

**TOWNSHIP OF OCEAN SEWERAGE AUTHORITY**  
**REGULAR MEETING**  
**November 7, 2024**

1. Meeting called to Order
2. Pledge of Allegiance
3. Roll Call - Galvin, Johnson, Miller Theodora, Valentino
4. Let the minutes show this meeting is being held in accordance with the requirements of the Open Public Meetings Act of 1975 and adequate notice has been duly posted where required and sent to the Asbury Park Press and the Coaster on February 8, 2024 and mailed to its service communities on February 8, 2024, and posted on its website. The minutes of this meeting will be available after Board approval at a subsequent meeting.

The meeting is available in real time to the public by logging in to [meet.google.com/hvy-nivn-pdi](https://meet.google.com/hvy-nivn-pdi) or calling 857-323-2408, PIN 182 159 490#.

**WORK SESSION**

5. Executive Director's Report
  - a. Discussion on Senate Bill 286
6. Attorney's Report
7. Engineering Report
8. Auditor Report – No Report
9. Operator's, Maintenance and Collection Reports
10. Review of resolutions on business session agenda
  - a. Board comments
  - b. Public comment

**BUSINESS SESSION**

11. Proclamation honoring Joseph V. Valentino
12. Communications
13. Review of Bill List
  - a. Board comments
  - b. Public comment
14. Resolution 24-54: Bill List
15. Consent Agenda: **items will be voted on together unless an item is removed from the Consent Agenda prior to reading of Consent Agenda**
  - a. Approval of minutes of October 1, 2024 regular meeting.

- b. Approval of minutes of October 1, 2024 closed session meeting.
- c. Motion to receive and file Operator's Report

16. Resolution 24-55: Resolution Authorizing Twelfth Supplemental Sewer Revenue Bond Resolution in the amount of \$2,500,000.

17. Resolution 24-56: Resolution Authorizing Award of 2 Year Contract to Evoqua Water Technologies LLC for Furnishing and Delivery of Aqueous Calcium Nitrate at \$3.49 per gallon.

18. Resolution 24-57: Resolution Authorizing Appointment of Nicholas Patterson as Authority Safety Officer.

19. Closed Session if necessary.

20. Adjournment

**RESOLUTION 24-54**

**BILL LIST**

**BE IT RESOLVED** by the Township of Ocean Sewerage Authority, in the County of Monmouth, New Jersey (not less than three (3) members affirmatively concurring) as follows:

1. All bills or claims as reviewed and approved by the Executive Director and as set forth in this Resolution are hereby approved for payment.

2. The authorized signers of checks are hereby authorized and directed to sign checks in the payment of bills and claims which are hereby approved.

The computer print-out of the list of bills will be on file in the Purchasing Agent's Office.

CURRENT FUND	\$248,698.59
REVIEW and INSPECTION	0
RENEWAL and REPLACEMENT	0
EIT and CONSTRUCTION	165.00
PAYROLL ACCOUNT	<u>81,982.50</u>
<b>TOTAL BILLS PAYABLE</b>	<b>\$330,846.09</b>

	Motion	Second	Aye	Nay	Abstain	Absent
Galvin						
Johnson						
Miller						
Theodora						
Valentino						

I hereby certify the above to be a true copy of a Resolution duly adopted by the Township of Ocean Sewerage Authority at its Meeting held on November 7, 2024.

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David Miller, Secretary

**BILL LIST SUMMARY**

Meeting Date November 7, 2024

<b>General Fund Vouchers</b>	<b>\$248,698.59</b>	
Bill List Total		\$277,940.43
<b>Payroll</b>	<b>\$81,982.50</b>	
October 4 Payroll		\$41,368.17
Sept 20 Payroll		\$40,614.33
<b>Construction</b>	<b>\$165.00</b>	
2016 NJEIT Project (Interlaken PS Bulkhead)	\$0.00	
Colliers		\$0.00
2017 NJEIT Project (Asbury Ave & Longview)	\$0.00	
DeMaio Electrical Company, Inc.		\$0.00
T&M Associates		\$0.00
Dilworth Paxson		\$0.00
2017 MCIA Bond	\$165.00	
PS&S Wayside PS CM		\$165.00
2019 MCIA Bond	\$0.00	\$0.00
2021 MCIA Bond	\$0.00	
Spartan Construction		\$0.00
CME (Sludge Building C&A)		\$0.00
<b>Review &amp; Inspection</b>	<b>\$0.00</b>	
CME Associates	\$0.00	
Ocean Town Centre		\$0.00
<b>R &amp; R</b>	<b>\$0.00</b>	
		\$0.00
		\$0.00
<b>TOTAL BILL LIST AMOUNT</b>		<b>\$330,846.09</b>

