

**RES. 66/2023**  
**RESOLUTION SETTING NEW CONNECTION FEE EFFECTIVE JUNE 18, 2024**

**WHEREAS** the Township of Middletown Sewerage Authority (“Authority”) provided notice for a Public Hearing to be held on June 17, 2024, 6:30 P.M. at the Township of Middletown Sewerage Authority Administration Building, 100 Beverly Way, Belford, NJ.

**WHEREAS** the public hearing is in accordance with the provisions of N.J.S.A. 40:14A-8, et seq. on a proposed amendment to the connection fee.

**WHEREAS** at said hearing the Authority’s Special Advisor testified and presented evidence concerning the calculation of the charge based on the Rules and Regulations of the Authority and N.J.A.C. 40:14A-8, and

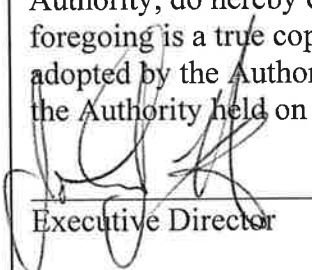
**WHEREAS** pursuant to the Rules and Regulations and statues, it was determined that the connection fee should be fixed at \$5,116 per unit.

**BE IT RESOLVED** by the Township of Middletown Sewerage Authority that the connection fee promulgated pursuant to the Rules and Regulations of the Authority shall be fixed at a rate of \$5,116 per unit effective June 18, 2024.

**BE IT FURTHER RESOLVED** that there shall be a 50% reduction in connection fee(s) assessed by the Authority for new connections to the sewerage system by public housing authorities and organizations building affordable housing projects to the extent said reduction is required under the terms of N.J.S.A. 40:26A-11.3

	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Commissioner Aveta			X			
Rogers	X		X			
Iannaci			X			
Eteson			X			
Schweizer			X			
Kratz (Alt)		X				
Skelly (Alt)						X

I, John Friedmann, Executive Director of the Township of Middletown Sewerage Authority, do hereby certify that the foregoing is a true copy of a resolution adopted by the Authority at a meeting of the Authority held on June 17, 2024

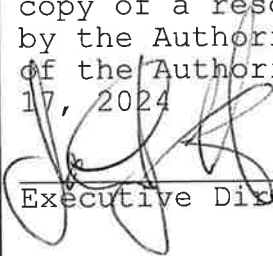
  
 Executive Director

## CONSENT AGENDA

In consideration of a Consent Agenda of Res. 67/2024 through 70/2024 does anyone desire to discuss an individual item on any of these resolutions?

Commissioner	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Aveta		X	X			
Rogers	X		X			
Iannaci			X			
Eteson			X			
Schweizer			X			
Kratz (Alt)						
Skelly (Alt)						X

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 \_\_\_\_\_  
 Executive Director

**RES. 67/2024**

**BE IT RESOLVED BY** the Township of Middletown Sewerage Authority that the Operating Bills in the amount of \$1,624,130.61 is hereby approved for payment.

**BE IT FURTHER RESOLVED** that OceanFirst Bank (Middletown Branch) 1250 Highway 35, Middletown, NJ 07748 transfer \$1,624,130.61 from the T.O.M.S.A. Revenue Account to T.O.M.S.A. Operating Account.

Commissioner	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Aveta		X	X			
Rogers	X		X			
Iannaci			X			
Eteson			X			
Schweizer			X			
Kratz (Alt)						
Skelly (Alt)						X

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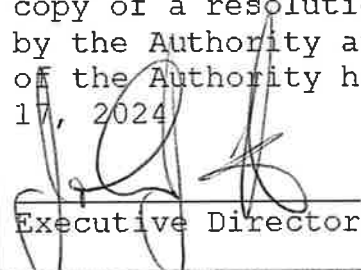
  
Executive Director

**RES. 68/2024**

**BE IT RESOLVED BY** the Township of Middletown Sewerage Authority that the Construction Fund Bills in the amount of \$243,647.20 is hereby approved for payment to meet Construction Requisition No. 731.

Commissioner	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Aveta		X	X			
Rogers	X		X			
Iannaci			X			
Eteson			X			
Schweizer			X			
Kratz (Alt)						
Skelly (Alt)						X

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Executive Director

**RES. 69/2024**

**BE IT RESOLVED BY** the Township of Middletown Sewerage Authority that the Revenue Fund Requisition No. 6/2024 in the amount of \$1,974,130.61 is hereby approved.

