperson			X			
Jeannine Zampella, Vice-Chairperson			X			
Maureen Nally, Commissioner	X		X			
Mofalc Meinga, Commissioner			X			
Kathleen Hartye, Commissioner		X	X			
David Moore, 1st Alternate						X
Vacant						

# **RESOLUTION 1**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR SEWER OPERATIONS**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** it has been determined to transfer \$6,570,335.22 from other funds of the Authority where balances are available to the Sewer Operating Fund;

and,

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Jersey City Municipal Utilities Authority that Resolution 3/23/1 for the transfer of \$6,570,335.22 from other funds of the Authority, where balances are available, to the Sewer Operating Fund be authorized and directed.

**DATED:** MARCH 23, 2023

**APPROVED AS TO LEGAL FORM**

  
FRANCIS J. BORIN, ESQ.  
DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP  
GENERAL COUNSEL

**APPROVED AS TO AVAILABILITY OF FUNDS**

  
JOHN D. FOLK, C.P.A.  
DIRECTOR OF FINANCE

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Chairperson Maureen Hulings	X			
Vice-Chairperson Jeannine Zampella	X			
Secretary Maureen Nally	X			
Commissioner Kathleen Hartye	X			
Commissioner Mofale Meinga	X			
First Alternate Commissioner David Moore			X	

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION PASSED BY THE BOARD OF COMMISSIONERS PRESENT AT THE MONTHLY MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
MAUREEN NALLY, SECRETARY

## **RESOLUTION 2**



# THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

## RESOLUTION AUTHORIZING PAYMENTS OF AUDITED CLAIMS FOR SEWER OPERATIONS

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Finance Committee has recommended that Statements of Audited Claims for Sewer Operations **List #2** in the amount of \$5,270,335.22 be approved;

and,

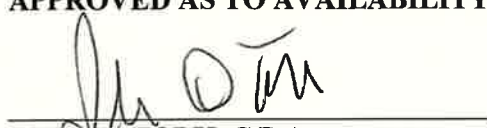
**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Jersey City Municipal Utilities Authority that the Statement of Audited Claims and Manual Checks for Sewer Operations **List #2** in the amount of \$5,270,335.22 is authorized and directed for payment, pursuant of the recommendation of the Finance Committee.

**DATED:** MARCH 23, 2023

**APPROVED AS TO LEGAL FORM**

  
FRANCIS J. BORIN, ESQ.  
DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP  
GENERAL COUNSEL

**APPROVED AS TO AVAILABILITY OF FUNDS**

  
JOHN D. FOLK, C.P.A.  
DIRECTOR OF FINANCE

Chairperson Maureen Hulings  
Vice-Chairperson Jeannine Zampella  
Secretary Maureen Nally  
Commissioner Kathleen Hartye  
Commissioner Mofale Meinga  
First Alternate Commissioner David Moore

YES NO ABSENT ABSTAIN

X  
X  
X  
X  
X

X

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION PASSED BY THE BOARD OF COMMISSIONERS PRESENT AT THE MONTHLY MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
MAUREEN NALLY, SECRETARY

# **RESOLUTION 3**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS  
AND PAYMENTS OF AUDITED CLAIMS FOR WATER OPERATIONS**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS**, the Finance Committee has recommended that transfer of \$6,962,187.77 from other funds of the Authority, where balances are available, to the Water Operating Fund, and Statement of Audited Claims for Water Operations **List #3** in the amount of \$6,962,187.77 be approved.

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Jersey City Municipal Utilities Authority that Resolution 3/23/3 for the transfer of \$6,962,187.77 from other funds of the Authority, where balances are available, to the Water Operating Fund, and Statement of Audited Claims for Water Operations **List #3** in the amount of \$6,962,187.77 be authorized and directed for payment pursuant to the recommendation of the Finance Committee.

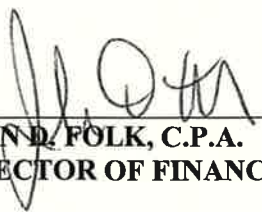
**DATE:** MARCH 23, 2023

**APPROVED AS TO LEGAL FORM**



\_\_\_\_\_  
**FRANCIS J. BORIN, ESQ.**  
**DECOTHS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVED AS TO AVAILABILITY OF FUNDS**




\_\_\_\_\_  
**JOHN D. FOLK, C.P.A.**  
**DIRECTOR OF FINANCE**

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Chairperson Maureen Hulings	X			
Vice-Chairperson Jeannine Zampella	X			
Secretary Maureen Nally	X			
Commissioner Kathleen Hartye	X			
Commissioner Mofalc Meinga	X			
First Alternate Commissioner David Moore			X	

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION PASSED BY THE BOARD OF COMMISSIONERS PRESENT AT THE MONTHLY MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.



MAUREEN NALLY, SECRETARY

# **RESOLUTION 4**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION AUTHORIZING CASH DISBURSEMENTS**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS**, the following manual checks have been issued since March 1, 2023;

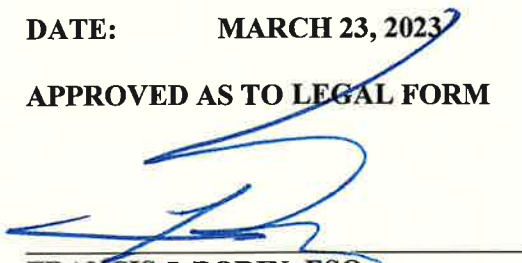
and,

**WHEREAS**, all claim checks must be approved by the *JCMUA* 's Board of Commissioners.

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Jersey City Municipal Utilities Authority that the attached lists of checks totaling \$601,064.83 from the Sewer Operating Account and \$1,204,068.00 from the Capital Account, are hereby approved.

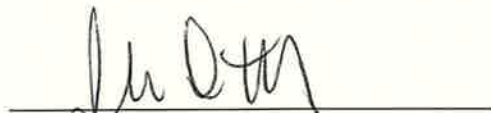
**DATE:** MARCH 23, 2023

**APPROVED AS TO LEGAL FORM**



**FRANCIS J. BORIN, ESQ.**  
**DECOTHS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVED AS TO AVAILABILITY OF FUNDS**



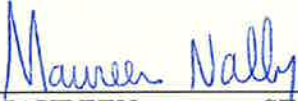
**JOHN D. FOLK, C.P.A.**  
**DIRECTOR OF FINANCE**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Chairperson Maureen Hulings	X			
Vice-Chairperson Jeannine Zampella	X			
Secretary Maureen Nally	X			
Commissioner Kathleen Hartye	X			
Commissioner Mofalc Meinga	X			
First Alternate Commissioner David Moore			X	

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION PASSED BY THE BOARD OF COMMISSIONERS PRESENT AT THE MONTHLY MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
\_\_\_\_\_  
**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 5**



**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING PAYMENTS FROM  
THE CAPITAL IMPROVEMENT, PROJECT AND NOTE FUNDS**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS**, by Resolution 2/91/14, dated February 27, 1991, it is required that all payments from the Project Fund and Capital Improvement Fund must be approved by the Board of Commissioners;

and,

**WHEREAS**, in accordance with the Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et seq., all payments must be approved by the governing body;

and,

**WHEREAS**, the attached lists for the Capital Improvement, Project and Note Funds are presented to the Board of Commissioners for payment;

and,

**WHEREAS**, the vouchers stated on these lists have been reviewed and approved by the JCMUA'S staff as required.

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Jersey City Municipal Utilities Authority that the attached lists of vouchers totaling \$6,541,297.38 from the 2015 NJEIT Sewer Bonds Fund; \$1,035,107.25 from the 2020 Water Notes, \$1,632,343.95 from the 2022 Sewer Notes, \$76,874.66 from the 2020 NJIB Water Notes, \$218,916.06 from the 2020 NJIB Sewer Notes, \$2,743,724.39 from the 2016 NJEIT Water Notes, and \$10,111.00 from the 2022 NJEIT sewer note are hereby approved and payment of same is authorized and directed.

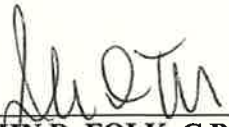
**DATE:** MARCH 23, 2023

**APPROVED AS TO LEGAL FORM**

  
\_\_\_\_\_  
**FRANCIS J. BORIN, ESQ.**  
**DECOTIUS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**


**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION**

**APPROVED AS TO AVAILABILITY OF FUNDS**

  
\_\_\_\_\_  
**JOHN D. FOLK, C.P.A.**  
**DIRECTOR OF FINANCE**

	<u><b>YES</b></u>	<u><b>NO</b></u>	<u><b>ABSENT</b></u>	<u><b>ABSTAIN</b></u>
<b>Chairperson Maureen Hulings</b>	<b>X</b>			
<b>Vice-Chairperson Jeannine Zampella</b>	<b>X</b>			
<b>Secretary Maureen Nally</b>	<b>X</b>			
<b>Commissioner Kathleen Hartye</b>	<b>X</b>			
<b>Commissioner Mofalc Meinga</b>	<b>X</b>			
<b>First Alternate Commissioner David Moore</b>			<b>X</b>	

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION PASSED BY THE BOARD OF COMMISSIONERS PRESENT AT THE MONTHLY MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
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**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 6**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING THE PURCHASE OF GOOD AND SERVICES FROM  
CERTAIN APPROVED STATE CONTRACT VENDORS PURSUANT TO THE LOCAL  
PUBLIC CONTRACTS LAW AND ITS IMPLEMENTING REGULATIONS**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the power set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** Section 12 of the Local Public Contracts Law, N.J.S.A. 40A:11-12(a), and N.J.A.C. 5:34-7.29(c), authorize public entities, at their discretion, pursuant to duly adopted resolution and without advertising for bids, to purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury;

and,

**WHEREAS,** having participated in the State of New Jersey Cooperative Purchasing Program in the past, JCMUA reasonably anticipates that it may require on certain occasions during the next twelve months to purchase goods or services utilizing contracts awarded through the State of New Jersey Cooperative Purchasing Program;

and,

**WHEREAS,** JCMUA also reasonably anticipates that it will need to enter into contracts with the State contract vendors on the list attached hereto through the authority granted in the Local Public Contracts Law, its implementing regulations, and this Resolution, which shall be subject to all the conditions applicable to current State contracts;

and,

**WHEREAS,** the authorization to participate in the State of New Jersey Cooperative Purchasing Program and to enter into contracts with the State contract vendors on the list attached hereto through the authority granted in the Local Public Contracts Law and its implementing regulations, are necessary to ensure the continued efficient operation of JCMUA;

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION**

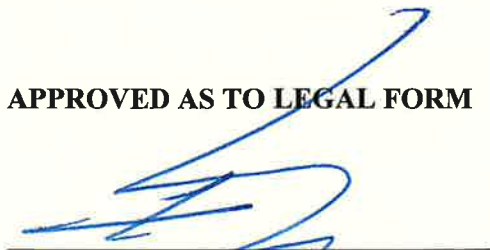
**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Jersey City Municipal Utilities Authority that the Purchasing Agent is hereby authorized to participate in the State of New Jersey Cooperative Purchasing Program and to enter into contracts for the purchase of certain goods or services during the next twelve months from those approved New Jersey State contract vendors on the attached list, pursuant to all terms and conditions of the individual State contracts.

**BE IT FURTHER RESOLVED** that, pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds shall include the maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the good or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is issued by the Director of Finance.

