

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

RESOLUTION ELECTING A CHAIRMAN OF THE AUTHORITY

R-02-22-01

WHEREAS, the Gloucester Township Municipal Utilities Authority of the Township of Gloucester is required to elect a Chairman at its Reorganization Meeting in February of each year.

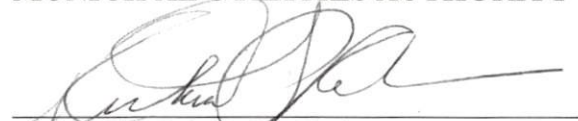
NOW, THEREFORE, BE IT RESOLVED by the Gloucester Township Municipal Utilities Authority that Richard P. Calabrese is hereby elected the Chairman of the Authority for a term commencing February 4, 2022, through Reorganization 2023, or until such time as a successor is named.

ATTEST:



Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**



Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.



Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

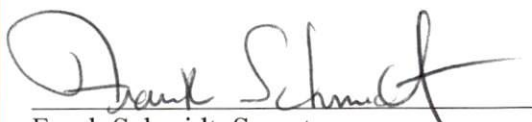
RESOLUTION ELECTING A VICE-CHAIRMAN OF THE AUTHORITY

R-02-22-02

WHEREAS, the Gloucester Township Municipal Utilities Authority of the Township of Gloucester is required to elect a Vice-Chairman at its Reorganization Meeting in February of each year.

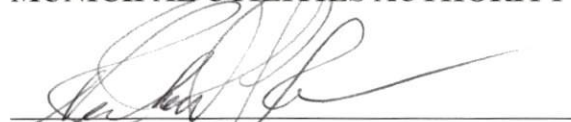
NOW, THEREFORE, BE IT RESOLVED by the Gloucester Township Municipal Utilities Authority that Joseph Pillo is hereby elected the Vice-Chairman of the Authority for a term commencing February 4, 2022, through Reorganization 2023, or until such time as a successor is named.

ATTEST:




Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**



Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.



Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

RESOLUTION ELECTING A SECRETARY OF THE AUTHORITY

R-02-22-03


WHEREAS, the Gloucester Township Municipal Utilities Authority of the Township of Gloucester is required to elect a Secretary at its Reorganization Meeting in February of each year.

NOW, THEREFORE, BE IT RESOLVED by the Gloucester Township Municipal Utilities Authority that Frank Schmidt is hereby elected the Secretary of the Authority for a term commencing February 4, 2022 through Reorganization 2023, or until such time as a successor is named.

ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

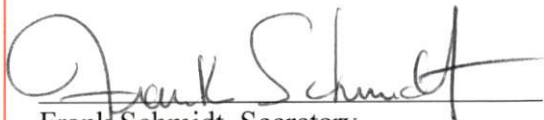
RESOLUTION ELECTING A TREASURER OF THE AUTHORITY

R-02-22-04


WHEREAS, the Gloucester Township Municipal Utilities Authority of the Township of Gloucester is required to elect a Treasurer at its Reorganization Meeting in February of each year.

NOW, THEREFORE, BE IT RESOLVED by the Gloucester Township Municipal Utilities Authority that Frank Dintino is hereby elected the Treasurer of the Authority for a term commencing February 4, 2022, through Reorganization 2023, or until such time as a successor is named.

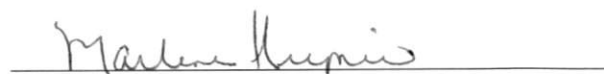
ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022.**


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION ELECTING AN ASSISTANT SECRETARY OF THE
AUTHORITY**

R-02-22-05

WHEREAS, there exists the need for the appointment of an Assistant Secretary who shall act in the absence of the official Secretary; and


WHEREAS, Dorothy Bradley is duly qualified to fill said position.

NOW, THEREFORE, BE IT RESOLVED by Chairman and Board Members of the Gloucester Township Municipal Utilities Authority that Dorothy Bradley is hereby appointed to the position of Assistant Secretary to the Gloucester Township Municipal Utilities Authority and shall act in the absence of the Authority Secretary.