**BE IT FURTHER RESOLVED** that \$1,624,130.61 of this requisition 6/2024 has been approved for transfer in Resolution 67/2024 and that the additional \$350,000.00 be transferred into The Authority's Payroll Checking Account at:

OceanFirst Bank

(Middletown Office)

1250 Highway 35, Middletown, NJ 07748

At the request of the Executive Director.

Commissioner	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Aveta		X	X			
Rogers	X		X			
Iannaci			X			
Eteson			X			
Schweizer			X			
Kratz (Alt)						
Skelly (Alt)						X

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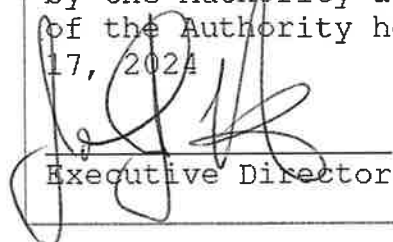
  
Executive Director

**RES. 70/2024**

**BE IT RESOLVED** by the Township of Middletown Sewerage Authority that \$243,647.20 as authorized to be transferred from the Revenue Account at OceanFirst Bank, 1250 Highway 35 South, Middletown, N.J. 07748 to the Capital Account at OceanFirst Bank (Middletown Branch) 1250 Highway 35 South, Middletown, NJ 07748.

Commissioner	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Aveta		X	X			
Rogers	X		X			
Iannaci			X			
Eteson			X			
Schweizer			X			
Kratz (Alt)						
Skelly (Alt)						X

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Executive Director



**RES. 71/2024**

**AUTHORIZATION TO REFUND SEWER RENT FEES TO CERTAIN RATEPAYERS**

**WHEREAS**, the Township of Middletown Sewerage Authority (TOMSA) is authorized to charge ratepayers sewer rental fees in accordance with N.J.A.C. 40:14A-1; and

**WHEREAS**, TOMSA has over 25,000 ratepayer accounts that are charged quarterly; and

**WHEREAS**, as a matter of business some payments are erroneously paid by current or former ratepayers; and

**WHEREAS**, the Authority is unable to screen such erroneous payments before the funds are credited to a ratepayer's account and deposited in TOMSA's bank account; and

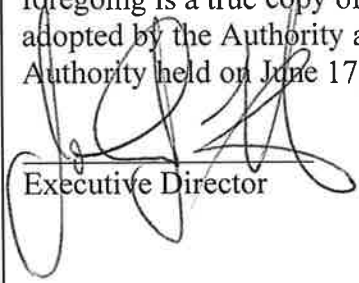
**WHEREAS**, such payments are to be refunded to the person or business and the ratepayer's account adjusted accordingly; and

**THEREFORE RESOLVED**, that the Billing Supervisor of the Township of Middletown Sewerage Authority is hereby authorized to refund the erroneous payments listed below and adjust the current ratepayer's account accordingly.

<i>Account Number</i>	<i>Amount</i>	<i>Reason</i>
36974	\$80.00	Wrong Checking Account

	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Commissioner Aveta			X			
Rogers		X	X			
Iannaci			X			
Eteson			X			
Schweizer			X			
Kratz (Alt)	X					
Skelly (Alt)						X

I, John Friedmann, Executive Director of the Township of Middletown Sewerage Authority, do hereby certify that the foregoing is a true copy of a resolution adopted by the Authority at a meeting of the Authority held on June 17, 2024



Executive Director

**RES. 72/2024**

**AUTHORIZATION TO WAIVE SEWER RENT FEES**

WHEREAS, the Township of Middletown Sewerage Authority (TOMSA) is authorized to charge ratepayers sewer rental fees in accordance with N.J.A.C. 40:14A-1; and

WHEREAS, TOMSA has over 25,000 ratepayer accounts that are charged quarterly; and

WHEREAS, certain ratepayers lose the ability to occupy their residence as a result of fire, flood or other natural disaster; and

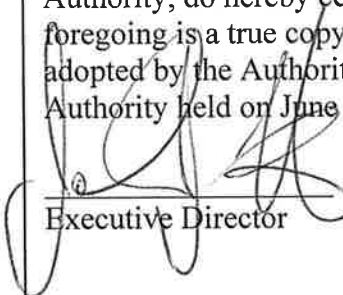
WHEREAS, the Township Building Department and/or Fire Marshall provide documentation that the residence is uninhabitable; and

THEREFORE RESOLVED, that the Billing Supervisor of the Township of Middletown Sewerage Authority is hereby authorized to waive sewer rental fees for up to four quarters or until the Township Building Department indicates the residence is habitable, whichever is less, and the following accounts below meet the requirements for relief.