**BE IT FURTHER RESOLVED** that the duration of the contracts between JCMUA and the referenced State contract vendors shall be from April 1, 2023 through March 31, 2024.

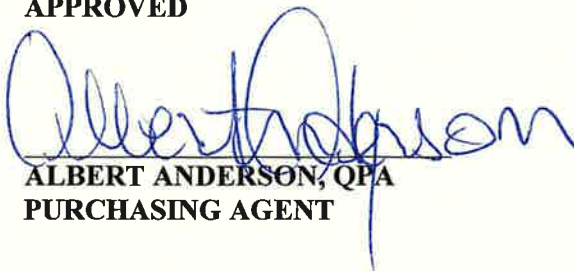
**DATED: MARCH 23, 2023**

**APPROVED AS TO LEGAL FORM**



**FRANCIS J. BORIN, ESQ.**  
**DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVED**



**ALBERT ANDERSON, QPA**  
**PURCHASING AGENT**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION**

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Chairperson Maureen Hulings	X			
Vice-Chairperson Jeannine Zampella	X			
Secretary Maureen Nally	X			
Commissioner Kathleen Hartye	X			
Commissioner Mofalc Meinga	X			
First Alternate Commissioner David Moore			X	

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE MONTHLY MEETING OF THE  
JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**



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**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 7**

**JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING VOLUNTARY SEPARATION  
INCENTIVE PROGRAM TO ELIGIBLE EMPLOYEES**

**MOTIONED BY: Commissioner Nally**

**SECONDED BY: Commissioner Zampella**

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body corporate and politic of the State of New Jersey duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the County and Municipal Utilities Authorities Law;

and,

**WHEREAS,** it is in JCMUA's best interests to offer incentives to employees who are in good standing on the effective date of separation (e.g., not under suspension), at least fifty (50) years of age, and with at least fifteen (15) years of service with JCMUA as of February 1, 2023 as a full-time employee, excluding unpaid periods of work, e.g., layoffs, unpaid leaves of absences, suspensions, etc.;

and,

**WHEREAS,** eligible employees may only participate in the Voluntary Separation Incentive Program if they agree to separate or retire from JCMUA on or before April 1, 2023;

and,

**WHEREAS,** should an eligible employee elect to participate in the Voluntary Separation Incentive Program, the employee shall be entitled to a one-time payment equal to twenty-five percent (25%) of his or her salary or \$20,000, whichever is higher;

and,

**WHEREAS,** in exchange for the receipt of a one-time payment, an eligible employee will not be entitled to changes in pension or retirement benefits, no time will be added to the employee's pension, and the employee may not be rehired, except for key positions to ensure a smooth transition in the sole discretion of the Commissioners in consultation with the Executive Director;

and,



## **JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

### **RESOLUTION**

**WHEREAS,** JCMUA'S Chief Financial Officer has certified that funds are available for one-time payments to eligible employees who may elect to participate in the Voluntary Separation Incentive Program;

and,

**WHEREAS,** the Voluntary Separation Incentive Program for eligible employees is necessary for JCMUA's continued efficient operation;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Jersey City Municipal Utilities Authority, as follows:

1. The Voluntary Separation Incentive Program described in this Resolution is hereby approved and adopted for eligible employees electing to participate in the Program.
2. The Executive Director and Chief Financial Officer are hereby authorized to implement the Voluntary Separation Incentive Program in accordance with the terms set forth in this Resolution.
3. This resolution shall take effect immediately.

**DATED: MARCH 23, 2023**

**APPROVED AS TO LEGAL FORM**

  
\_\_\_\_\_  
**FRANCIS J. BORIN, ESQ.**

**DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVAL OF FUND AVAILABILITY**

  
\_\_\_\_\_  
**JOHN D. FOLK, CPA**

**DIRECTOR OF FINANCE**

**JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION**

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Chairperson Maureen Hulings	X			
Vice-Chairperson Jeannine Zampella	X			
Secretary Maureen Nally	X			
Commissioner Kathleen Hartye	X			
Commissioner Mofalc Meinga	X			
First Alternate Commissioner David Moore			X	

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MEETING OF THE  
JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.

  
\_\_\_\_\_  
MAUREEN NALLY, SECRETARY

# **RESOLUTION 8**

# **RESOLUTION 9**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AMENDING RESOLUTION 2/23/13 AWARDING A CONTRACT  
TO BROWN AND BROWN METRO, LLC FOR INSURANCE CONSULTING SERVICES**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** on February 23, 2023, per duly authorized Resolution 2/23/13, the Board of Commissioners awarded a contract to Brown and Brown Metro, LLC for the provision of insurance consulting services for a one-year term beginning on March 1, 2023;

and,

**WHEREAS,** it was discovered that the start date for the contract was in error and it was necessary to issue a correction to Resolution 2/23/13 to properly reflect a start date for the contract for insurance consulting services to January 1, 2023;

and,

**WHEREAS,** the correction of Resolution 2/23/13 to properly reflect a start date for the contract for insurance consulting services to January 1, 2023 is necessary for the continued efficient operation of JCMUA;

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Jersey City Municipal Utilities Authority that a correction to Resolution 2/23/13 is hereby authorized to properly reflect a start date for the contract for insurance consulting services to January 1, 2023.

**BE IT FURTHER RESOLVED** that the contract documents will be revised to reflect the correct start date for the contract and that all other terms and conditions of the contract remain the same.

**DATED:** MARCH 23, 2023

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION**

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Chairperson Maureen Hulings	X			
Vice Chairperson Jeannine Zampella	X			
Secretary Maureen Nally	X			
Commissioner Kathleen Hartye	X			
Commissioner Mofalc Meinga	X			
First Alternate Commissioner David Moore			X	

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MONTHLY MEETING  
OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.



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MAUREEN NALLY, SECRETARY

# **RESOLUTION 10**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING CHANGE ORDER #1 FOR MMREF EXPENDITURE TO  
PURCHASE 3,000 LARGE AND SMALL METERS AND RELATED EQUIPMENT TO  
REPLACE AGED METERS AND LEAD SERVICE LINE REPLACEMENT PROGRAM**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** on or about January 28, 1998, JCMUA entered into a Franchise Agreement with the City of Jersey City ("City") for the management of the Jersey City Water System ("Water System");

and,

**WHEREAS,** the City owns the Water System and has authorized JCMUA to operate and improve the Water System, including construction and completion of capital projects, pursuant to an Amended and Restated Water Services Franchise and Service Agreement, dated May 1, 2003;

and,

**WHEREAS,** pursuant to and in accordance with the New Jersey Public/Private Water Supply Contracting Act, N.J.S.A. 58:26-19 et seq., JCMUA entered into an Agreement with United Water Jersey City, Inc., which was subsequently assigned to Veolia Water Jersey City, Inc. ("Veolia Water") with the consent of JCMUA, for the management, administration, operation, and maintenance of the Water System;

and,

**WHEREAS,** JCMUA routinely changes out large and small meters to ensure the accuracy of water consumption, and water and sewer billings to residents of the City and, per duly adopted Resolution 12/22/13, Veolia Water was awarded a contract using the Major Maintenance Repair and Equipment Fund ("MMREF"), as described in the Agreement between JCMUA and Veolia Water, for purchase of meters from Sensus, in the amount of \$1,604,274.00;

and,



## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** due to delays in authorizing the purchase of the meters, Veolia Water was not able to lock in meter pricing from 2022 and the current order is subject to 2023 Sensus meter pricing that is about eight percent (8%) higher than the 2022 pricing;

and,

**WHEREAS,** to pay for the additional costs to purchase one thousand five hundred (1,500) large and one thousand five hundred (1,500) small meters, Veolia Water has submitted Change Order #1 in the amount of \$112,562.02, resulting in a total contract cost of \$1,716,836.02;

and,

**WHEREAS,** JCMUA's Senior Water Engineer has reviewed Change Order #1 submitted by Veolia Water and considers the additional cost for meters and related equipment to be fair and reasonable;

and,

**WHEREAS,** the Director of Finance has certified that funds are available for this contract in JCMUA's Major Maintenance Repair and Equipment Fund Account No. 31-05-540-001-223;

and,

**WHEREAS,** authorization of Change Order #1 for the meter purchase is necessary for JCMUA's continued efficient operation;

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Jersey City Municipal Utilities Authority that the attached Change Order No. 1 is hereby approved and the Purchasing Agent is authorized to issue a purchase order in the amount of \$112,562.02, resulting in an increase in the total contract price of \$1,716,836.02, subject to review and approval by General Counsel.

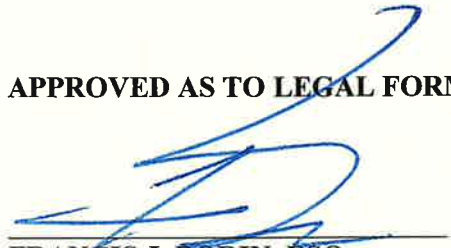
**BE IT FURTHER RESOLVED** that the Senior Water Engineer is authorized to execute the attached Change Order No. 1 and the Purchasing Agent authorized to issue a purchase order in the amount of \$112,562.02, for a total contract price of \$1,716,836.02.

**DATED: MARCH 23, 2023**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

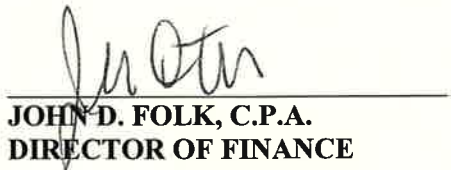
**RESOLUTION**

**APPROVED AS TO LEGAL FORM**



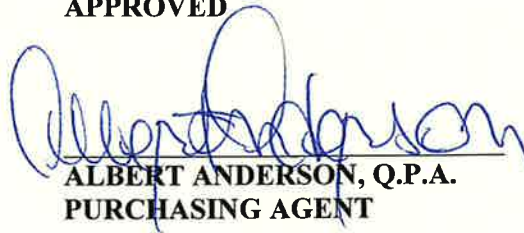
**FRANCIS J. BORIN, ESQ.  
DECOTHS, FITZPATRICK, COLE & GIBLIN, LLP  
GENERAL COUNSEL**

**APPROVED AS TO AVAILABILITY OF FUNDS**



**JOHN D. FOLK, C.P.A.  
DIRECTOR OF FINANCE**

**APPROVED**



**ALBERT ANDERSON, Q.P.A.  
PURCHASING AGENT**

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
<b>Chairperson Maureen Hulings</b>	X			
<b>Vice Chairperson Jeannine Zampella</b>	X			
<b>Secretary Maureen Nally</b>	X			
<b>Commissioner Kathleen Hartye</b>	X			
<b>Commissioner Mofalc Meinga</b>	X			
<b>First Alternate Commissioner David Moore</b>			X	

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MONTHLY MEETING  
OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**



**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 11**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING FINAL CLOSE OUT OF CONTRACT WITH SHAUGER  
PROPERTY SERVICES, INC. FOR PHASE 5 SEWER REHABILITATION PROJECT  
JCMUA CONTRACT NOS. PH5SR-2014-44 AND CAPH5W-2017-28**