ATTEST:

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Frank Schmidt, Secretary


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022.**


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

**RESOLUTION ELECTING AN ASSISTANT TREASURER OF THE
AUTHORITY**

R-02-22-06

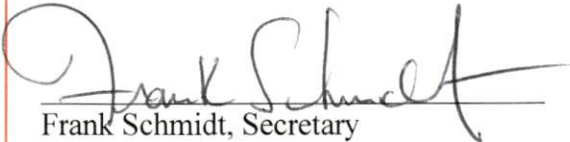
WHEREAS, there exists the need for the appointment of an Assistant Treasurer who shall act in the absence of the official Treasurer; and

WHEREAS, Alisa Smith is duly qualified to fill said position.

NOW, THEREFORE, BE IT RESOLVED by Chairman and Board Members of the Gloucester Township Municipal Utilities Authority that Alisa Smith is hereby appointed to the position of Assistant Treasurer to the Gloucester Township Municipal Utilities Authority and shall act in the absence of the Authority Treasurer.

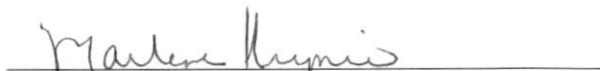
ATTEST:

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Frank Schmidt, Secretary


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


RESOLUTION APPOINTING A RECORDING SECRETARY

R-02-22-07

WHEREAS, the Gloucester Township Municipal Utilities Authority of the Township of Gloucester may appoint a Recording Secretary of the Authority for the year;

NOW, THEREFORE, BE IT RESOLVED by the Gloucester Township Municipal Utilities Authority that Marlene Hrynio is hereby appointed the Recording Secretary of the Authority for a term commencing February 4, 2022, through Reorganization 2023, or until such time as a successor is named.

ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022.**


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
GLOUCESTER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
RESOLUTION AUTHORIZING THE APPOINTMENT OF A SOLICITOR**

R-02-22-08

WHEREAS, there exists a need for a Solicitor for the Gloucester Township Municipal Utilities Authority ("GTMUA"); and

WHEREAS, the GTMUA has publicly advertised in the newspaper and additionally provided notice on the GTMUA Internet webpage in advance of the award of this contract of its intent to request receipt of proposals, developed a process that provides for public solicitation of proposals or qualifications, established and disclosed criteria in writing prior to the solicitation of proposals and has publicly opened such proposals and desires to award this professional services contract under the Fair and Open Process in accordance with N.J.S.A. 19:44A-20.4 et. seq.

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., requires that this Resolution authorizing the award of a contract for "Professional Services" without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED by the Chairman and Board Members of the Gloucester Township Municipal Utilities Authority as follows:

1. The Chairman and/or Secretary are hereby authorized and directed to execute an agreement with Christopher F. Long, Esquire of Wade, Long, Wood & Long, LLC as Solicitor for a period of one year commencing on February 4, 2022.
2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because this contract is to be performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.
3. A copy of this Resolution shall be published in the official newspaper of the GTMUA as required by law within twenty (20) days of its passage.

BE IT FURTHER RESOLVED, that the Gloucester Township Municipal Utilities Authority certifies that funds are available for payment of this contract. The amount to be expended under this resolution shall not exceed \$75,000.00. Funds will be charged against the Sewer & Solid Waste Operating Funds, Sewer Renewal & Replacement Account and the Plans & Specifications Account.

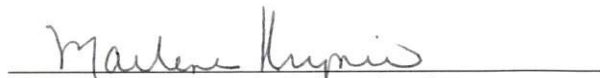
ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
GLOUCESTER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
RESOLUTION AUTHORIZING THE APPOINTMENT
OF A CONSULTING ENGINEER**

R-02-22-09

WHEREAS, there exists a need for a Consulting Engineer for the Gloucester Township Municipal Utilities Authority ("GTMUA"); and

WHEREAS, the GTMUA has publicly advertised in the newspaper and additionally provided notice on the GTMUA Internet webpage in advance of the award of this contract of its intent to request receipt of proposals, developed a process that provides for public solicitation of proposals or qualifications, established and disclosed criteria in writing prior to the solicitation of proposals and has publicly opened such proposals and desires to award this professional services contract under the Fair and Open Process in accordance with N.J.S.A. 19:44A-20.4 et. seq.