Ranges		Item Status	Purchase Types	Misc				
<i>Range: First to Last</i> <i>Rcvd Batch Id Range: First to Last</i>		<i>Open: N</i> <i>Void: N</i> <i>Paid: N</i> <i>Held: Y</i> <i>Aprv: N</i> <i>Rcvd: Y</i>	<i>Bid: Y</i> <i>State: Y</i> <i>Other: Y</i> <i>Exempt: Y</i>	<i>P.O. Type: All</i> <i>Format: Condensed</i> <i>Include Non- Y</i> <i>Budgeted:</i> <i>Prior Year Only: N</i> <i>Vendors: All</i>				
Vendor #	P.O. #	Name	Description	Status	Amount	Void Amount	Contract	PO Type
AEA 001		AEA HEADQUARTERS						
24-00382	10/10/24	AEA Fall Conference		Open	435.00	0.00		
ALTEK		Altek Business Systems, Inc						
24-00390	10/14/24	Managed IT Services		Open	1,147.80	0.00		
AMERWEAR		AMERICAN WEAR UNIFORMS						
24-00008	12/21/23	Uniforms		Open	385.51	0.00		
24-00425	10/25/24	Munson Winter Uniform		Open	169.90	0.00		
		<b>Vendor Total:</b>			<b>555.41</b>			
DIMINO		Anthony Dimino						
24-00417	10/24/24	Reimbursements		Open	245.25	0.00		
ATT		AT&T MOBILITY						
24-00023	01/17/24	Pump Station Cellular		Open	387.96	0.00		
BORO001		BOROUGH OF TINTON FALLS						
24-00393	10/14/24	2024 Sewer Bill		Open	400.00	0.00		
CME00001		CME ASSOCIATES						
24-00423	10/25/24	Engineering		Open	106.50	0.00		
DESOUCEY		DANIEL DeSOUCEY						
24-00415	10/24/24	License Renewal/Phone Reimb		Open	151.65	0.00		
DELT001		DELTA DENTAL PLAN OF NJ						
24-00424	10/25/24	October Premium		Open	2,798.20	0.00		
DIVI001		DIVITA BALANCE SERVICE CO LLC						
24-00374	09/24/24			Open	810.00	0.00		
ELEC001		ELECTRONIC MEASUREMENT LABS						
24-00381	10/10/24	Gas Detector Calibration		Open	238.00	0.00		
EVOQUA		EVOQUA WATER TECHNOLOGIES						
24-00384	10/10/24	Bioxide		Open	7,896.72	0.00		
ASBURY01		Gannett NY-NJ LocaliQ						
24-00388	10/14/24	Bid Advertisements		Open	227.32	0.00		
GRAI001		GRAINGER WW INC						
24-00420	10/25/24	General Supplies		Open	684.35	0.00		

**Township of Ocean Sewerage Authority**  
**Bill List By Vendor Name**

Vendor # P.O. #	PO Date	Name Description	Status	Amount	Void Amount	Contract	PO Type
HOME001 24-00414	10/24/24	HOME DEPOT CREDIT SERVICES SUPPLIES	Open	385.87	0.00		
JEM 24-00401	10/21/24	JEM INDUSTRIAL SERVICES, INC. Shipping for gloves	Open	25.00	0.00		
JCPL001 24-00395	10/14/24	JERSEY CENTRAL POWER & LIGHT Electric	Open	44,684.30	0.00		
24-00396	10/14/24	Electric	Open	36,262.04	0.00		
		<b>Vendor Total:</b>		<b>80,946.34</b>			
JETVACEQ 24-00402	10/21/24	JET VAC EQUIPMENT, LLC Sewer Tools	Open	205.47	0.00		
LIVEVAUL 24-00032	01/29/24	KeepItSafe, Inc. - LiveVault Computer Backup	Open	21.82	0.00		
PRAX001 24-00400	10/18/24	LINDE, INC. Liquid Oxygen	Open	2,279.10	0.00		
LYONS 24-00383	10/10/24	LYONS ENVIRONMENTAL SERVICES Proficiency Testing	Open	493.45	0.00		
MIRA001 24-00392	10/14/24	MIRACLE CHEMICAL CO Sodium Hypochlorite	Open	8,475.00	0.00		
NALCO 24-00031	01/29/24	NALCO COMPANY Water Treatment	Open	542.76	0.00		
NJAM001 24-00394	10/14/24	NEW JERSEY AMERICAN WATER Water Service	Open	94.19	0.00		
NJNAT001 24-00398	10/18/24	NEW JERSEY NATURAL GAS CO Natural Gas	Open	310.88	0.00		
PATTERSO 24-00421	10/25/24	Nic Patterson Boot Reimbursement	Open	150.00	0.00		
NJWAT001 24-00378	10/09/24	NJ WATER ENVIRONMENT ASSOC NJWEA Training	Open	717.00	0.00		
24-00379	10/09/24	Robert Ruland Tech Transfer	Open	267.00	0.00		
		<b>Vendor Total:</b>		<b>984.00</b>			
ONECALL 24-00385	10/10/24	ONE CALL CONCEPTS, INC One Call Service September	Open	328.18	0.00		
PACE 24-00411	10/21/24	Pace Analytical Services Effluent Metals	Open	865.00	0.00		