**MOTIONED BY: Commissioner Nally**

**SECONDED BY: Commissioner Zampella**

**WHEREAS,** the Jersey City Municipal Utilities Authority (“JCMUA”) is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** JCMUA entered into a Consent Decree with the United States Environmental Protection Agency (“USEPA”) and United States Department of Justice to address certain alleged discharges of pollutants from JCMUA’s combined sewer system (“Consent Decree”);

and,

**WHEREAS,** as part of the Consent Decree, JCMUA agreed to perform a capacity and condition assessment study that is broken down into eight (8) phases, with each phase consisting of sewer main segments throughout the City of Jersey City that need either replacement or rehabilitation (“Project”);

and,

**WHEREAS,** JCMUA determined there was a need to procure services for the replacement or rehabilitation of sewer mains for Phase 5 of the Project and, in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., JCMUA’s Purchasing Agent advertised and solicited bids on February 4, 2020 for Contract Nos. PH5SR-2014-44 and CAPH5W-2017-28;

and,

**WHEREAS,** per duly adopted Resolution 2/20/24, JCMUA awarded a contract to Shauger Property Services, Inc. as the lowest, responsible bidder for the Project in an amount not to exceed \$17,995,691.00;

and,

**WHEREAS,** pursuant to duly adopted Resolutions, Change Order Nos. 1-3 were approved for an increase in the amount of \$3,392,524.44, resulting in a final total contract amount of \$21,388,215.44;

and,

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

**WHEREAS,** T&M Associates, the Consulting Engineer for the Project, has advised, in the attached letter, that the Project has been completed and should be closed out;

and,

**WHEREAS,** JCMUA's Chief Engineer concurs with T&M Associates and recommends that the Project should be closed out;

and,

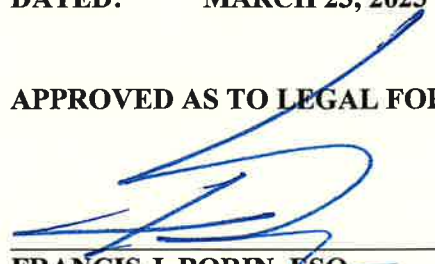
**WHEREAS,** the closeout of the Project is necessary for JCMUA's continued efficient operation;

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

1. The Project is hereby deemed to be complete and the contracts are closed out.
2. The Chief Engineer or the Purchasing Agent is hereby authorized to execute the close out of the contracts and any other documents as may be necessary to affect the close out of the Project.
3. The Director of Finance is hereby directed to forward any additional information required to the New Jersey Environmental Infrastructure Trust for reimbursement.

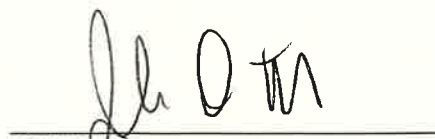
**DATED: MARCH 23, 2023**

**APPROVED AS TO LEGAL FORM**




**FRANCIS J. BORIN, ESQ.**  
**DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVED AS TO FUNDS AVAILABILITY**



**JOHN D. FOLK, CPA**  
**DIRECTOR OF FINANCE**

**APPROVED**



**ALBERT ANDERSON, Q.P.A.**  
**PURCHASING AGENT**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
<b>Chairperson Maureen Hulings</b>	<b>X</b>			
<b>Vice-Chairperson Jeannine Zampella</b>	<b>X</b>			
<b>Secretary Maureen Nally</b>	<b>X</b>			
<b>Commissioner Kathleen Hartye</b>	<b>X</b>			
<b>Commissioner Mofalc Meinga</b>	<b>X</b>			
<b>First Alternate Commissioner David Moore</b>				<b>X</b>

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MONTHLY MEETING  
OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
\_\_\_\_\_  
**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 12**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO GZA  
GEOENVIRONMENTAL, INC. FOR DESIGN AND CONSTRUCTION  
PHASE SERVICES FOR IMPROVEMENTS TO THE LONGWOOD  
LAKE DAM IN JEFFERSON TOWNSHIP**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** Jersey City owns the Longwood Lake Dam in Jefferson Township that is classified as a high hazard dam by the Department of Environmental Protection Dam Safety Division ("Dam Safety");

and,

**WHEREAS,** the dam does not meet current stability standards and Dam Safety is requiring the JCMUA to make improvements to the dam to so that it is compliant with these standards;

and,

**WHEREAS,** JCMUA has been engaged in discussions with the Longwood Lake Dam Homeowners Association ("HOA") regarding the transferal of ownership of the dam once these improvements have been completed;

and,

**WHEREAS,** upon taking ownership of the dam, the HOA will be solely responsible for all future maintenance and inspections of the dam as required by the State;

and,

**WHEREAS,** Longwood Lake does not supply the Boonton Reservoir, which is the primary water source for Jersey City, and thus retaining ownership of the dam provides no benefit to JCMUA or the City of Jersey City;

and,



## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** pursuant to duly adopted Resolution 10/19/13, GZA GeoEnvironmental, Inc. ("GZA") was awarded a contract for the performance of an evaluation of the Longwood Lake Dam prior to implementing any required improvements;

and,

**WHEREAS,** at the request of JCMUA's Water Engineer, GZA submitted a proposal, dated March 7, 2023, in the amount of \$284,070.00 for land survey, design, bid, and construction phase services for the dam improvement project ("Project"), including allowances for a subsurface investigation and permitting and provides part-time inspection during construction;

and,

**WHEREAS,** Section 18 of JCMUA's Purchasing Policies and Procedures Manual provides for the solicitation of proposals for engineering services from at least three firms, where practicable, although an exception to this procedure may be authorized where a specific firm has strong relevant past experience with a project that warrants the award of a contract to this firm to perform additional services on the project;

and,

**WHEREAS,** it is advantageous for JCMUA to utilize GZA to provide land survey, design, bid, and construction phase services for the Project because it is familiar with the Project requirements, has considerable experience with this type of work, and per duly adopted Resolution 1/23/7, has been selected to provide engineering services to JCMUA through a "fair and open" process as required by the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5 et seq.;

and,

**WHEREAS,** JCMUA's Director of Finance has certified that funds are available in Account # 31-05-520-001-206 for this contract award;

and,

**WHEREAS,** the award a contract to GZA for the provision of professional engineering services for the improvements to Longwood Lake Dam is necessary for the JCMUA to comply with Dam Safety regulations, and for JCMUA's continued efficient operation;

**NOW, THEREFORE, BE IT RESOLVED,** by the Board of Commissioners of the Jersey City Municipal Utilities Authority that a contract is hereby awarded to GZA GeoEnvironmental, Inc. consistent with its proposal, dated March 7, 2023, and the Executive Director is hereby authorized to execute a contract in an amount not to exceed \$284,070.00, for the provision of engineering services for upgrades to the Longwood Lake Dam

# THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

## RESOLUTION

**BE IT FURTHER RESOLVED** that GZA GeoEnvironmental, Inc. shall comply with the Affirmative Action Law, N.J.S.A. 10:5-31 et seq., and implementing regulations, N.J.A.C. 17:27-1.1 et seq.

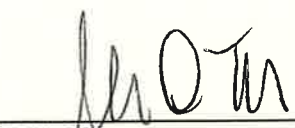
**BE IT FURTHER RESOLVED** that a notice of this contract award shall be published in the Jersey Journal in accordance with applicable law.

**DATED:** MARCH 23, 2023

**APPROVED AS TO LEGAL FORM**

  
FRANCIS J. BORIN, ESQ.  
DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP  
GENERAL COUNSEL

**APPROVAL OF FUND AVAILABILITY**

  
JOHN D. FOLK, CPA  
DIRECTOR OF FINANCE

**APPROVAL**

  
ALBERT ANDERSON, QPA  
PURCHASING AGENT

Chairperson Maureen Hulings  
Vice Chairperson Jeannine Zampella  
Secretary Maureen Nally  
Commissioner Kathleen Hartye  
Commissioner Mofale Meinga  
First Alternate Commissioner David J. Moore

YES   NO   ABSENT   ABSTAIN

X			
X			
X			
X			
X			
		X	

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE COMMISSIONERS PRESENT AT THE REORGANIZATION MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.

  
MAUREEN NALLY, SECRETARY

# **RESOLUTION 13**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO ROBINSON AERIAL  
SURVEYS, INC. FOR THE PROVISION OF DIGITAL ORTHO-PHOTOGRAPHY  
AND PLANIMETRIC MAPPING OF THE BOONTON AQUEDUCT**

**MOTIONED BY:**      **Commissioner Nally**

**SECONDED BY:**      **Commissioner Zampella**

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is authorized to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** to enhance Geographical Information System (GIS) mapping and improve related applications for JCMUA and the City of Jersey City, there is a need to obtain services to provide an up-to-date, high-resolution planimetric mapping and color digital ortho-photography of the City of Jersey City Aqueduct right of way stretching from the Boonton Reservoir in the Township of Parsippany to the City of Jersey City, including Boonton Mainline Aqueduct, Ridge Road Spur, Belleville Turnpike Spur, and Belleville Newark Turnpike Spur;

and,

**WHEREAS,** JCMUA is empowered by law to appoint and employ professionals, technical advisors and experts as it may determine to be necessary for its efficient operation;

and,

**WHEREAS,** the aerial mapping services are recognized as "professional services" as same are to be rendered by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of said services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2(6);

and,

**WHEREAS,** Robinson Aerial Surveys, Inc. submitted a revised proposal, dated February 16, 2023, for the performance of color digital ortho-photography and planimetric mapping at 1" = 30' with one-foot contours of the Jersey City Aqueduct and JCMUA desires to award the company a contract;

and,

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** JCMUA's Senior Engineer has recommended that a contract be awarded to Robinson Aerial Surveys, Inc. as the company is qualified and experienced to provide color digital ortho-photography and planimetric mapping services;

and,

**WHEREAS,** Robinson Aerial Surveys, Inc. has been prequalified per duly adopted Resolution 1/23/11, and has been selected to provide land surveying services to JCMUA through a "fair and open" process as required by the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5 et seq.;

and,

**WHEREAS,** JCMUA's Director of Finance has certified that funds are available for this contract in the Account # 31-05-520-001-206;

and,

**WHEREAS,** the award of a contract to Robinson Aerial Surveys, Inc. to provide color digital ortho-photography and planimetric mapping services for the Jersey City Aqueduct is in the best interests of JCMUA and necessary for its continued efficient operations;

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

1. Robinson Aerial Surveys, Inc. is hereby awarded a contract to provide color digital ortho-photography and planimetric mapping services of the Jersey City Aqueduct on behalf of JCMUA, in accordance with the proposal, dated February 16, 2023, attached hereto and made a part hereof.
2. General Counsel is hereby authorized to prepare a contract for the provision of color digital ortho-photography and planimetric mapping services in an amount not to exceed \$211,200.00, including a contingency fee of \$35,200.00, and the Executive Director is hereby authorized to execute the contract with Robinson Aerial Surveys, Inc.
3. The Executive Director is authorized and directed, in accordance with the provisions of N.J.S.A. 40A:11-5(1)(a)(1), to cause this Resolution and the contract awarded hereto to be filed and available for inspection at the offices of JCMUA
4. A notice of this contract award shall be published in accordance with the requirements of Local Public Contracts Law.