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., requires that this Resolution authorizing the award of a contract for "Professional Services" without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED by the Chairman and Board Members of the Gloucester Township Municipal Utilities Authority as follows:

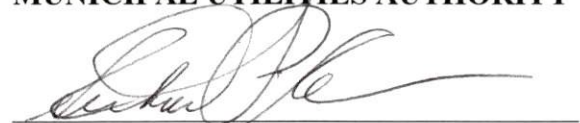
1. The Chairman and/or Secretary are hereby authorized and directed to execute an agreement with Thomas Leisse, PE, CME of Pennoni Associates, Inc. as Consulting Engineer for a period of one year commencing on February 4, 2022.
2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because this contract is to be performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.
3. A copy of this Resolution shall be published in the official newspaper of the GTMUA as required by law within twenty (20) days of its passage.

BE IT FURTHER RESOLVED, that the Gloucester Township Municipal Utilities Authority certifies that funds are available for payment of this contract. The amount to be expended under this resolution shall not exceed \$125,000.00. Funds will be charged against the Sewer & Solid Waste Operating Funds, Sewer Renewal & Replacement Account and the Plans & Specifications Account.

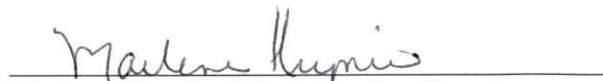
ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022.**


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
GLOUCESTER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
RESOLUTION AUTHORIZING THE APPOINTMENT OF A
CONFLICT ENGINEER**

R-02-22-10

WHEREAS, there exists a need for a Conflict Engineer for the Gloucester Township Municipal Utilities Authority ("GTMUA"); and

WHEREAS, the GTMUA has publicly advertised in the newspaper and additionally provided notice on the GTMUA Internet webpage in advance of the award of this contract of its intent to request receipt of proposals, developed a process that provides for public solicitation of proposals or qualifications, established and disclosed criteria in writing prior to the solicitation of proposals and has publicly opened such proposals and desires to award this professional services contract under the Fair and Open Process in accordance with N.J.S.A. 19:44A-20.4 et. seq.

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., requires that this Resolution authorizing the award of a contract for "Professional Services" without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED by the Chairman and Board Members of the Gloucester Township Municipal Utilities Authority as follows:

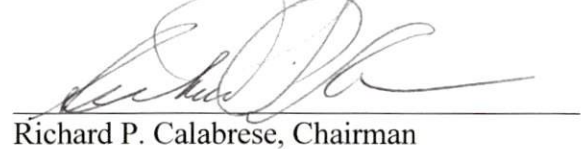
1. The Chairman and/or Secretary are hereby authorized and directed to execute an agreement with Steven M. Bach, PE, RA, PP, CME of Bach Associates, PC as Conflict Engineer for a period of one year commencing on February 4, 2022.
2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because this contract is to be performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.
3. A copy of this Resolution shall be published in the official newspaper of the GTMUA as required by law within twenty (20) days of its passage.

BE IT FURTHER RESOLVED, that the Gloucester Township Municipal Utilities Authority certifies that funds are available for payment of this contract. The amount to be expended under this resolution shall not exceed \$60,000.00. Funds will be charged against the Sewer & Solid Waste Operating Funds, Sewer Renewal & Replacement Account and the Plans & Specifications Account.

ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
GLOUCESTER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
RESOLUTION AUTHORIZING THE APPOINTMENT
OF A SPECIAL TECHNICAL ENGINEERING CONSULTANT
FOR COLLECTION SYSTEM AND SOLID WASTE**

R-02-22-11

WHEREAS, there exists a need for a Special Technical Engineering Consultant for Collection System and Solid Waste for the Gloucester Township Municipal Utilities Authority ("GTMUA"); and

WHEREAS, the GTMUA has publicly advertised in the newspaper and additionally provided notice on the GTMUA Internet webpage in advance of the award of this contract of its intent to request receipt of proposals, developed a process that provides for public solicitation of proposals or qualifications, established and disclosed criteria in writing prior to the solicitation of proposals and has publicly opened such proposals and desires to award this professional services contract under the Fair and Open Process in accordance with N.J.S.A. 19:44A-20.4 et. seq.

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., requires that this Resolution authorizing the award of a contract for "Professional Services" without competitive bids must be publicly advertised.