**Township of Ocean Sewerage Authority**  
**Bill List By Vendor Name**

Vendor # P.O. #	PO Date	Name Description	Status	Amount	Void Amount	Contract	PO Type
PACE		Pace Analytical Services					<i>Account Continued</i>
PSS EIT00932	10/25/24	PAULUS, SOKOLOWSKI & SARTOR MCIA 2017 Wayside PS	Open	165.00	0.00		
PHOENIX 24-00389	10/14/24	PHOENIX ADVISORS Continuing Disclosure	Open	1,600.00	0.00		
PIL001 24-00407	10/21/24	PILOT ELECTRIC CO INC Whalepond Grinder repair	Open	2,000.00	0.00		
RAMPOWER 24-00399	10/18/24	RAW POWER GENERATOR SERVICES Generator Repair	Open	300.00	0.00		
24-00410	10/21/24	Q3 Generator Service	Open	2,808.75	0.00		
		<b>Vendor Total:</b>		<b>3,108.75</b>			
ROMAN 24-00419	10/24/24	RICHARD ROMAN Phone Allowance	Open	100.00	0.00		
RULAND 24-00418	10/24/24	ROBERT RULAND Phone Allowance	Open	100.00	0.00		
RUSS001 24-00380	10/10/24	RUSSELL REID Sludge Disposal	Open	69,674.28	0.00		
SEAB001 24-00025	01/17/24	SEABOARD WELDING SUPPLY INC Tank Rental	Open	57.75	0.00		
24-00406	10/21/24	Methane Cylinder	Open	235.00	0.00		
		<b>Vendor Total:</b>		<b>292.75</b>			
SEWERRAT 24-00387	10/14/24	SEWER RAT TRENCHLESS SOLUTIONS Sewer Main Repairs	Open	8,000.00	0.00		
SPECTROT 24-00022	01/17/24	SPECTROTEL Telephone	Open	386.90	0.00		
STAT004 24-00391	10/14/24	STATE OF NEW JERSEY Catastrophic Illness Fund	Open	33.00	0.00		
STAT002 24-00014	12/22/23	STATE OF NJ DEPT.OF TREAS.DIV. HEALTH INSURANCE PREMIUMS	Open	45,558.05	0.00		
STEWART 24-00405	10/21/24	STEWART INDUSTRIES Copier service	Open	45.00	0.00		
TDCARD01 24-00013	12/22/23	TD CARD SERVICES MONTHLY GOOGLE SUITES FEE	Open	14.40	0.00		
24-00035	01/30/24	Staples Office Supplies	Open	53.46	0.00		
		<b>Vendor Total:</b>		<b>67.86</b>			

Vendor # P.O. #	PO Date	Name Description	Status	Amount	Void Amount	Contract	PO Type
TDCARD01		TD CARD SERVICES					
							<i>Account Continued</i>
TELEDYNE 24-00297	07/30/24	TELEDYNE ISCO Lab Equipment	Open	2,845.00	0.00		
TOWN002 24-00403	10/21/24	TOWNE HARDWARE Chain Saw Repair	Open	79.98	0.00		
TOWN001 24-00412	10/24/24	TOWNSHIP OF OCEAN September Fuel	Open	1,171.39	0.00		
MUNSON 24-00409	10/21/24	Tyler Munson Expense Report	Open	125.60	0.00		
UGI001 24-00413	10/24/24	UGI Energy Services Natural Gas	Open	9.27	0.00		
USA BLUE 24-00422	10/25/24	USA BLUE BOOK Lab Supplies	Open	851.90	0.00		
VERIZON2 24-00007	12/21/23	VERIZON Telephone	Open	140.64	0.00		
D ESPOSI 24-00416	10/24/24	VINCENT D'ESPOSITO Annual Phone Reimbursement	Open	200.00	0.00		
WEF001 24-00408	10/21/24	WEF MEMBERSHIP RENEWALS WEF Renewal	Open	117.00	0.00		

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**Total Purchase Orders: 58 Total P.O. Line Items: 0 Total List Amount: 248,863.59 Total Void Amount: 0.00**