**DATED: MARCH 23, 2023**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

**APPROVED AS TO LEGAL FORM**

  
\_\_\_\_\_  
**FRANCIS J. BORIN, ESQ**  
**DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVAL OF FUND AVAILABILITY**

  
\_\_\_\_\_  
**JOHN D. FOLK, CPA**  
**DIRECTOR OF FINANCE**

**APPROVAL**

  
\_\_\_\_\_  
**ALBERT ANDERSON, QPA**  
**PURCHASING AGENT**

**Chairperson Maureen Hulings**  
**Vice-Chairperson Jeannine Zampella**  
**Secretary Maureen Nally**  
**Commissioner Kathleen Hartye**  
**Commissioner Mofalc Meinga**  
**First Alternate Commissioner David Moore**

**YES**   **NO**   **ABSENT**   **ABSTAIN**

**X**  
**X**  
**X**  
**X**  
**X**

**X**

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE MONTHLY MEETING OF THE  
JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
\_\_\_\_\_  
**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 14**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION APPROVING ESCROW AND SEWER CONNECTION FEE PAYMENT  
AGREEMENT WITH EMERSON LEASING CO. I, LLC, EMERSON LEASING CO. II,  
LLC AND EMERSON LEASING CO. III, LLC**

**MOTIONED BY: Commissioner Nally**

**SECONDED BY: Commissioner Zampella**

**WHEREAS**, the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS**, Emerson Leasing Co. I LLC, Emerson Leasing Co. II LLC and Emerson Leasing Co. III LLC (collectively referred to as "Developers") obtained preliminary and final site plan approval for the development of a multi-phased project in four multifamily buildings with attendant parking, retail and a public use facility (the "Project") upon Block 6903, Lots 2.01, 3.01, 3.02, 3.03 and 3.04;

and,

**WHEREAS**, Developers have constructed the first phase of the Project on Block 6903, Lot 3.01, 315-15<sup>th</sup> Street, Jersey City, New Jersey (the "Phase I Project");

and,

**WHEREAS**, in connection with the construction of the Phase I Project, Developers have constructed for the benefit and on behalf of the City of Jersey City and the JCMUA certain water and sewer improvements (the "Phase I Infrastructure Improvements"), which will save costs and provide value to the City of Jersey City and the JCMUA in the estimated amount of \$3,189,233.10;

and,

**WHEREAS**, Developers have paid to the JCMUA the amount of \$566,974.43 representing the sewer connection fees due for Phase I Project (the "Phase I Sewer Connection Fee");

and,

**WHEREAS**, the portion of the Phase I Sewer Connection Fee equal to the sum of the Phase II and Phase III Sewer Connection Fees shall become the "Escrow Funds" as described hereinbelow;

and,

**WHEREAS**, Developers are currently constructing the second phase of the Project on Block 6903, Lot 2.01, 325-15<sup>th</sup> Street, Jersey City, New Jersey (the "Phase II Project");

and,



**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION**

**WHEREAS**, in connection with the Phase II Project, Developers are required to construct for the benefit and on behalf of the City of Jersey City and the JCMUA certain water and sewer improvements (the "Phase II Infrastructure Improvements"), which will save costs and provide value to the City of Jersey City and the JCMUA in the estimated amount of \$2,088,665.00;

and,

**WHEREAS**, Developers are required to pay to the JCMUA the amount of \$125,009.75 representing the sewer connection fees due for the Phase II Project (the "Phase II Sewer Connection Fee");

and,

**WHEREAS**, Developers are currently constructing the third phase of the Project on Block 6903, Lot 3.04, 316-15<sup>th</sup> Street, Jersey City, New Jersey (the "Phase III Project");

and,

**WHEREAS**, in connection with the Phase III Project, Developers are required to construct for the benefit and on behalf of the City of Jersey City and the JCMUA certain water and sewer improvements (the "Phase III Infrastructure Improvements"), which will save costs and provide value to the City of Jersey City and the JCMUA in the estimated amount of \$2,053,380.25;

and,

**WHEREAS**, Developers are required to pay to the JCMUA the amount of \$54,304.00 representing the sewer connection fees due for the Phase II Project (the "Phase III Project Sewer Connection Fee");

and,

**WHEREAS**, because of the significant cost savings and realization of value by the City of Jersey City and the JCMUA in connection with the construction of the Phase II and Phase III Infrastructure Improvements, the Phase II and Phase III Sewer Connection Fees have been reduced by the JCMUA to an amount equal to twenty-five (25%) of the Phase II and Phase III Sewer Connection Fees actually due;

and,

**WHEREAS**, the JCMUA and Developers wish to establish an escrow whereby the JCMUA shall credit the Escrow Funds against the reduced Phase II and Phase III Sewer Connection Fees;

and,

**WHEREAS**, the JCMUA has recognized a significant cost savings because the Developers have constructed the Phase I Infrastructure Improvements and will construct the Phase II and Phase III Infrastructure Improvements and the value of such improvements is significantly greater than the sewer connections fees due the JCMUA;

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION**

**NOW, THEREFORE, BE IT RESOLVED** that the Commissioners of the Jersey City Municipal Utilities Authority hereby approve and ratify the Escrow and Sewer Connection Fee Payment Agreement between the Jersey City Municipal Utilities Authority and Emerson Leasing Co. I LLC, Emerson Leasing Co. II LLC and Emerson Leasing Co. III LLC, which Agreement is attached hereto as Exhibit A;

and,

**BE IT FURTHER RESOLVED** that the Commissioners of the Jersey City Municipal Utilities Authority hereby authorize the execution of the Escrow and Sewer Connection Fee Payment Agreement attached hereto as Exhibit A.

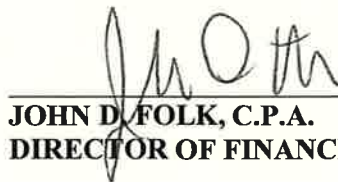
**DATED: MARCH 23, 2023**

**APPROVED AS TO LEGAL FORM**



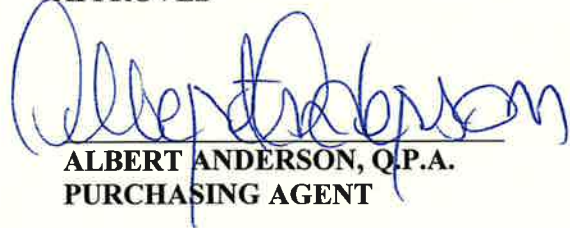
**FRANK BORIN, ESQ.**  
**DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVAL OF FUNDS AVAILABILITY**



**JOHN D. FOLK, C.P.A.**  
**DIRECTOR OF FINANCE**

**APPROVED**




**ALBERT ANDERSON, Q.P.A.**  
**PURCHASING AGENT**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Chairperson Maureen Hulings	X			
Vice Chairperson Jeannine Zampella	X			
Secretary Maureen Nally	X			
Commissioner Kathleen Hartye	X			
Commissioner Mofalc Meinga	X			
First Alternate Commissioner David Moore				X

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.



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MAUREEN NALLY, SECRETARY

# **RESOLUTION 15**

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO THE ALAIMO GROUP FOR THE PROVISION OF ON-CALL ENGINEERING SERVICES

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** it has been determined by JCMUA that there is a need for on-call services by a qualified engineering firm for several large-scale water and sewer projects currently proposed in City of Jersey City;

and,

**WHEREAS,** the scope of the on-call engineering services will be based on JCMUA's needs that will vary from project to project, and may require the provision of some or all of the following services:

1. Task 1 – Site Inspections – Onsite inspection services, as requested by JCMUA, to verify proper installation of water, storm, and sanitary sewer utilities pursuant to JCMUA-approved site plans and JCMUA regulations. The inspections will be documented by a site inspection report with written description of site conditions, trench conditions, and photos showing installation of the respective utilities.
2. Task 2 – Project Engineering Services – Engineering design and support services related to upgrade of JCMUA utilities including sanitary, storm, combined, and water utility services. These services may also involve relocation of non-JCMUA utilities and the requisite design and construction coordination.
3. Task 3 – Surveying Services – Supplementary services as requested by JCMUA to verify utility information, including CADD files and PDF files documenting findings for use and/or distribution by JCMUA.

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

4. Task 4 – Structural Services – Structural assessment and design services for various generators, platforms, pump stations, and other JCMUA assets as required by JCMUA, and the assessment may result in a structural assessment report, documenting the existing conditions and remedial actions.
5. Task 5 – Meetings – Attendance at various project meetings hosted by developer and/or JCMUA, required as part of either site plan review work, or JCMUA’s Capital Program or maintenance program.

and,

**WHEREAS,** JCMUA is empowered by the Municipal and County Utilities Authorities Law to appoint and employ professionals, technical advisors and experts as it may determine to be necessary for its efficient operation;

and,

**WHEREAS,** the on-call engineering services are recognized as “professional services” to be rendered by persons authorized by law to practice a profession, whose practice is regulated by law, and the performance of the services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study, in accordance with Section 2 of the Local Public Contracts Law, N.J.S.A. 40A:11-2(6);

and,

**WHEREAS,** the Executive Director has reviewed the proposal, dated March 16, 2023, resumes, and work experience from the Alaimo Group and believes it possesses the necessary experience and personnel to complete the tasks required;

and,

**WHEREAS,** Section 18 of JCMUA’s Purchasing Policies and Procedures Manual provides for the solicitation of proposals for an engineering project from at least three firms, where practicable, although exceptions to the process can be authorized where a specific firm has past experience with a project that warrants award of a contract to the firm to perform additional services on the project;

and,

**WHEREAS,** in the opinion of the Executive Director and Chief Engineer, based upon the Alaimo Group’s reputation as a nationally-recognized engineering firm and the reasonableness of the costs for the proposed services, it is in JCMUA’s best interest to retain the Alaimo Group and recommend approval of the award of a contract;

and,

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** by duly adopted Resolution 1/23/7, the Alaimo Group has been selected to provide engineering services to JCMUA through a “fair and open” process pursuant to the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5 et seq.;

and,

**WHEREAS,** the Director of Finance has certified that funds are available in Account No. 31-05-520-001-206 for the contract with the Alaimo Group for the provision of professional engineering services;

and,

**WHEREAS,** JCMUA has determined that the award of this contract for emergency inspections and on-call engineering services is necessary for its continued efficient operation;

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

1. The award of a contract to the Alaimo Group is hereby authorized for the provision of professional on-call engineering services for several large-scale water and sewer projects currently proposed in Jersey City, in accordance with its proposal, dated March 16, 2023, attached hereto and made a part hereof, expressly subject to and contingent upon the execution of an agreement in an amount not to exceed \$500,000 for emergency inspections, declarations and ancillary emergency services, plus an on-call component for various general engineering design, bidding, and construction administration services.

2. The Purchasing Agent and/or Executive Director are authorized to execute a contract for the provision of the professional engineering services and any other documents as may be necessary to complete the contract award, subject to approval of the Office of General Counsel.

3. This contract is awarded without competitive bidding as a “professional service” in pursuant to and accordance with the provisions of the Local Public Contracts Law.

4. A copy of this Resolution shall be published in the Jersey Journal, as required by law.

5. The Alaimo Group shall comply with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27-1.1 et seq. pertaining to affirmative action.