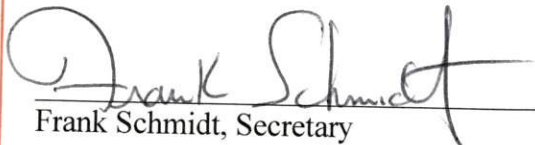
NOW, THEREFORE, BE IT RESOLVED by the Chairman and Board Members of the Gloucester Township Municipal Utilities Authority as follows:

1. The Chairman and/or Secretary are hereby authorized and directed to execute an agreement with Joseph T. Brickley, PE, CME of Brick Engineering, LLC as Special Technical Engineering Consultant for Collection System and Solid Waste for a period of one year commencing on February 4, 2022.
2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because this contract is to be performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.

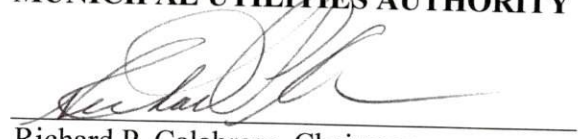
3. A copy of this Resolution shall be published in the official newspaper of the GTMUA as required by law within twenty (20) days of its passage.

BE IT FURTHER RESOLVED, that the Gloucester Township Municipal Utilities Authority certifies that funds are available for payment of this contract. The amount to be expended under this resolution shall not exceed \$75,000.00. Funds will be charged against the Sewer & Solid Waste Operating Funds, Sewer Renewal & Replacement Account and the Plans & Specifications Account.

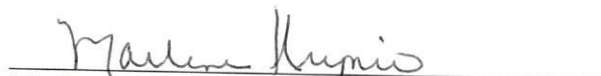
ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022.**


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
GLOUCESTER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
RESOLUTION AUTHORIZING THE APPOINTMENT OF AN AUDITOR**

R-02-22-12

WHEREAS, there exists a need for an Auditor for the Gloucester Township Municipal Utilities Authority ("GTMUA"); and

WHEREAS, the GTMUA has publicly advertised in the newspaper and additionally provided notice on the GTMUA Internet webpage in advance of the award of this contract of its intent to request receipt of proposals, developed a process that provides for public solicitation of proposals or qualifications, established and disclosed criteria in writing prior to the solicitation of proposals and has publicly opened such proposals and desires to award this professional services contract under the Fair and Open Process in accordance with N.J.S.A. 19:44A-20.4 et. seq.

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., requires that this Resolution authorizing the award of a contract for "Professional Services" without competitive bids must be publicly advertised.

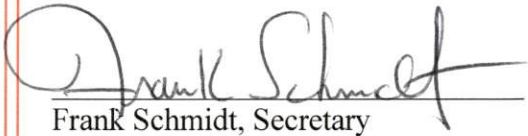
NOW, THEREFORE, BE IT RESOLVED by the Chairman and Board Members of the Gloucester Township Municipal Utilities Authority as follows:

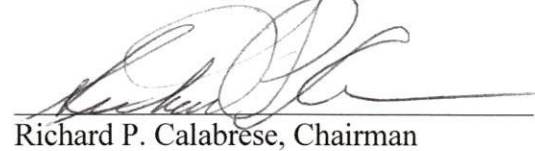
1. The Chairman and/or Secretary are hereby authorized and directed to execute an agreement with Kirk Applegate, CPA, RMA of Bowman & Company, LLP as Auditor for a period of one year commencing on February 4, 2022.
2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because this contract is to be performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.
3. A copy of this Resolution shall be published in the official newspaper of the GTMUA as required by law within twenty (20) days of its passage.

BE IT FURTHER RESOLVED, that the Gloucester Township Municipal Utilities Authority certifies that funds are available for payment of this contract. The amount to be expended under this resolution shall not exceed \$80,000.00. Funds will be charged against the Sewer & Solid Waste Operating Funds and the Sewer Renewal & Replacement Account.

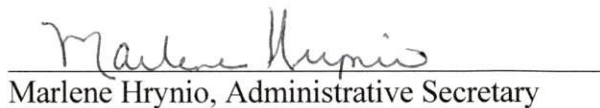
ATTEST:

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Frank Schmidt, Secretary


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
GLOUCESTER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
RESOLUTION AUTHORIZING THE APPOINTMENT OF BOND COUNSEL**

R-02-22-13

WHEREAS, there exists a need for Bond Counsel for the Gloucester Township Municipal Utilities Authority ("GTMUA"); and

WHEREAS, the GTMUA has publicly advertised in the newspaper and additionally provided notice on the GTMUA Internet webpage in advance of the award of this contract of its intent to request receipt of proposals, developed a process that provides for public solicitation of proposals or qualifications, established and disclosed criteria in writing prior to the solicitation of proposals and has publicly opened such proposals and desires to award this professional services contract under the Fair and Open Process in accordance with N.J.S.A. 19:44A-20.4 et. seq.