<b>Totals by Year-Fund</b>							
<b>Fund Description</b>	<b>Fund</b>	<b>Expend Rcvd</b>	<b>Expend Held</b>	<b>Expend Total</b>	<b>Revenue Total</b>	<b>G/L Total</b>	<b>Total</b>
<b>GENERAL FUND</b>	<b>4-01</b>	<b>248,698.59</b>	<b>0.00</b>	<b>248,698.59</b>	<b>0.00</b>	<b>0.00</b>	<b>48,698.59</b>
	<b>4-02</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>165.00</b>	<b>165.00</b>
<b>Total Of All Funds:</b>		<b>248,698.59</b>	<b>0.00</b>	<b>248,698.59</b>	<b>0.00</b>	<b>165.00</b>	<b>248,863.59</b>

<b>Totals by Fund</b>							
<b>Fund Description</b>	<b>Fund</b>	<b>Expend Rcvd</b>	<b>Expend Held</b>	<b>Expend Total</b>	<b>Revenue Total</b>	<b>G/L Total</b>	<b>Total</b>
<b>GENERAL FUND</b>	<b>01</b>	<b>248,698.59</b>	<b>0.00</b>	<b>248,698.59</b>	<b>0.00</b>	<b>0.00</b>	<b>48,698.59</b>
	<b>02</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>165.00</b>	<b>165.00</b>
<b>Total Of All Funds:</b>		<b>248,698.59</b>	<b>0.00</b>	<b>248,698.59</b>	<b>0.00</b>	<b>165.00</b>	<b>248,863.59</b>

**TWELFTH SUPPLEMENTAL SEWER REVENUE BOND RESOLUTION  
AUTHORIZING \$2,500,000 SEWER REVENUE BONDS, SERIES 2024, IN  
ONE OR MORE SERIES, OF THE TOWNSHIP OF OCEAN SEWERAGE  
AUTHORITY, AND DETERMINING VARIOUS MATTERS PERTAINING  
THERE TO**

**WHEREAS**, on June 14, 1985, The Township of Ocean Sewerage Authority (the “Authority”) adopted a resolution entitled “Sewer Revenue Bond Resolution” (as amended and supplemented from time to time, the “General Bond Resolution”); and

**WHEREAS**, the Authority in accordance with the provisions of the General Bond Resolution desires to authorize the issuance and delivery of not to exceed \$2,500,000 of Bonds, in one or more series, to be designated as “Sewer Revenue Bonds, Series 2024” (and if issued in more than one series, together with such additional designation as may be determined in the hereinafter-defined Certificate of the Executive Director) (the “Series 2024 Bonds”) to finance all or a portion of the costs of the acquisition, construction, renovation and/or installation of a capital project consisting of (i) upgrades to the Authority’s Wastewater Treatment Plant, including but not limited to grit building classifiers and piping, the distribution chamber, the screening building and security upgrades, and (ii) upgrades to the Authority’s Wastewater Collection System, including but not limited to upgrades to the Whalepond pump station, lateral replacement(s) and pipe lining, together with issuance expenses (collectively, the “Series 2024 Project”); and

**WHEREAS**, the Authority desires to participate in the Monmouth County Improvement Authority (the “MCIA”) Governmental Loan Program, to issue and sell its Series 2024 Bonds pursuant to this Twelfth Supplemental Resolution to the MCIA in an aggregate principal amount of not to exceed \$2,500,000; and

**WHEREAS**, on September 3, 2024, the Authority adopted a resolution entitled “Resolution of The Township of Ocean Sewerage Authority Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:5A-6 and Authorizing its Participation in the Governmental Loan Bond Financing Program of The Monmouth County Improvement Authority”, which authorized the MCIA to submit an application to the Local Finance Board (the “LFB”) on behalf of the MCIA and the Authority; and

**WHEREAS**, pursuant to P.L. 2017, c.71, said application contained, *inter alia*, the calculation and evaluation of possible cost savings through utilization of the New Jersey Infrastructure Bank financing program; and

**WHEREAS**, on October 9, 2024, the LFB held a hearing and issued positive findings in respect of (i) the issuance by the MCIA of its revenue bonds (the “MCIA Bonds”) and (ii) the issuance by the Authority of the Series 2024 Bonds, in each case in order to, *inter alia*, finance the cost of the Series 2024 Project; and

**WHEREAS**, the Authority will receive a proposal for the purchase of the Series 2024 Bonds from the MCIA, which proposal shall be based on the proposal(s) to be received by the MCIA for the purchase of the MCIA Bonds; and

**WHEREAS**, the Authority acknowledges that, in reliance on the terms and conditions contained in this Twelfth Supplemental Resolution, the MCIA intends to execute a contract of purchase with an underwriter pertaining to the sale of the MCIA Bonds, the proceeds of which shall be used by the MCIA, *inter alia*, to purchase the Series 2024 Bonds; and

**WHEREAS**, the terms of the purchase of the Series 2024 Bonds by the MCIA will be set forth in the hereinafter-defined Bond Purchase Agreement; and

**WHEREAS**, the Authority desires to provide terms and conditions with respect to the issuance and sale of the Series 2024 Bonds in addition to those which have been previously established under and pursuant to the General Bond Resolution;

**NOW THEREFORE, BE IT RESOLVED** BY THE TOWNSHIP OF OCEAN SEWERAGE AUTHORITY, AND THE MEMBERS THEREOF, AS FOLLOWS:

**ARTICLE I**  
**Definitions and Interpretation**

Section 101 Terms Defined in Resolution. Whenever used or referred to in this Twelfth Supplemental Resolution, all words or terms which are defined in Section 101 of the General Bond Resolution shall have the meanings given or ascribed to such words or terms, respectively, in said Section 101, except as to any words or terms which are defined in Section 102 hereof.