<i>Account Number</i>	<i>Reason</i>
23527	Fire

Commissioner	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Aveta			X			
Rogers	X		X			
Iannaci		X	X			
Eteson			X			
Schweizer			X			
Kratz (Alt)						
Skelly (Alt)						X

I, John Friedmann, Executive Director of the Township of Middletown Sewerage Authority, do hereby certify that the foregoing is a true copy of a resolution adopted by the Authority at a meeting of the Authority held on June 17, 2024

  
Executive Director



**RES. 73/2024**

**DECLARING EMERGENCY AND RATIFYING EMERGENCY PROCUREMENT**

**WHEREAS**, the Township of Middletown Sewerage Authority (the “Authority”) has been advised by John Friedmann, Executive Director, in a written Certification that on or about April 9, 2024, an emergency situation existed with Gravity Thickener due to imminent failure of the main gear drive; and

**WHEREAS**, it was necessary to purchase a spare main gear drive and adaptors from the manufacturers authorized distributor, GP Jager, Inc; and

**WHEREAS**, the Authority certifies it has the necessary funds available for this purchase ; and

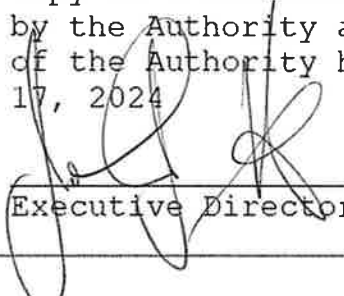
**WHEREAS**, the Authority is desirous of declaring and ratifying the emergency procurement of structural design services and repair of the failing ironwork due to the emergency.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Township of Middletown Sewerage Authority, that:

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. The Authority finds that, in accordance with the attached Certification of John Friedmann, Executive Director, that an emergency situation existed with the imminent failure of the main gear drive in the Gravity Thickener
3. The Authority further finds that the situation was not foreseeable, and the emergency was an actual or imminent threat to public health and safety requiring the immediate performance of services.
4. The contract for emergency procurement is hereby approved and awarded as follows:
  - a) purchase a spare from the manufacturers authorized distributor, GP Jager, Inc for \$63,336.81
5. The Administrative Assistant to the Board of Commissioners be and hereby is authorized and directed to publish a notice of this contract pursuant to the Local Public Contracts Law.
6. A copy of this Resolution shall be sent to:
  - a) John J. Friedmann, Executive Director
  - b) John A. Napolitano, Esq., Authority Attorney

Commissioner	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Aveta			X			
Rogers		X	X			
Iannaci			X			
Eteson	X		X			
Schweizer			X			
Kratz (Alt)						
Skelly (Alt)						X

I, John Friedmann, Executive Director of the Township of Middletown Sewerage Authority, do hereby certify that the foregoing is a true copy of a resolution adopted by the Authority at a meeting of the Authority held on June 17, 2024.

  
 \_\_\_\_\_  
 Executive Director

**RES. 74/2024**

**DECLARING EMERGENCY AND RATIFYING EMERGENCY PROCUREMENT**

**WHEREAS**, the Township of Middletown Sewerage Authority (the “Authority”) has been advised by John Friedmann, Executive Director, in a written Certification that on or about April 2, 2024, an emergency situation existed with Gravity Thickener Station due to failure of ironwork supporting the rotating mechanism and walkway; and

**WHEREAS**, it was necessary to retain Remington Vernick Engineers (RVE) to design the emergency structural repair and prepare specifications for contractors to quote on; and

**WHEREAS**, it was necessary to retain an emergency contractor to perform the repair work; and

**WHEREAS**, the Authority certifies it has the necessary funds available for these contracts; and

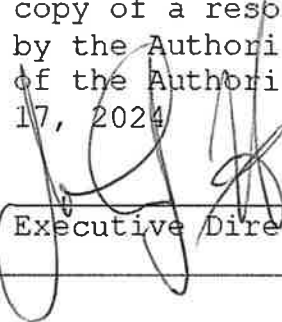
**WHEREAS**, the Authority is desirous of declaring and ratifying the emergency procurement of structural design services and repair of the failing ironwork due to the emergency.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Township of Middletown Sewerage Authority, that:

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. The Authority finds that, in accordance with the attached Certification of John Friedmann, Executive Director, that an emergency situation existed with the imminent failure of the structural ironwork in the Gravity Thickener
3. The Authority further finds that the situation was not foreseeable, and the emergency was an actual or imminent threat to public health and safety requiring the immediate performance of services.
4. The contract for emergency procurement is hereby approved and awarded as follows:
  - a) To Remington Vernick Engineering, 9 Allen Street Toms River, NJ 08753, to design the emergency structural repair and prepare specifications for contractors to quote on.
  - b) To a “To Be Determined” Contractor to perform the structural repair
5. The Administrative Assistant to the Board of Commissioners be and hereby is authorized and directed to publish a notice of this contract pursuant to the Local Public Contracts Law.
6. A copy of this Resolution shall be sent to:
  - a) John J. Friedmann, Executive Director
  - b) John A. Napolitano, Esq., Authority Attorney

Commissioner	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Aveta			X			
Rogers			X			
Iannaci		X	X			
Eteson	X		X			
Schweizer			X			
Kratz (Alt)						
Skelly (Alt)						X

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Executive Director

**RESOLUTION FOR MEMBER PARTICIPATION  
IN A COOPERATIVE PRICING SYSTEM**

A RESOLUTION AUTHORIZING THE  
TOWNSHIP OF MIDDLETOWN SEWERAGE AUTHORITY  
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

**RES. 75 2024**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the **Educational Services Commission of New Jersey**, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on (DATE OF ACTION) the governing body of the (CONTRACTING UNIT), County of (COUNTY OF LOCATION), State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

**TITLE**

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the **Township of Middletown Sewerage Authority**

**AUTHORITY**

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Executive Director is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

**CONTRACTING UNIT**

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

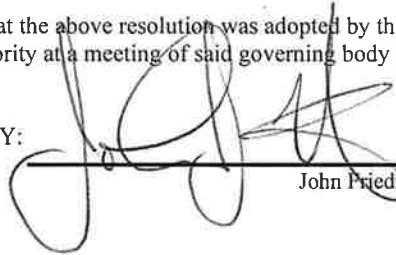
**EFFECTIVE DATE**

This resolution shall take effect immediately upon passage.

**CERTIFICATION**

I hereby, certify that the above resolution was adopted by the Board of Commissioners of the Township of Middletown Sewerage Authority at a meeting of said governing body held on June 17, 2024.

BY:



John Friedmann, Executive Director

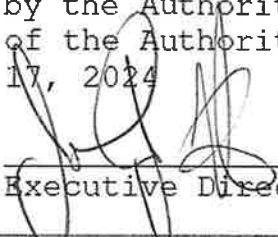
ATTEST BY:



Dierdre Colvin, Administrative Assistant to the Board of Commissioners

Commissioner	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Aveta			X			
Rogers	X		X			
Iannaci		X	X			
Eteson			X			
Schweizer			X			
Kratz (Alt)						
Skelly (Alt)						X

I, John Friedmann, Executive Director of the Township of Middletown Sewerage Authority, do hereby certify that the foregoing is a true copy of a resolution adopted by the Authority at a meeting of the Authority held on June 17, 2024



Executive Director



**TOWNSHIP OF MIDDLETOWN SEWERAGE AUTHORITY**

**CLOSED SESSION RESOLUTION**

**RES 77/24**

**ADOPTED:**

**WHEREAS**, pursuant to the Open Public Meetings Act, the Township of Middletown Sewerage Authority (“Authority”) in the State of New Jersey may exclude the public to discuss matters as are provided under the Act (*N.J.S.A.* 10:4-12(b)).

**NOW, THEREFORE, BE IT RESOLVED** that this Authority hereby excludes the public in order to discuss (number of matters ( )) such matters:

1. As it pertains to Employment Contract pursuant to *N.J.S.A.* 10:4-12(b)( ); and
2. As it pertains to CBA Project pursuant to *N.J.S.A.* 10:4-12(b) ).

The Authority reserves the right, as the Authority exchanges ideas related to the above matters and attempts to develop appropriate plans of action as it may be suggested by individual Commissioners or staff members, to broaden discussion and to attempt to arrive at a nonbinding consensus provided such broadening of discussion continues within the limits set forth in *N.J.S.A.* 10:4-12(b)(1) through (9). Matters discussed in Executive Session will be made public at the earliest point in time that the need for confidentiality for each such matter shall no longer be necessary.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately and be in full force from and after its passage.

I hereby certify the above to be a true copy of a resolution adopted by the Township of Middletown Sewerage Authority at a regular meeting held on June 17, 2024.

Commissioner	Motion		Recorded Vote			
	1st	2nd	Aye	Nay	Abstain	Absent
Aveta			X			
Rogers	X		X			
Iannaci			X			
Eteson			X			
Schweizer			X			
Kratz (Alt)		X				
Skelly (Alt)						X

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Executive Director