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., requires that this Resolution authorizing the award of a contract for "Professional Services" without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED by the Chairman and Board Members of the Gloucester Township Municipal Utilities Authority as follows:

1. The Chairman and/or Secretary are hereby authorized and directed to execute an agreement with Parker McCay as Bond Counsel for a period of one year commencing on February 4, 2022.
2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because this contract is to be performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.
3. A copy of this Resolution shall be published in the official newspaper of the GTMUA as required by law within twenty (20) days of its passage.


BE IT FURTHER RESOLVED, that the Gloucester Township Municipal Utilities Authority certifies that funds are available for payment of this contract. The amount to be expended under this resolution shall not exceed \$100,000.00. Funds will be charged against the Sewer Operating Fund and the Sewer Renewal & Replacement Account.

ATTEST:



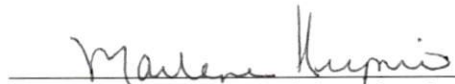
Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**



Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.



Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

RESOLUTION DESIGNATING LEGAL DEPOSITORY

R-02-22-14

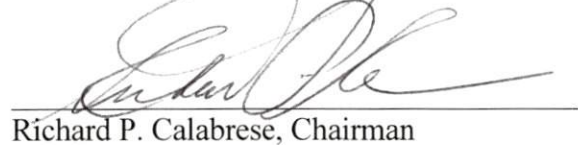
WHEREAS, the Gloucester Township Municipal Utilities Authority is required to designate the Legal Depository for funds of the Authority for the fiscal year **2022-2023**.

NOW, THEREFORE, BE IT RESOLVED by the Chairman and Board Members of The Gloucester Township Municipal Utilities Authority that Fulton Bank of New Jersey is designated as the Legal Depository for the funds of the Authority commencing February 4, 2022 through Reorganization 2023.

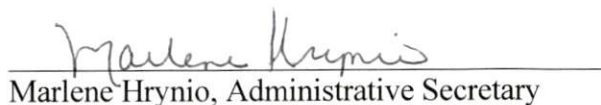
ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

RESOLUTION AUTHORIZING SIGNATURES ON PAYROLL CHECKS

R-02-22-15

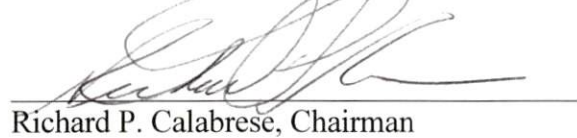
WHEREAS, the Gloucester Township Municipal Utilities Authority authorizes that said Payroll Checks may be signed by two of the following signatures: Chairman, Vice Chairman, Secretary, Treasurer and Executive Director and the Administrative Secretary shall sign in the absence of the Executive Director, for the fiscal year **2022-2023**.

Notice of this action shall be printed once in the legal newspaper of the Authority.

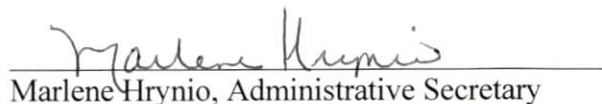
ATTEST:

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Frank Schmidt, Secretary


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY
RESOLUTION DESIGNATING MEETING DATES**

R-02-22-16


WHEREAS, the New Jersey Open Public Meetings Act, specifically, N.J.S.A. 10:4-18, requires an annual notice of the designation of the day, time and place of the regularly scheduled meetings of the Gloucester Township Municipal Utilities Authority.

NOW, THEREFORE, BE IT RESOLVED that the following list shall designate the day, time and place of the Regular Meetings of the Gloucester Township Municipal Utilities Authority for the fiscal year 2022-2023.


February 17, 2022, March 17, 2022, April 21, 2022, May 19, 2022, June 16, 2022, July 21, 2022, August 18, 2022, September 15, 2022, October 20, 2022, November 17, 2022, December 15, 2022, January 19, 2023, Reorganization, February 3, 2023, at 6:00 P.M.