Section 102 Other Definitions. Unless a different meaning clearly appears from the context, in this Supplemental Resolution:

(a) Articles and Sections mentioned by numbers are the respective Articles and Sections of this Twelfth Supplemental Resolution so numbered;

(b) “Act” means the Sewerage Authorities Law of New Jersey, constituting Chapter 138 of the Pamphlet Law of 1946, of the State of New Jersey, and the acts amendatory thereof and supplemental thereto;

(c) “Bond Purchase Agreement” means the Bond Purchase Agreement, to be dated on or about the date of the pricing of the MCIA Bonds, between the MCIA and the Authority, authorized pursuant to Section 304(a) hereof;

(d) “Certificate of the Executive Director” means a Certificate of the Authority's Executive Director, which shall be executed subsequent to the adoption of this Twelfth Supplemental Indenture, approving the final terms of the Series 2024 Bonds upon pricing, as authorized to be executed in accordance with this Twelfth Supplemental Resolution.

(e) “Continuing Disclosure Agreement” means the Continuing Disclosure Agreement, if any, to be dated as of the date of closing of the Series 2024 Bonds, between the Authority and the trustee for the MCIA Bonds, authorized pursuant to Section 304(c) hereof.

(f) “General Bond Resolution” means the General Bond Resolution, as amended and supplemented to date;

(g) The terms “herein,” “hereunder,” “hereby,” “hereto,” “hereof,” and any similar terms, refer to this Twelfth Supplemental Resolution, the term “heretofore” means before the time of adoption of this Twelfth Supplemental Resolution; and the term “hereafter” means after the time of adoption of this Twelfth Supplemental Resolution;

(h) “Resolution” means, collectively, the General Bond Resolution and this Twelfth Supplemental Resolution;

(i) “Series 2024 Bonds” means any of the Bonds of the Authority authorized to be issued by and pursuant to this Twelfth Supplemental Resolution;

(j) “Township” means the Township of Ocean, in the County of Monmouth, New Jersey;

(k) “Trustee” means The Bank of New York Mellon, Woodland Park, New Jersey, as Trustee under the Resolution; and

(l) “Twelfth Supplemental Resolution” means this Twelfth Supplemental Bond Resolution.

Words importing persons include firms, associations and corporations and words importing the singular number include the plural number and-vice versa.

Section 103 Severability of Invalid Provisions. If any one or more of the covenants or agreements provided in this Twelfth Supplemental Resolution, on the part of the Authority or the Trustee to be performed should be contrary to law, then such covenant or covenants, agreement or agreements, shall be deemed separable from the remaining covenants and agreements and shall not affect the validity of the other provisions of this Twelfth Supplemental Resolution or of any Bond.

Section 104 Incorporation of General Bond Resolution. This Twelfth Supplemental Resolution supplements the General Bond Resolution. The General Bond Resolution is incorporated herein by reference thereto.

## **ARTICLE II.**

### **Statutory Determinations and Obligations of the Authority**

Section 201 Authority for Supplemental Resolution. This Twelfth Supplemental

Resolution is adopted by virtue of the Act and pursuant to its provisions, and the Authority has ascertained and hereby determines that each and every matter and thing as to which provision is made in this Twelfth Supplemental Resolution is necessary in order to carry out and effectuate the purposes of the Authority in accordance with the Act.

Section 202 Determinations by Authority Regarding the Series 2024 Project and the Purposes of Issuance of Series 2024 Bonds. The Authority hereby determines that the estimated cost of the Series 2024 Project is \$2,500,000, of which approximately \$1,900,000 is estimated for costs relating to the portion of the Series 2024 Project described in clause (i) of the definition thereof and approximately \$600,000 is estimated for costs relating to the portion of the Series 2024 Project described in clause (ii) of the definition thereof. Notwithstanding the foregoing, proceeds from the sale of the Series 2024 Bonds may exceed the above-referenced estimated cost of the Series 2024 Project in order to finance capitalized interest (if any), the Authority's issuance expenses and the Authority's share of the MCIA's expenses in connection with the MCIA Bonds (including, *inter alia*, issuance expenses, underwriter's discount and a fee in respect of the County guaranty). The Authority hereby determines to issue the Series 2024 Bonds as herein provided for the purpose of financing all or a portion of the cost of the 2024 Project.