**DATED: MARCH 23, 2023**


**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

**APPROVED AS TO LEGAL FORM**

  
\_\_\_\_\_  
**FRANCIS J. BORIN, ESQ.**  
**DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVED AS TO FUNDS AVAILABILITY**

  
\_\_\_\_\_  
**JOHN D. FOLK, CPA**  
**DIRECTOR OF FINANCE**

**APPROVED**

  
\_\_\_\_\_  
**ALBERT ANDERSON, Q.P.A.**  
**PURCHASING AGENT**

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
<b>Chairperson Maureen Hulings</b>	<b>X</b>			
<b>Vice-Chairperson Jeannine Zampella</b>	<b>X</b>			
<b>Secretary Maureen Nally</b>	<b>X</b>			
<b>Commissioner Kathleen Hartye</b>	<b>X</b>			
<b>Commissioner Mofalc Meinga</b>	<b>X</b>			
<b>First Alternate Commissioner David Moore</b>			<b>X</b>	

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MONTHLY MEETING  
OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
\_\_\_\_\_  
**MAUREEN NALLY, SECRETARY**



# **RESOLUTION 16**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT FOR GENERAL  
COUNSEL SERVICES WITH DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the County and Municipal Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the County and Municipal Utilities Authorities Law;

and,

**WHEREAS,** JCMUA is authorized by law to appoint and employ professionals, technical advisors and experts as it may determine to be necessary for its efficient operation; and

and,

**WHEREAS,** pursuant to duly adopted Resolution 8/22/12, JCMUA awarded a contract for a one-year term to the law firm of DeCotiis, FitzPatrick, Cole & Giblin, LLP ("DeCotiis") to serve as General Counsel;

and,

**WHEREAS,** as a result of DeCotiis' performance of legal services on numerous matters, including litigation, that were unanticipated at the time of the appointment of DeCotiis to serve as General Counsel, it is necessary for JCMUA to authorize an increase in the spending cap for the various matters that DeCotiis is currently engaged through the end of the contract year;

and,

**WHEREAS,** JCMUA wishes to authorize an increase of \$400,000 in the cap for the performance of legal services by DeCotiis as its General Counsel during the balance of the term of the current contract;

and,

**WHEREAS,** the increase in the contract cap for legal services currently being performed in representing JCMUA's interests in the various matters is necessary to complete these matters during the term of the contract and is intended to provide the requisite flexibility to account for any new matters that may arise;

and,

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

**WHEREAS,** the Director of Finance has certified that funds are available for the increase in the spending cap for the performance of legal services by DeCotiis as General Counsel to JCMUA;

and,

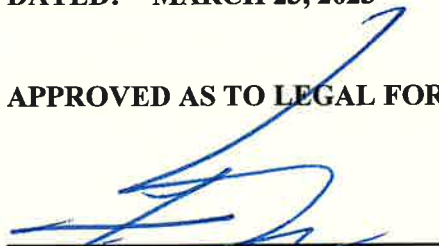
**WHEREAS,** the authorization of an amendment to the contract with DeCotiis for the provision of legal services as General Counsel is necessary for JCMUA's continued efficient operation;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Jersey City Municipal Utilities Authority that an amendment to the contract with DeCotiis, FitzPatrick, Cole & Giblin, LLP to increase the cap for the provision of professional legal services to JCMUA be and is hereby approved in an amount not to exceed \$400,000.00.

**BE IT FURTHER RESOLVED** that the Executive Director is authorized to execute an amendment to the contract with DeCotiis, FitzPatrick, Cole & Giblin, LLP increasing the cap for professional legal services as General Counsel as detailed in this Resolution.

**DATED: MARCH 23, 2023**

**APPROVED AS TO LEGAL FORM**



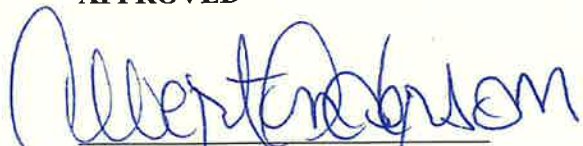
**FRANCIS J. BORIN, ESQ.**  
**DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVED AS TO FUNDS AVAILABILITY**



**JOHN B. FOLK, CPA**  
**DIRECTOR OF FINANCE**

**APPROVED**



**ALBERT ANDERSON, O.P.A.**  
**PURCHASING AGENT**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Chairperson Maureen Hulings	X			
Vice Chairperson Jeannine Zampella	X			
Secretary Maureen Nally	X			
Commissioner Kathleen Hartye	X			
Commissioner Mofalc Meinga	X			
First Alternate Commissioner David Moore			X	

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MONTHLY MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.

  
MAUREEN NALLY, SECRETARY

# **RESOLUTION 17**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING THE AWARD OF AN ENGINEERING CONTRACT TO  
ARCADIS U.S., INC. FOR THE PREPARATION OF MONTHLY AND QUARTERLY  
REPORTS FOR COMBINED SEWER SYSTEM DISCHARGE  
VOLUMES AND FREQUENCY FOR 2023-2024**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt the within Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** JCMUA entered into a Consent Decree with the United States Environmental Protection Agency ("USEPA") and United States Department of Justice to address certain alleged discharges of pollutants from JCMUA's combined sewer system (the "Consent Decree");

and,

**WHEREAS,** JCMUA agreed in the Consent Decree to provide USEPA with copies of combined sewer system discharge volumes and frequency for each storm;

and,

**WHEREAS,** in addition to submitting USEPA quarterly reports, the New Jersey Department of Environmental Protection ("NJDEP") requires JCMUA to post combined sewer system discharge volumes and frequency on its website in accordance with its New Surface Water Permit;

and,

**WHEREAS,** there is a need to retain the services of a licensed engineer to prepare reports required pursuant to the Consent Decree, and NJDEP monthly discharge reports for the calibrated Storm Water Management Model of the combined sewer system for calendar years 2023 and 2024;

and;

**WHEREAS,** JCMUA is empowered by law to appoint and employ professionals, technical advisors and experts as it may determine to be necessary for its efficient operations;

and,

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** the engineering services are recognized as “professional services,” as same are to be rendered by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of said services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2(6);

and,

**WHEREAS,** Arcadis U.S., Inc. has been providing services for the preparation of quarterly reports to meet the requirements of the Consent Decree since 2015, and has worked with JCMUA’s combined sewer system permit structure since its inception, and has the knowledge and experience necessary and is capable of preparing CSO discharge volumes and providing the necessary technical assistance concerning NJDEP monthly discharge reports for the calibrated Storm Water Management Model of the combined sewer system;

and,

**WHEREAS,** Arcadis U.S., Inc. submitted a proposal, dated February 15, 2023, to perform services for the preparation of CSO discharge volumes and frequency, and reports required pursuant to the Consent Decree, and NJDEP monthly discharge reports for the calibrated Storm Water Management Model of the combined sewer system for calendar years 2023 and 2024;

and,

**WHEREAS,** the total cost to furnish engineering services in accordance with the Consent Decree and NJDEP requirements under JCMUA’s New Surface Water Permit is an amount not to exceed \$200,000;

and,

**WHEREAS,** it is advantageous for JCMUA to utilize Arcadis U.S., Inc. to perform the services because the firm has been engaged in providing these services in a professional and timely manner consistent with the requirements of the Consent Decree and NJDEP requirements;

and,

**WHEREAS,** Section 18 of JCMUA’s Purchasing Policies and Procedures Manual provides for the solicitation of proposals for engineering services from at least three firms, where practicable, although an exception to this procedure may be authorized where a specific firm has past experience with a project that warrants the award of a contract to this firm to perform additional services on the project;

and,

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** the Chief Engineer has certified that the engineering services to be provided by Arcadis U.S., Inc. are necessary, are fair and reasonable as to cost, and meet the requirements of Section 18 of the Purchasing Policy and Procedures Manual;

and,

**WHEREAS,** by duly adopted Resolution 1/23/7, Arcadis U.S., Inc. has been selected as to serve as an engineering consultant to JCMUA through a “fair and open” process, pursuant to the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5 et seq.;

and,

**WHEREAS,** the Director of Finance has certified that funds are available in Account #01-07-510-001-216;

and,

**WHEREAS,** the authorization of a contract award to Arcadis U.S., Inc. for the performance of professional engineering services related to the preparation of reports required pursuant to the Consent Decree is in the best interests of JCMUA and is necessary for JCMUA’s continued efficient operation;

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

1. Arcadis U.S., Inc. is hereby appointed to perform professional engineering services related to the preparation of reports required pursuant to the Consent Decree and NJDEP requirements, in accordance with its proposal, dated February 15, 2023, attached hereto, and made a part hereof, expressly subject to and contingent upon the execution of an agreement in form and substance satisfactory to JCMUA and General Counsel.
2. The Executive Director or the Purchasing Agent is hereby authorized and directed to execute an Agreement with Arcadis U.S., Inc. in an amount not to exceed \$200,000.00.
3. This contract is awarded without competitive bidding as a “professional service” in pursuant to and accordance with the provisions of the Local Public Contracts Law.
4. A copy of this Resolution shall be published in the Jersey Journal, as required by law.
5. Arcadis U.S., Inc. shall comply with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27-1.1 et seq. pertaining to affirmative action.

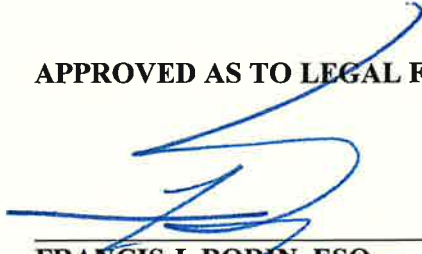
**DATED: MARCH 23, 2023**



**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

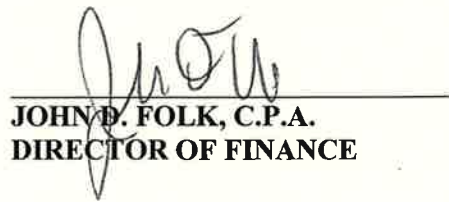
**RESOLUTION**

**APPROVED AS TO LEGAL FORM**



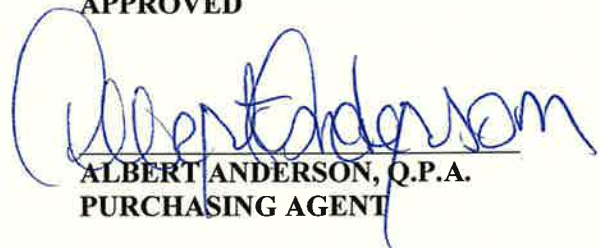
**FRANCIS J. BORIN, ESQ.**  
**DECOTHS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVED AS TO AVAILABILITY OF FUNDS**



**JOHN D. FOLK, C.P.A.**  
**DIRECTOR OF FINANCE**

**APPROVED**



**ALBERT ANDERSON, Q.P.A.**  
**PURCHASING AGENT**

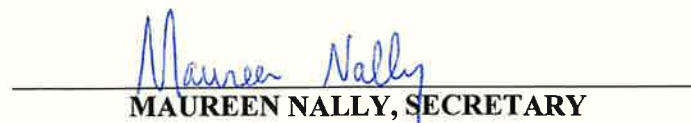
**Chairperson Maureen Hulings**  
**Vice-Chairperson Jeannine Zampella**  
**Secretary Maureen Nally**  
**Commissioner Kathleen Hartye**  
**Commissioner Mofalc Meinga**  
**First Alternate Commissioner David Moore**

**YES   NO   ABSENT   ABSTAIN**

**X**  
**X**  
**X**  
**X**  
**X**

**X**

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MEETING OF THE  
JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**