Each meeting set forth herein, except the Reorganization Meeting, shall commence with a workshop session at 6:30 P.M. and upon conclusion, the Gloucester Township Municipal Utilities Authority move directly into its Regular Meeting immediately thereafter. Action may be taken during the workshop session or regular meeting. All meetings shall be held at the Gloucester Township Municipal Utilities Authority, Administration Building, 401 W. Landing Road, Blackwood, New Jersey.

ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022.**



Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

**RESOLUTION
OF
THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

RESOLUTION DESIGNATING OFFICIAL NEWSPAPERS

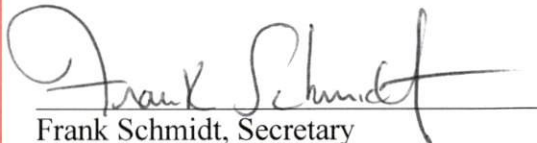
R-02-22-17

WHEREAS, the Gloucester Township Municipal Utilities Authority requires the designation of at least two official newspapers for providing notices of legal advertisements for the Gloucester Township Municipal Utilities Authority.

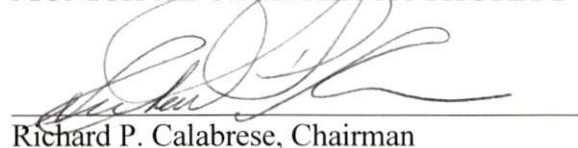
NOW, THEREFORE, BE IT RESOLVED by the Chairman and Commissioners of the Gloucester Township Municipal Utilities Authority that the following newspapers be designated as the official legal newspapers of the Authority for fiscal year **2022-2023**.

1. Courier Post – Camden County, New Jersey
2. Central Record – Medford, New Jersey
3. Philadelphia Inquirer – Philadelphia, Pennsylvania


ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of **February 4, 2022**.


Marlene Hrynio, Administrative Secretary
Dated: February 4, 2022

**RESOLUTION REJECTING ALL BIDS RECEIVED FOR THE CONTRACT FOR
TEMPORARY LABOR SERVICES PURSUANT TO N.J.S.A. 40A:11-13.2(B)**

R-02-22-18

WHEREAS, the Gloucester Township Municipal Utilities Authority ("GTMUA") requested bids for Temporary Labor Services; and

WHEREAS, the GTMUA furnished detailed bid specifications to potential bidders; and

WHEREAS, one (1) vendor submitted a bid for the specified services as follows:

VENDOR

HOURLY RATE

1. Independence Contracting, LLC.	\$94.00 (Laborer, Manning Vehicles)
	\$95.00 (Truck Driver w/ Class B CDL License)

WHEREAS, the Authority's pre-determined cost appropriation for this service was \$145,000.00; and

WHEREAS, the bid price submitted by Independence Contracting, LLC would result in an approximate cost to the Authority of approximately, \$633,090.00; and

WHEREAS, a review of the bid submitted, revealed that the bid submitted substantially exceeded the Authority's cost appropriation for the service; and

WHEREAS, the Authority Solicitor issued a written opinion dated February 1, 2022, opining that the Authority may reject all bids for the above referenced contract, pursuant to N.J.S.A. 40A:11-13.2(b); and

NOW, THEREFORE, BE IT RESOLVED by the Chairman and Board Members of the Gloucester Township Municipal Utilities Authority, as follows:

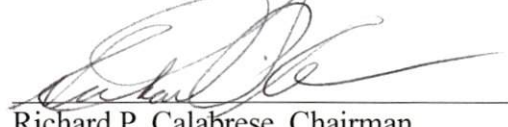
1. The provisions of the **WHEREAS** clauses set forth above are incorporated herein by reference and made a part hereof.
2. All bids received for the Temporary Labor Bid are hereby rejected pursuant to N.J.S.A. 40A:11-13.2(b) as the cost substantially exceeds the Authority's cost appropriation for the services.

3. The Authority's Executive Director and/or his designee is hereby authorized and directed to take any and all necessary steps to effectuate the rejection of the bids received and rebidding the contract.

ATTEST:


Frank Schmidt, Secretary

**THE GLOUCESTER TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**


Richard P. Calabrese, Chairman

Certified that the above is a true and correct copy of a Resolution duly adopted by the Gloucester Township Municipal Utilities Authority at its Reorganization Meeting of February 4, 2022.