Section 203 Resolution to Constitute Contract. In consideration of the purchase and acceptance of the Series 2024 Bonds by those who shall hold the same from time to time, the provisions of the General Bond Resolution shall be deemed to be and shall constitute contracts by and among the Authority, the Trustee and the holders from time to time of the Series 2024 Bonds; and the pledge made in the General Bond Resolution and the covenants and agreements herein set forth to, be performed on behalf of the Authority shall be for the equal benefit, protection and security of the holders of any and all of the Bonds, all of which, regardless of the time or times of their issue or maturity, shall be of equal rank without preference, priority or distinction of any of the Bonds over any other thereof except as expressly provided herein.

### **ARTICLE III**

#### **Authorization, Terms, Execution, Issuance and Determinations with Respect to the Series 2024 Bonds**

Section 301 Authorization of the Series 2024 Bonds. In accordance with the Act and subject to and pursuant to the provisions of the General Bond Resolution, revenue bonds of the Authority are hereby authorized to be issued in the aggregate principal amount of not to exceed \$2,500,000, and shall be distinguished from all other bonds of the Authority by the title "Sewer Revenue Bonds, Series 2024". The Series 2024 Bonds may be issued in one or more series, and if so issued may bear such additional designation as may be determined in the Certificate of the Executive Director.

Section 302 Form of the Series 2024 Bonds. The Series 2024 Bonds shall be issued in fully registered form, without coupons, payable to the MCIA. The Series 2024 Bonds shall be substantially in the form set forth in Exhibit A attached hereto, together with the Certificate of Authentication to be executed by the Trustee, with such omissions, insertions and variations as are properly required for the issuance of the Series 2024 Bonds and which are necessary to comply

with the provisions of this Twelfth Supplemental Resolution and the Bond Purchase Agreement with the MCIA. The Series 2024 Bonds shall bear interest as set forth at the pricing of the Series 2024 Bonds and as provided in the Bond Purchase Agreement and in the Certificate of the Executive Director, as authorized herein.

Section 303 Description of Series 2024 Bonds.

(a) Term. The Series 2024 Bonds shall be dated and shall bear interest from the date of closing, and shall mature, subject to prior redemption, on such date and in each of the years (not later than twenty-one (21) years following the date of closing) and in the respective principal amounts as set forth in the Bond Purchase Agreement and in the Certificate of the Executive Director.

(b) Interest Rates Per Annum and Interest Payment Dates. The Series 2024 Bonds shall bear interest at the respective interest rates per annum (not greater than six percent (6%) per annum) as shall be set forth in the Bond Purchase Agreement and in the Certificate of the Executive Director. Interest on the Series 2024 Bonds shall be payable on the dates authorized in the Certificate of the Executive Director in each year until the Authority's obligation with respect to the payment of the principal of such Series 2024 Bonds shall be discharged.

(c) Denomination and Place of Payment. The Series 2024 Bonds shall be issued in fully registered form, without coupons. The Series 2024 Bonds are issuable in the denomination of \$5,000 each, or any integral multiple thereof. The principal of and redemption premium, if any, on the Series 2024 Bonds shall be payable to the MCIA, or registered assigns, at maturity (or, with respect to prior redemption of the Series 2024 Bonds, on the applicable date fixed for redemption) upon presentation and surrender of the Series 2024 Bonds at the principal corporate trust office of the Paying Agent all as set forth in the Bond Purchase Agreement and the Certificate of the Executive Director. All other terms and conditions with respect to the payment of the principal of redemption premium, if any, and interest on the Series 2024 Bonds shall be as provided in the General Bond Resolution.

Section 304 Authorization of Documents.

(a) The terms and conditions of the sale of the Series 2024 Bonds to the MCIA shall be set forth in a Bond Purchase Agreement (the "Bond Purchase Agreement") to be dated on or about the date of pricing of the MCIA Bonds, between the MCIA and the Authority, in substantially the form attached hereto as Exhibit B, which by this reference is made a part hereof as if set forth in full herein, modified to reflect the final pricing terms and with such other changes as shall be approved by the Authority Officer (as hereinafter defined) executing same, such approval to be conclusively evidenced by such officer's execution thereof. The execution and delivery by the Chairman, Vice Chairman or the Executive Director of the Authority (each, an "Authorized Officer") of the Bond Purchase Agreement on behalf of the Authority is hereby authorized, and the Secretary or any Assistant Secretary is hereby authorized to attest to same and to affix the official seal of the Authority thereto. Such execution and delivery shall constitute the acceptance by the Authority of the MCIA's

offer to purchase the Series 2024 Bonds.