**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 18**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR ENGINEERING  
SURVEY, PERMITTING, DESIGN, BID, AND CONSTRUCTION ADMINISTRATION  
SERVICES TO T&M ASSOCIATES FOR THE CANAL CROSSING  
REDEVELOPMENT AREA, PHASE 6**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority (“JCMUA”) is a public body formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** the Canal Crossing Redevelopment Area consists of approximately one hundred eleven (111) acres located in the southeastern section of Jersey City;

and,

**WHEREAS,** pursuant to duly adopted resolutions, T&M Associates was previously awarded contracts for Phases 1-5 of the Canal Crossing Redevelopment Area Project (“the “Project”) and has extensive knowledge of the Project locations, having performed survey, permitting, design, bid, and construction administration services;

and,

**WHEREAS,** it is necessary for the next phase of the Project to retain an engineering firm to perform survey, permitting, design, bid, and construction administration services that are recognized as “professional services” as the services will be rendered by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services required knowledge of an advance type in a field of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2(6);

and,

**WHEREAS,** Section 18 of JCMUA’s Purchasing Policies and Procedures Manual provides for the solicitation of proposals for engineering services from at least three firms, where practicable, although an exception to this procedure may be authorized where a specific firm has past experience with a project that warrants the award of a contract to this firm to perform additional services on the project;

and,

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** consistent with JCMUA's Purchasing Policies and Procedures Manual, JCMUA's Chief Engineer solicited a proposal from T&M Associates based upon its prior contracts to initiate the permitting and design of the Canal Crossing Redevelopment Area Project;

and,

**WHEREAS,** JCMUA's Chief Engineer reviewed T&M Associates' proposal, dated March 2, 2023, and finds the survey, permitting, design, bid, and construction administration services to be performed and costs for these services to be reasonable, and has recommended it is in JCMUA's best interests to award of a contract to T&M Associates for Phase 6 of the Project;

and,

**WHEREAS,** JCMUA is empowered pursuant to and in accordance with the Municipal and County Utilities Authorities Law to appoint and employ professionals, technical advisors and experts as it may determine to be necessary for its efficient operation;

and,

**WHEREAS,** the Director of Finance has certified that funding is available through JCMUA Account Number 01-07-510-001-216;

and,

**WHEREAS,** T&M Associates' experience and expertise formed the basis for the Executive Director's recommendation to award the firm a contract to provide services for Phases 1-4 of the Project;

and,

**WHEREAS,** the award of a contract to T&M Associates for the provision of professional engineering services with respect to the Project is necessary for JCMUA's continued efficient operation.

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

1. That T&M Associates is hereby awarded a contract to provide professional engineering services, in accordance with its proposal, dated March 2, 2023, attached hereto and made a part hereof, for an amount not-to-exceed \$900,000.00.

2. JCMUA's Executive Director is hereby authorized and directed to execute a contract with T&M Associates for the provision of survey, permitting, design, bid, and construction administration services related to Phase 6 of the Canal Crossing Redevelopment Area, subject to such review and modifications as may be deemed necessary by General Counsel.

# THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

## RESOLUTION

3. The contract is awarded without competitive bidding as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law.

4. T&M Associates shall comply with Affirmative Action Laws, N.J.S.A. 10:5-31 et seq., and its implementing regulations, N.J.A.C. 17:27-1.1 et seq., and the implementing regulations for the Americans with Disabilities Act and Regulations.

DATED: MARCH 23, 2023

APPROVED AS TO LEGAL FORM

  
FRANCIS J. BORIN, ESQ.  
DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP  
GENERAL COUNSEL

APPROVED AS TO AVAILABILITY OF FUNDS

  
JOHN D. FOLK, C.P.A.  
DIRECTOR OF FINANCE

APPROVED

  
ALBERT ANDERSON, Q.P.A.  
PURCHASING AGENT

Chairperson Maureen Hulings  
Vice-Chairperson Jeannine Zampella  
Secretary Maureen Nally  
Commissioner Kathleen Hartye  
Commissioner Mofalc Meinga  
First Alternate Commissioner David Moore

YES      NO      ABSENT      ABSTAIN

X			
X			
X			
X			
X			
		X	

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MONTHLY MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.

  
MAUREEN NALLY, SECRETARY

# **RESOLUTION 19**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING CHANGE ORDER NOS. 7 AND 8 TO SPINIELLO  
COMPANIES FOR PHASES 1 AND 2 OF THE SEWER AND WATER  
INFRASTRUCTURE REHABILITATION PROJECT  
JCMUA CONTRACT NO. CSS1-2-2014-09-C**

**MOTIONED BY:**     **Commissioner Nally**

**SECONDED BY:**    **Commissioner Zampella**

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** it was determined by JCMUA that there was a need to procure services for Phases 1 and 2 of the Water and Sewer Infrastructure Rehabilitation Project in the City of Jersey City (the "Project");

and,

**WHEREAS,** pursuant to duly adopted Resolution 4/20/20, a contract was awarded to Spiniello Companies as the lowest, responsible bidder for the Project in the amount of \$114,273,300.00.

and,

**WHEREAS,** pursuant to duly adopted resolutions, the contract was amended (Change Order Nos. 1 - 6) to include additional work not reasonably anticipated at the time the contract was awarded in the amount of \$17,562,914.81, resulting in a total contract amount of \$131,836,214.81.

and,

**WHEREAS,** during the course of construction, Spiniello Companies was subjected to several significant delays resulting from issues beyond their control, as a result of: (1) being directed to suspend work along York Street for six (6) months due to concerns of residents, and (2) being delayed awaiting the redesign of Sip Avenue after already having purchased materials and equipment to perform the work, as per its attached proposal, dated March 1, 2023, necessitating the issuance of Change Orders Nos. 7 and 8;

and,

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS**, the additional net credit of \$155,635.96 requested in Change Order Nos. 7 and 8 results in a total contract value of \$131,680,578.85, which reduces the overall increase above the initial contract award from 15.22% to 15.08%;

and,

**WHEREAS**, Mott MacDonald, JCMUA's consulting engineer for the Project, recommends approval of Change Order Nos. 7 and 8 after determining that the negotiated costs are fair, reasonable, and necessary for the successful completion of the Project;

and,

**WHEREAS**, JCMUA's Chief Engineer concurs with Mott MacDonald's determination as to the reasonableness of the costs and recommends Change Order Nos. 7 and 8 be approved;

and,

**WHEREAS**, the Director of Finance has certified that funds for Change Order Nos. 1-8 for the Project will be available through a financing with the New Jersey Environmental Infrastructure Trust;

and,

**WHEREAS**, the approval of Change Order Nos. 7 and 8 for the Project is in the best interests of the citizens of Jersey City and JCMUA, and necessary for JCMUA's continued efficient operation;

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

1. Change Order Nos. 7 and 8 is hereby approved, resulting in a net credit of \$155,635.96 in the overall contract amount for the Project to \$131,680,578.85.
2. The Chief Engineer is authorized to execute the attached Change Order Nos. 7 and 8.
3. The Director of Finance is hereby directed to forward Change Order Nos. 7 and 8, and any additional information required, to the New Jersey Environmental Infrastructure Trust for reimbursement.

**DATED: MARCH 23, 2023**

**APPROVED AS TO LEGAL FORM**

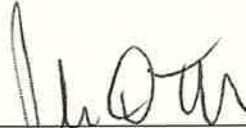


**FRANCIS J. BORIN, ESQ.**  
**DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**



**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION**

**APPROVED AS TO FUNDS AVAILABILITY**

  
\_\_\_\_\_  
**JOHN D. FOLK, CPA**  
**DIRECTOR OF FINANCE**


**APPROVED**

  
\_\_\_\_\_  
**ALBERT ANDERSON, Q.P.A.**  
**PURCHASING AGENT**

**Chairperson Maureen Hulings**  
**Vice-Chairperson Jeannine Zampella**  
**Secretary Maureen Nally**  
**Commissioner Kathleen Hartye**  
**Commissioner Mofalc Meinga**  
**First Alternate Commissioner David J. Moore**

<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
X			
X			
X			
X			
x			
		X	

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MONTHLY MEETING  
OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
\_\_\_\_\_  
**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 20**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING THE AWARD OF AN ENGINEERING CONTRACT TO MOTT  
MACDONALD FOR CONSTRUCTION MANAGEMENT SERVICES, LEAD SERVICE  
LINE REPLACEMENT CONSTRUCTION CONTRACT #1, PHASE 1**

**MOTIONED BY:**     **Commissioner Nally**

**SECONDED BY:**     **Commissioner Zampella**

**WHEREAS,** the Jersey City Municipal Utilities Authority (“JCMUA”) is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** by a duly adopted Resolution 4/22/29, Mott MacDonald was awarded a contract to perform professional engineering design and permitting services for the development of a water services line inventory program (“LSLR Program”);

and,

**WHEREAS,** pursuant to duly adopted resolution 4/22/29, a contract in the amount of \$1,400,000 to perform professional engineering design and permitting services for the development of the LSLR Program (Phase 8);

and,

**WHEREAS,** to remain on schedule with the LSLR Program construction contracts, the next step involves the provision of construction management services for LSLR Program Contract #1, which includes approximately one thousand three hundred (1,300) test pits, and an anticipated seven hundred fifty (750) replacements coordinated with approximately one thousand five hundred (1,500) property owners;

and,

**WHEREAS,** Mott MacDonald submitted a proposal, dated March 7, 2023, to perform engineering services for the day-to-day management of the LSLR Program for a total cost not to exceed \$850,000;

and,

**WHEREAS,** Mott MacDonald will provide the following services:

- a. Construction management including Contractor oversight and coordination, field observations and facilitation along with appropriate reporting of non-conforming work;

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

- b. Confirmation of compliance with safety programs and regulations;
- c. Completion of field supervisor and observer training workshops – specific to customer facing LSLR Program details;
- d. Submittal review and monitoring along with the review and responses to Requests for Information;
- e. Participation in conferences and meetings including a pre-construction meeting, weekly construction management team meetings and monthly meetings with the contractor;
- f. Review and monitoring of the construction schedule as it progresses;
- g. LSLR Program reporting to JCMUA, including periodic reports documenting work progress, monthly reports, pertinent safety items, emergencies, discovery of differing site conditions, etc.;
- h. Review and approval of the contractor's applications for payment;
- i. Permitting oversight and compliance; and
- j. Document management of various field reports, community interactions, contracts, correspondence, change orders, shop drawings, meeting minutes, etc. that will be generated as part of the LSLR Program.

and,

**WHEREAS,** the engineering services to be performed by Mott are recognized as “professional services” as the services will be rendered by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advance type in a field of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2(6);

and,

**WHEREAS,** it is advantageous for JCMUA to utilize Mott MacDonald to perform construction management services because the firm has been engaged in providing similar services for JCMUA and other public entities throughout the country in a professional and timely manner consistent with the required guidelines necessary for the proper replacement of lead service lines, and is currently performing engineering design and permitting services for the development of the LSLR Program;

and,

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** Section 18 of JCMUA's Purchasing Policies and Procedures Manual provides for the solicitation of proposals for engineering services from at least three firms, where practicable, although an exception to this procedure may be authorized where a specific firm has past experience with a project that warrants the award of a contract to this firm to perform additional services on the project;

and,

**WHEREAS,** the Chief Engineer has reviewed and confirmed that the professional engineering services required are fair and reasonable as to cost, and meet the requirements of Section 18 of the Purchasing Policy and Procedures Manual;

and,

**WHEREAS,** by duly adopted Resolution 1/23/7, Mott MacDonald has been selected to serve as an engineering firm through a "fair and open" process, pursuant to the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5 et seq.;

and,

**WHEREAS,** the Director of Finance has certified that funds for the professional engineering services for the Project will be available in Account # 01-07-510-001-216;

and,

**WHEREAS,** the award of a contract to Mott MacDonald for the performance of construction management services for the LSLR Program is in the best interests of the citizens of the City of Jersey City and JCMUA, and is necessary for JCMUA's continued efficient operation;

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

1. Mott MacDonald is hereby awarded a contract to provide a construction management team, office engineering support, team of field inspectors, and related support staff for the development of water service line inventory program (EPA Phase 8) in accordance with its proposal, dated March 7, 2023, attached hereto, and made a part hereof.
2. The Executive Director or the Purchasing Agent is hereby authorized and directed to execute a contract in an amount not to exceed \$850,000.00 similar in form and substance to the contract attached hereto and satisfactory to General Counsel.
3. This contract is awarded without competitive bidding as a "professional service" in pursuant to and accordance with the provisions of the Local Public Contracts Law.

# THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

## RESOLUTION

4. A copy of this Resolution shall be published in the Jersey Journal, as required by law.
5. Mott MacDonald shall comply with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27-1.1 et seq. pertaining to affirmative action.

DATED: MARCH 23, 2023

APPROVED AS TO LEGAL FORM

  
FRANCIS J. BORIN, ESQ.  
DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP  
GENERAL COUNSEL

APPROVED AS TO AVAILABILITY OF FUNDS

  
JOHN D. FOLK, C.P.A.  
DIRECTOR OF FINANCE

APPROVED

  
ALBERT ANDERSON, Q.P.A.  
PURCHASING AGENT

Chairperson Maureen Hulings  
Vice Chairperson Jeannine Zampella  
Secretary Maureen Nally  
Commissioner Kathleen Hartye  
Commissioner Mofalc Meinga  
First Alternate Commissioner David Moore

YES   NO   ABSENT   ABSTAIN

X			
X			
X			
X			
X			
		X	

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MONTHLY MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.

  
MAUREEN NALLY, SECRETARY

# **RESOLUTION 21**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL  
ENGINEERING SERVICES TO CME ASSOCIATES FOR WATER AND SEWER  
SYSTEMS ASSET MANAGEMENT PLAN UPDATES, UPGRADES TO THE  
SCADA SYSTEM, AND GENERAL ASSET IMPROVEMENTS**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** on or about January 28, 1998, JCMUA entered into a Franchise Agreement with the City of Jersey City ("City") for the management of the Jersey City Water System ("Water System");

and,

**WHEREAS,** the City owns the Water System and has authorized JCMUA to operate and improve the Water System;

and,

**WHEREAS,** JCMUA previously authorized CME Associates to undertake the development of an Asset Management Plan as required by the New Jersey Department of Environmental Protection ("NJDEP") and provide engineering services related to the SCADA system, PRV installation, review of proposed crossings of and work on the aqueducts, and conceptual green infrastructure design;

and,

**WHEREAS,** pursuant to duly adopted Resolution 8/16/9, CME Associates was awarded a contract for the development of the current Asset Management Plan;

and,

**WHEREAS,** NJDEP requires regular updates of the Asset Management Plan and JCMUA requires professional engineering services to develop the updates, to coordinate upgrades to the existing water and sewer SCADA systems for asset monitoring, and for water and sewer systems asset management/maintenance and general asset improvements (the "Project");

and,



## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** CME Associates submitted a proposal, dated March 8, 2023, to JCMUA in the amount of \$850,240.00 for the provision of engineering services related to developing an update to the Asset Management Plan and upgrades to the SCADA system, and other water and sewer assets;

and,

**WHEREAS,** it is advantageous for JCMUA to utilize CME Associates to perform these engineering services because the firm has been engaged in providing similar services with regard to the update of the Asset Management Plan, and upgrades to the SCADA system and other water and sewer assets for JCMUA;

and,

**WHEREAS,** the engineering services to be performed by CME Associates are recognized as "professional services" as the services will be rendered by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advance type in a field of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A: 11-2(6);

and,

**WHEREAS,** Section 18 of JCMUA's Purchasing Policies and Procedures Manual provides for the solicitation of proposals for engineering services from at least three firms, where practicable, although an exception to this procedure may be authorized where a specific firm has past experience with a project that warrants the award of a contract to this firm to perform additional services on the project;

and,

**WHEREAS,** after careful review of CME Associates' proposal, copy of which is attached, JCMUA's Chief Engineer believes that the professional engineering services to be performed for the Project are fair and reasonable as to cost, and recommends the award of a contract to CME Associates as it meets the requirements of Section 18 of JCMUA's Purchasing Policy and Procedures Manual, and will be advantageous for JCMUA for the Project;

and,

**WHEREAS,** by duly adopted Resolution 1/23/7, CME Associates was qualified as a potential candidate to perform engineering services through a "fair and open" process, pursuant to the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.4 et seq.;

and,

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

**WHEREAS,** the Director of Finance has certified that funding is available through JCMUA Account Nos. 01-07-510-001-216 and 31-05-520-001-206;

and,

**WHEREAS,** the authorization of a contract award to CME Associates for engineering services related to the Project is in the best interests of JCMUA and necessary for JCMUA's continued efficient operation;

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

1. CME Associates is hereby awarded a contract to perform professional engineering services related to Water and Sewer Systems Asset Management/Maintenance; SCADA Replacement and General Asset Improvements in accordance with its proposal, dated March 8, 2023, attached hereto and made a part hereof, expressly subject to and contingent upon the execution of an agreement in form and substance satisfactory to JCMUA.
2. The Executive Director is hereby authorized and directed to execute a contract with CME Associates in the amount of \$850,240.00, subject to review and such revisions that are deemed necessary by Office of General Counsel.
3. This contract is awarded without competitive bidding as a "professional service" in pursuant to and accordance with the provisions of the Local Public Contracts Law.
4. A copy of this Resolution shall be published in the Jersey Journal, as required by law.
5. CME shall continue to comply with the requirements of N.J.S.A. 10:5-31 et seq., and N.J.A.C. 17:27-1.1 et seq. pertaining to affirmative action.

**DATED: MARCH 23, 2023**

**APPROVED AS TO LEGAL FORM**

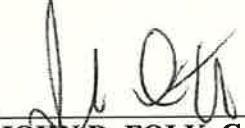


**FRANCIS J. BORIN, ESQ.**  
**DECOTIIS, FITZPATRICK & COLE, LLP**  
**GENERAL COUNSEL**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

**APPROVAL OF FUND AVAILABILITY**

  
\_\_\_\_\_  
**JOHN D. FOLK, C.P.A.**  
**DIRECTOR OF FINANCE**

**APPROVED**

  
\_\_\_\_\_  
**ALBERT ANDERSON, Q.P.A.**  
**PURCHASING AGENT**

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
<b>Chairperson Maureen Hulings</b>	<b>X</b>			
<b>Vice Chairperson Jeannine Zampella</b>	<b>X</b>			
<b>Commissioner Maureen Nally</b>	<b>X</b>			
<b>Commissioner Kathleen Hartye</b>	<b>X</b>			
<b>Commissioner Mofalc Meinga</b>	<b>X</b>			
<b>First Alternate Commissioner David Moore</b>			<b>X</b>	

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MONTHLY MEETING  
OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
\_\_\_\_\_  
**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 22**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION AWARDING A CONTRACT FOR THE PROVISION OF IMPROVEMENTS,  
MAINTENANCE, REHABILITATION, REPAIR SERVICE AND PARTS FOR THE  
COMBINED SEWER OVERFLOW SYSTEM, TIDEGATES, CHAMBERS, PUMP  
STATIONS AND OTHER SEWER ASSETS WATER DISTRIBUTION  
SYSTEM, AND ASSOCIATED EQUIPMENT AND SERVICES  
JCMUA CONTRACT NO. WWIES-2023-10**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority ("JCMUA") is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the powers set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** it was determined by JCMUA that there is a need to procure services for the provision of maintenance, rehabilitation, repair, and parts for the combined sewer overflow system, water distribution system, and associated equipment; ("Project");

and,

**WHEREAS,** in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., JCMUA's Purchasing Agent advertised and solicited bids on March 8, 2023, Contract No. WWIES-2023-10, for the Project;

and,

**WHEREAS,** on March 21, 2023, after publicly advertising for and soliciting bids for provision of the services for the Project, bids were received by JCMUA from the following bidder for a one-year contract:

Waterware Corporation  
Philadelphia, Pennsylvania

\$12,402,209.00

and,

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION**

**WHEREAS,** JCMUA Staff, in consultation with the Office of General Counsel, reviewed the bid and determined that Waterware Corporation has submitted all required documents and is in compliance with the bid specifications, constitutes the lowest, responsible and complying bidder for the Project, and recommends that a contract be awarded to Waterware Corporation;

and,

**WHEREAS,** the Director of Finance has certified that funds will be available through JCMUA Account # 01-07-520-004-223 for the provision of services for the Project;

and

**WHEREAS,** JCMUA has determined that the award of this contract to Waterware Corporation is necessary for its efficient operations;

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Jersey City Municipal Utilities Authority that the bid of Waterware Corporation shall be and is hereby accepted, and a contract is hereby awarded to Waterware Corporation as the lowest, responsible and complying bidder for the provision of the services for the Project in an amount not to exceed \$12,402,209.00 for a term of one year with JCMUA retaining the option to extend the contract for two one-year periods.

**BE IT FURTHER RESOLVED** that the Executive Director is hereby authorized to enter into a contract with Waterware Corporation for the provision of services for the Project and execute all such documents as may be necessary to complete the contract award, subject to prior approval of applicable bonds, insurance and contract documents by the Office of General Counsel.

**BE IT FURTHER RESOLVED** that the original bid and contract shall be available in the Office of the Purchasing Agent for review by the public.

**DATED:        MARCH 23, 2023**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION**

APPROVED AS TO LEGAL FORM

  
\_\_\_\_\_  
**FRANCIS J. BORIN, ESQ.**  
**DECOTHS, FITZPATRICK & COLE, LLP**  
**GENERAL COUNSEL**

APPROVED AS TO FUNDS AVAILABILITY

  
\_\_\_\_\_  
**JOHN D. FOLK, CPA**  
**DIRECTOR OF FINANCE**

APPROVED

  
\_\_\_\_\_  
**ALBERT ANDERSON, Q.P.A.**  
**PURCHASING AGENT**

**Chairperson Maureen Hulings**  
**Vice Chairperson Jeannine Zampella**  
**Secretary Maureen Nally**  
**Commissioner Kathleen Hartye**  
**Commissioner Mofalc Meinga**  
**First Alternate Commissioner David Moore**

**YES**   **NO**   **ABSENT**   **ABSTAIN**

**X**  
**X**  
**X**  
**X**  
**X**

**X**

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MONTHLY MEETING  
OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
\_\_\_\_\_  
**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 23**