Marlene Hrynio, Administrative Secretary

Dated: February 4, 2022

WADE, LONG, WOOD & LONG, LLC

Howard C. Long, Jr. †
Daniel H. Long †±
Christopher F. Long †
John A. Moustakas †

John A. Moustakas †

† Admitted to NJ Bar
± Admitted to Washington DC Bar
◇ Admitted to PA Bar

John D. Wade †
OF COUNSEL
Leonard J. Wood, Jr. †
OF COUNSEL

February 1, 2022

Raymond J. Carr, Executive Director
Gloucester Township
Municipal Utilities Authority
Landing Road
P.O. Box 216
Glendora, New Jersey 08029

RE: Temporary Labor – Laborer, Manning, Vehicles/Truck Driver

Dear Mr. Carr:

I. INTRODUCTION

This office has reviewed all documents provided regarding the bid submission for the contract for Temporary Labor – Laborer, Manning, Vehicles/Truck Driver on behalf of the Gloucester Township Municipal Utilities Authority's ("GTMUA" and/or "Authority"). The GTMUA received one (1) bid for the specified Contract. The sole bid was received as follows:

VENDOR

HOURLY RATE

I. Independence Contracting, LLC.	\$94.00 (Laborer, Manning Vehicles) \$95.00 (Truck Driver with Class B CDL License)
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II. FACTUAL ANALYSIS

The apparent low bid for this contract was submitted by Independence Contracting, LLC. ("Independence Contracting") with a bid as outlined above. The Authority's predetermined budgeted amount for this service was \$145,00.00. Utilizing the bid price submitted by Independence Contracting, the total services would result in a cost of approximately \$633,090.00. As such, the Authority has opined that the lowest bid substantially exceeds the Authority's cost appropriation for the services.

RE: Temporary Labor – Laborer, Manning, Vehicles/Truck Driver

III. LEGAL ANALYSIS

The Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. regulates bidding on Contracts of public entities in New Jersey. In general, the practice of public bidding is universally recognized and deeply imbedded in the public policy of the State of New Jersey. N.E.R.I. Corp. v. New Jersey Highway Authority, 147 N.J. 223, 236 (1996). There is a prima facie presumption that power and discretion of governmental action in awarding bids on public Contracts has been properly exercised. Colonnelli Bros., Inc. v. Village of Ridgefield Park, 284 N.J.Super. 538, 541 (App.Div.1995).

Public bidding statutes are to be construed with sole reference to the public good and rigidly adhered to by courts. Hall Const. Co., Inc. v. New Jersey Sports & Exposition Authority, 295 N.J.Super. 629, 634 (App.Div.1996). Furthermore, public bidding statutes exist for the good of taxpayers, not bidders, and they must always be construed for the public good and to guard against favoritism, improvidence, extravagance, and corruption. Sevell v. New Jersey Highway Authority, 329 N.J.Super. 580, 584 (App.Div.2000).

Every Contract awarded by the contracting agent for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold, shall be awarded only by Resolution of the governing body of the contracting unit to the lowest responsible bidder after public advertising for bids and bidding therefore. N.J.S.A. 40A:11-4. "*Lowest responsible bidder or vendor*" means the bidder or vendor: (a) whose response to a request for bids offers the lowest price and is responsive; and (b) who is responsible. N.J.S.A. 40A:11-2. The lowest responsible bidder on a public Contract must not only be deemed responsible but must submit the lowest bid which conforms to the Contract specifications. Matter of Protest of Award of On-Line Games Production & Operation Services Contract, Bid No. 95-X-20175, 279 N.J.Super. 566, 590 (App.Div.1995).

It is firmly established in New Jersey that material conditions contained in bidding specifications may not be waived. Terminal Const. Corp. v. Atlantic Cty. Sewerage Auth., 67 N.J. 403, 409 (1975). A contracting body is generally without discretion to accept a defective bid. Meadowbrook Carting Co. v. Borough of Island Heights, 138 N.J. 307, 314 (1994). However, while material conditions contained in bidding specifications may not be waived, this rule does not apply to minor or inconsequential conditions. Public contracting units may resolve problems arising from such conditions in a sensible or practical way. Terminal Const. Corp., 67 N.J. at 409-11. Materiality of a particular specification is to be determined as a matter of law. Hanover Tp. v. Inter. Fidelity Ins. Co., 122 N.J.Super. 544, 548 (App.Div.1973).