(b) The Authority hereby authorizes the use of certain information concerning the Series 2024 Bonds, the Authority and the Township in any Preliminary Official Statement and any final Official Statement of the MCIA, to be used in connection with the marketing and sale of the MCIA Bonds. Any Authorized Officer is hereby authorized to approve such information and to deem such information to be “final” for purposes of Rule 15c2-12 of the U.S. Securities and Exchange Commission.

(c) The execution and delivery by an Authorized Officer of a Continuing Disclosure Agreement, if any, in such form as shall be provided by the MCIA and approved by such officer, is hereby authorized, such approval to be conclusively evidenced by such officer’s execution thereof.

Section 305 Prepayment and Redemption of Series 2024 Bonds.

(a) The Series 2024 Bonds shall be subject to prior prepayment and/or redemption as set forth in the Certificate of the Executive Director.

(b) When the Series 2024 Bonds are to be redeemed as provided therein, the Trustee shall give notice of such redemption by mailing a copy of such notice, postage prepaid, as provided in Section 405 of the General Bond Resolution, and such mailing shall be a condition precedent to such redemption. Failure of any holder of any Series 2024 Bonds to receive such notice, or any defect therein shall not affect the validity of the proceedings for the redemption of the Series 2024 Bonds. The foregoing notice provisions shall not be required in the event of any prepayment in accordance with the provisions of the bond resolution adopted by the MCIA in connection with the issuance of the MCIA Bonds.

Section 306 Other Determinations as to Series 2024 Bonds. The Authority does hereby find and determine that (i) the Series 2024 Bonds constitute Additional Bonds referred to in the General Bond Resolution, and accordingly are and shall be and constitute Additional Bonds referred to in and authenticated and delivered pursuant to, the General Bond Resolution, and subject to and in accordance with their terms and the terms of this Supplemental Resolution, shall be on a parity with all Bonds (including all other Additional Bonds that may be issued) of the Authority issued pursuant to the General Bond Resolution, (ii) the purposes of issuance of the Series 2024 Bonds are purposes within the meaning and provisions of Section 204 of the General Bond Resolution, (iii) pursuant to Section 902 of the General Bond Resolution, The Bank of New York Mellon, Woodland Park, New Jersey, is hereby appointed as Paying Agent for the Series 2024 Bonds, and (iv) this Supplemental Resolution is and constitutes a Supplemental Resolution of the Authority authorizing the issuance of the Series 2024 Bonds under Section 1001(4) of the General Bond Resolution.

Section 307 Issuance of the Series 2024 Bonds and Application of Proceeds of Sale and Other Moneys.

(a) The Series 2024 Bonds authorized by Section 301 herein are hereby directed to be executed by or on behalf of the Authority and delivered to the Trustee for authentication of the Trustee, and thereupon the Series 2024 Bonds shall be authenticated by the Trustee, and upon fulfillment of the conditions set forth in the General Bond Resolution, delivered by the Trustee to the MCIA or upon its order. All of the proceeds of sale of the Series 2024 Bonds, including accrued interest (if any) received upon delivery hereof, shall, simultaneously with the issuance of the Series 2024 Bonds, be applied for the purposes of the 2024 Project, as shall be provided in an Order of the Authority executed by the Chairman, Vice Chairman or the Executive Director of the Authority.

(b) There is hereby established within the Construction Fund a separate account for the Series 2024 Project, to be known as the "Series 2024 Account", from which the costs of the Series 2024 Project (including payment of costs of issuance) shall be paid. If required by the MCIA, however, in lieu of causing such amounts to be paid to the Authority and deposited in the Series 2024 Account, all or a portion of the proceeds of sale of the Series 2024 Bonds in respect of the Series 2024 Project may be deposited with the trustee for the MCIA Bonds into an account for the benefit of the Authority and held therein pending disbursement toward the costs of the Series 2024 Project.

(c) Upon the authentication and delivery of the Series 2024 Bonds, the Authority shall immediately make a deposit of its legally available funds (not constituting proceeds of the Series 2024 Bonds) into the Debt Service Reserve Account in an amount sufficient to cause the aggregate balance therein to equal the Debt Service Reserve Requirement for all Bonds, taking into account the issuance of the Series 2024 Bonds.

Section 308 No Recourse on the Series 2024 Bonds. No recourse shall be had for the payment of the principal of or the interest on the Series 2024 Bonds or for any claim issued thereon or on this Twelfth Supplemental Resolution or the General Bond Resolution against any member or other officer of the Authority or any person executing the Series 2024 Bonds. The Series 2024 Bonds are not and shall not be in any way a debt or liability of the State of New Jersey or of any county or municipality thereof and do not and shall not create or constitute any indebtedness, liability or obligation of said State or of any county or municipality, either legal, moral or otherwise.