**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION RATIFYING THE DECLARATION OF AN EMERGENCY FOR THE  
INSTALLATION OF A SANITARY SEWER AND TWELVE-INCH WATER MAIN  
ON PRINCETON AVENUE, AND AWARD OF A CONTRACT TO J. FLETCHER  
CREAMER & SON, INC., AND AUTHORIZING FILING WITH THE FEDERAL  
EMERGENCY MANAGEMENT AGENCY FOR REIMBURSEMENT**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority (“JCMUA”) is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the power set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** JCMUA entered into a Consent Decree with the United States Environmental Protection Agency (“USEPA”) and United States Department of Justice to address certain alleged discharges of pollutants from JCMUA’s combined sewer system (the “Consent Decree”);

and,

**WHEREAS,** as the result of numerous complaints from residents pertaining to sewage backups as the result of common sewer failures, JCMUA initiated the Princeton Avenue Sewer Separation Project (the “Project”) to address the problems;

and,

**WHEREAS,** per duly adopted Resolution 5/20/20, Grant Engineering & Construction Group, LLC was awarded a contract to design the infrastructure improvements in Princeton Avenue, which were submitted to the State for approval approximately nine (9) months ago;

and,

**WHEREAS,** the Project extends from Cator Avenue to Brown Place on Princeton Avenue and consists of the installation of a new sanitary sewer, and the abandonment of three (3) common sewers;

and,

**WHEREAS,** since submitting the design for infrastructure improvements, JCMUA has continued to receive calls from numerous residents, indicating that their basements had sustained significant damage due to the extensive flooding as the result of failure of the common backyard sewers;

and,

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** JCMUA responded and cleaned the three common sewers, but discovered that in multiple locations the sewer was in imminent danger of collapsing due to root intrusion;

and,

**WHEREAS,** to install the new twelve (12)-inch sanitary sewer, the existing six (6)-inch water main needed to be relocated;

and,

**WHEREAS,** JCMUA and Grant Engineering & Construction Group, LLC contacted the State to obtain an update on the status on the Project and were informed that approval was still several months away;

and,

**WHEREAS,** based upon the flooding in residents' basements and the compromised sewer in danger of collapsing, JCMUA determined that an emergency condition existed threatening the health, safety, and welfare of the citizens of Jersey City, requiring JCMUA's Engineering Department to award a contract on an emergency basis in accordance with Section 6 of the Local Public Contracts Law, N.J.S.A. 40A:11-6, for this work;

and,

**WHEREAS,** JCMUA requested a proposal from J. Fletcher Creamer & Son, Inc., who has provided emergency services and has performed many sewer installations and water main projects for JCMUA in the past;

and,

**WHEREAS,** JCMUA's Chief Engineer has recommended that the emergency sanitary sewer and water main installation were necessary to abate the emergency condition temporarily until the design of infrastructure improvements of the Project is approved, and finds the costs proposed by J. Fletcher Creamer & Son, Inc. for the sanitary sewer and water main work and associated materials to be fair and reasonable based upon similar repairs in the past;

and,

**WHEREAS,** JCMUA's Chief Engineer and Purchasing Agent have executed a Certification of Request for Emergency Purchases and an Emergency Procurement Report, detailing the circumstances of the emergency as required by the Division of Local Government Services in the Department of Community Affairs;

and,

## THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

### RESOLUTION

**WHEREAS,** the declaration of an emergency and the award of a contract to J. Fletcher Creamer & Son for the installation of a sanitary sewer and water main, and to perform repairs on common sewers until the design of the Project is approved by the State were necessary to protect the health, safety and welfare of the citizens in the vicinity and to ensure JCMUA's continued efficient operation;

and,

**WHEREAS,** the Director of Finance has certified that funds are available for this emergency project through the 2022 Sewer Note Fund;

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Jersey City Municipal Utilities Authority that the declaration of an emergency condition threatening the health, safety, and welfare of the citizens of Jersey City and the award of a contract to J. Fletcher Creamer & Son, Inc. on an emergent basis is hereby ratified.

**BE IT FURTHER RESOLVED** that the Purchasing Agent is authorized and directed to issue a purchase order to J. Fletcher Creamer & Son, Inc. in an amount not to exceed \$3,500,000 for the emergency installation of a sanitary sewer and water main on Princeton Avenue between Cator Avenue and Brown Place and further authorized to execute all such documents as may be necessary to complete the award, subject to receipt of insurance.

**BE IT FURTHER RESOLVED** that payment to J. Fletcher Creamer & Son, Inc. shall be subject to the approval of a voucher with all necessary substantiation, review by JCMUA Staff, and compliance with N.J.S.A. 10:5-31 et seq., and its implementing regulations, N.J.S.A. 17:27-1.1 et seq., and New Jersey Department of Labor Prevailing Wage Rates.

**BE IT FURTHER RESOLVED** that the Executive Director and Staff are authorized to seek reimbursement of the cost for the emergency services authorized in this Resolution through a filing with the Federal Emergency Management Agency

**DATED: MARCH 23, 2023**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

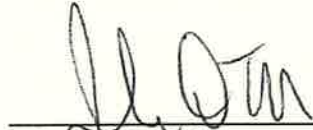
**RESOLUTION**

**APPROVED AS TO LEGAL FORM**



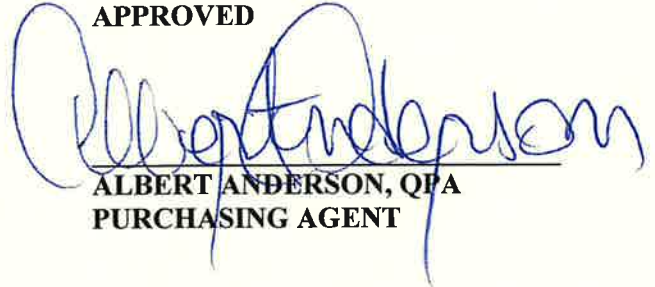
**FRANCIS J. BORIN, ESQ.  
DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP  
GENERAL COUNSEL**

**APPROVED AS TO FUNDS AVAILABILITY**



**JOHN D. FOLK, CPA  
DIRECTOR OF FINANCE**

**APPROVED**



**ALBERT ANDERSON, QPA  
PURCHASING AGENT**

**YES   NO   ABSENT   ABSTAIN**

**Chairperson Maureen Hulings  
Vice Chairperson Jeannine Zampella  
Secretary Maureen Nally  
Commissioner Kathleen Hartye  
Commissioner Mofalc Meinga  
First Alternate Commissioner David Moore**

**X  
X  
X  
X  
X  
X**

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION  
ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MEETING OF THE  
JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**



**MAUREEN NALLY, SECRETARY**

# **RESOLUTION 24**

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION RATIFYING THE DECLARATION OF AN EMERGENCY FOR THE REPAIR OF THE FIFTY-FOUR-INCH CROSSTOWN FORCE MAIN AT RANDOLPH AVENUE, AND AWARD TO J. FLETCHER CREAMER & SON, INC., AND AUTHORIZING A FILING FOR REIMBURSEMENT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY**

**MOTIONED BY:** Commissioner Nally

**SECONDED BY:** Commissioner Zampella

**WHEREAS,** the Jersey City Municipal Utilities Authority (“JCMUA”) is a public body duly formed pursuant to and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and possesses the power set forth therein;

and,

**WHEREAS,** JCMUA is empowered to adopt this Resolution pursuant to and in accordance with the Municipal and County Utilities Authorities Law;

and,

**WHEREAS,** New Jersey Transit (LRT) notified JCMUA regarding complaints from commuters of a sewage odor and possible sewage seeping out of the soils and flowing into the drainage ditch along the tracks;

and,

**WHEREAS,** upon inspection, JCMUA took the East Pump Station off-line and observed the flow exfiltrating out of the ground, and lessen as when the pump station was reinstated the flow continued;

and,

**WHEREAS,** additionally, because the overflow of the untreated sewage presented a health risk to individuals in the vicinity and has an adverse effect on the environment, the Chief Engineer contacted the New Jersey Department of Environmental Protection (“NJDEP”) Hotline and was issued a case number;

and,

**WHEREAS,** an emergency condition was determined to exist threatening the health, safety, and welfare of the citizens of Jersey City, requiring JCMUA to award a contract in accordance with Section 6 of the Local Public Contracts Law, N.J.S.A. 40A:11-6, for the repair of the combined sewer;

and,

**WHEREAS,** JCMUA’s Chief Engineer contacted J. Fletcher Creamer & Son, Inc., who has successfully performed emergency work for JCMUA in the past on the fifty-four (54)-inch Crosstown Force Main and was already mobilized in Jersey City on other sewer and water main projects, requested a proposal for the emergency work, and determined that the proposal was fair and reasonable as to cost;

and,

**THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY**  
**RESOLUTION**

**WHEREAS,** the Chief Engineer and Purchasing Agent have executed a Certification of Request for Emergency Purchases, and an Emergency Procurement Report, detailing the circumstances of the emergency as required by the Department of Community Affairs, Division of Local Government Services; and,

**WHEREAS,** the Director of Finance has certified that funds are available for these emergency services through the 2022 Sewer Note Fund; and,

**WHEREAS,** JCMUA's Executive Director and Chief Engineer have requested authorization for a filing with the Federal Emergency Management Agency for the reimbursement of the cost for the emergency services; and,

**WHEREAS,** the ratification of the declaration of an emergency and the award of a contract on an emergent basis was necessary to protect the health, safety and welfare of the citizens in the vicinity of Randolph Avenue between the Carteret Avenue and Union Street adjacent to the Light Rail Train Station, and to ensure JCMUA's continued efficient operation;

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Jersey City Municipal Utilities Authority that, based upon the foregoing information, the determination that an emergency condition existed on Randolph Avenue between Carteret Avenue and Union Street adjacent to the Light Rail Train Station, imminently threatening the health, safety, and welfare of the citizens of Jersey City, is hereby ratified.

**BE IT FURTHER RESOLVED** that the Chief Engineer or Purchasing Agent is hereby authorized to issue a purchase order to J. Fletcher Creamer & Son, Inc. in an amount not to exceed \$600,000 to make the necessary repairs to the fifty-four (54)-inch Crosstown Force Main on Randolph Avenue, and is further authorized to execute all such documents as may be necessary to complete the emergency contract award, subject to receipt of insurance.

**BE IT FURTHER RESOLVED** that payment to J. Fletcher Creamer & Son, Inc. shall be subject to review and approval by JCMUA Staff of a voucher with all necessary substantiation, and compliance with N.J.S.A. 10:5-31 et seq., and its implementing regulations, N.J.S.A. 17:27-1.1 et seq., and New Jersey Department of Labor Prevailing Wage Rates.



# THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY

## RESOLUTION

**BE IT FURTHER RESOLVED** that the Executive Director and Staff are authorized to seek reimbursement of the cost for the emergency services authorized in the Resolution through a filing with the Federal Emergency Management Agency.

**DATED: MARCH 23, 2023**

**APPROVED AS TO LEGAL FORM**

  
**FRANCIS J. BORIN, ESQ.**  
**DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**  
**GENERAL COUNSEL**

**APPROVED AS TO FUNDS AVAILABILITY**

  
**JOHN D. FOLK, CPA**  
**DIRECTOR OF FINANCE**

**APPROVED**

  
**ALBERT ANDERSON, CPA**  
**PURCHASING AGENT**

**Chairperson Maureen Hulings**  
**Vice Chairperson Jeannine Zampella**  
**Secretary Maureen Nally**  
**Commissioner Kathleen Hartye**  
**Commissioner Mofalc Meinga**  
**First Alternate Commissioner David Moore**

**YES   NO   ABSENT   ABSTAIN**

**X**  
**X**  
**X**  
**X**  
**X**

**X**

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE COMMISSIONERS PRESENT AT THE REGULAR MEETING OF THE JERSEY CITY MUNICIPAL UTILITIES AUTHORITY HELD ON MARCH 23, 2023.**

  
**MAUREEN NALLY, SECRETARY**