There are two (2) criteria for determining whether a specific non-compliance constitutes a substantial and, hence, non-waivable irregularity: (1) Whether the effect of a waiver would be to deprive the public body of its assurance that the Contract will be entered into, performed, and guaranteed according to its specific requirements; and (2) Whether it is of such a nature that its waiver would adversely affect competitive bidding by placing a bidder in a position of advantage over the other bidders or by otherwise undermining the necessary common standard of competition. Township of River Vale v. R.J. Longo Constr. Co., 127 N.J.Super. 207, 222 (Law.Div.1974).

The court has provided further guidance as to materiality where an error is "patent and the true intent of the bidder obvious". In such a situation, the Appellate Division has held that such an error may be disregarded by the public agency. The Court held that certain non-compliance (i.e. obvious error) with the

RE: Temporary Labor – Laborer, Manning, Vehicles/Truck Driver

bid specifications may be deemed not material and therefore waivable by the public entity. Spina v. Borough of Fairview, 304 N.J. Super. 425, (App. Div. 1997).

As a matter of law, the Local Public Contract Law requires certain items to be included as material aspects of every bid. The statute reads:

“When required by the bid plans and specifications, the following requirements shall be considered mandatory items to be submitted at the time specified by the contracting unit for the receipt of the bids; the failure to submit any one of the mandatory items shall be deemed a fatal defect that shall render the bid proposal unresponsive and that cannot be cured by the governing body:

- a. A guarantee to accompany the bid pursuant to section 21 of P.L.1971, c.198 (C.40A:11-21);
- b. A certificate from a surety company pursuant to section 22 of P.L.1971, c.198 (C.40A:11-22);
- c. A statement of corporate ownership pursuant to section 1 of P.L.1977, c.33 (C.52:25-24.2);
- d. A listing of subcontractors pursuant to section 16 of P.L.1971, c.198 (C.40A:11-16);
- e. A document provided by the contracting agent in the bid plans, specifications, or bid proposal documents for the bidder to acknowledge the bidder's receipt of any notice or revisions or addenda to the advertisement or bid documents;”

N.J.S.A. 40A:11-23.2.

Finally, a local contracting unit is permitted to reject all bids within a part under certain conditions. N.J.S.A. 40A:11-13.2, provides in pertinent part:

“A local contracting unit can reject all bids for any of the following reasons:

- a. The lowest bid substantially exceeds the cost estimates for the goods or services;
- b. The lowest bid substantially exceeds the contracting unit's appropriation for the goods or services;**
- c. The governing body of the contracting unit decides to abandon the project for provision or performance of the goods or services;

RE: Temporary Labor – Laborer, Manning, Vehicles/Truck Driver

- d. The contracting unit wants to substantially revise the specifications for the goods or services;
- e. The purposes or provisions or both of P.L.1971, c. 198 (C.40A:11-1 et seq.) are being violated;
- f. The governing body of the contracting unit decides to use the State authorized contract pursuant to section 12 of P.L.1971, c. 198 (C.40A:11-12).

N.J.S.A. 40A:11-13.2 (emphasis added).


As outlined above, the Authority's predetermined budgeted amount for this service was \$145,00.00. Utilizing the bid price submitted by Independence Contracting, the total services would result in a cost of approximately \$633,090.00. Based on the aforementioned, it is my legal opinion that the bid submitted by Independence Contracting substantially exceeds the Authority's cost appropriation for the services. As such, the Authority may reject all bids received for this service and rebid the contract pursuant to N.J.S.A. 40A:11-13.2(b)

IV. CONCLUSION

After researching the applicable law, reviewing the Contract specifications and documents and conferring with staff, it is my legal opinion that the sole bid received for this Contract substantially exceeds the Authority's cost appropriation for the services and may be rejected pursuant to N.J.S.A 40A:11-13.2(b). Further, it is my recommendation that a Resolution be placed on the Agenda at an upcoming meeting rejecting the bid received and rebidding the contract.

If you have any questions or require any further clarification, please do not hesitate to contact me.

Very truly yours,
WADE, LONG, WOOD & LONG, L.L.C.



Christopher F. Long, Esquire