Section 309 Execution of Series 2024 Bonds. The Chairman or the Vice Chairman of the Authority is hereby authorized to execute by manual or facsimile signature the Series 2024 Bonds in the name and on behalf of the Authority, and the Secretary or Assistant Secretary shall cause the corporate seal of the Authority to be affixed thereto or reproduced thereon, and the Secretary is hereby authorized to attest to the corporate seal.

Section 310 Authentication and Delivery of Series 2024 Bonds. The Chairman or the Vice Chairman of the Authority is hereby authorized, after the execution of the Series 2024 Bonds, to cause the same to be authenticated and delivered in accordance with terms of the General Bond Resolution.

Section 311 Prior Actions. All actions which have been taken prior to the date hereof by the officers, employees, and agents of the Authority with respect to the sale of the Series 2024 Bonds are hereby approved, ratified, adopted and confirmed.

Section 312 Additional Acts. The Chairman, Vice Chairman, Executive Director and any other officer of the Authority, and the staff and consultants of the Authority are hereby authorized and directed to take all actions and execute any other agreement which may be necessary or convenient to effectuate the terms of the Resolution in connection with the issuance, sale and delivery of the Series 2024 Bonds, which includes the review and delivery of a preliminary official statement and official statement on behalf of the Authority, and the execution of the Bond Purchase Agreement, Continuing Disclosure Agreement, if any, and any other agreement to be executed in connection with the issuance of the Series 2024 Bonds.

Section 313 Payment of Costs of Issuance. The Chairman, Vice Chairman or Executive Director are authorized and directed to pay all of the costs associated with the sale and issuance of the Series 2024 Bonds.

#### **ARTICLE IV Miscellaneous**

Section 401 Covenant of Authority as to Compliance with Federal Tax Matters and Revenues.

(a) Upon the advice of Bond Counsel to the Authority, the Authority hereby covenants that it will take all actions within its control, including the payment of amounts to the United States Government representing the Authority's rebate obligations under the Internal Revenue Code of 1986, as amended (the "Code"), that are necessary to insure that interest on the Series 2024 Bonds is excluded from gross income for federal income tax purposes and the Authority will refrain from taking any action that would adversely affect the tax exemption on the Series 2024 Bonds.

(b) The Authority hereby covenants to charge such rates for its services so as to comply with Section 714 of the General Bond Resolution at all times.

Section 402 Official Intent.

(a) The Authority reasonably expects to reimburse its expenditure of costs of the Series 2024 Project paid prior to the issuance of the Series 2024 Bonds with proceeds of the Series 2024 Bonds.

(b) This resolution is intended to be and hereby is a declaration of the Authority's official intent to reimburse the expenditure of the costs of the New Money Project paid prior to the issuance of the Series 2024 Bonds with the proceeds of the Series 2024 Bonds in accordance with Treasury Regulations §150-2.

(c) As set forth in Section 301 hereof, the maximum principal amount of the Series 2024 Bonds to be used to reimburse the expenditure of the costs of the Series 2024 Project which are paid prior to the issuance of the Series 2024 Bonds, is \$2,500,000.

(d) The costs of the Series 2024 Project to be reimbursed with the proceeds of the Series 2024 Bonds will be “capital expenditures” in accordance with the meaning of Section 150 of the Code.

(e) No reimbursement allocation will employ an “abusive arbitrage device” under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Code. The proceeds of the Series 2024 Bonds used to reimburse the Authority for the costs of the Series 2024 Project, or funds corresponding to such amounts, will not be used in a manner that results in the creation of “replacement proceeds”, including “sinking funds”, “pledged funds” or funds subject to a “negative pledge” (as such terms are defined in Treasury Regulations §1.148-1), of the Series 2024 Bonds or another issue of debt obligations of the Authority, other than amounts deposited into a “bona fide debt service fund” (as defined in Treasury Regulations §1.148-1).

(f) All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than the Series 2024 Bonds is paid, or (ii) the date the Series 2024 Project is “placed in service” (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

Section 403 Filing and Publication. The Secretary of the Authority is hereby authorized, empowered and directed to file a copy of this Twelfth Supplemental Resolution with the Clerk of the Township and to cause to be published in the Asbury Park Press, a legally qualified public newspaper circulating in the district of said Authority, a notice in substantially the following form:

TOWNSHIP OF OCEAN SEWERAGE AUTHORITY  
NOTICE OF ADOPTION OF BOND RESOLUTION

PUBLIC NOTICE is hereby given that a resolution entitled: “Twelfth Supplemental Sewer Revenue Bond Resolution Authorizing \$2,500,000 Sewer Revenue Bonds, Series 2024 of the Township of Ocean Sewerage Authority, and Determining Various Matters Pertaining Thereto” (the “Resolution”) was adopted by the Township of Ocean Sewerage Authority (the “Authority”) on November 7, 2024. Copies of said Resolution have been filed and are available for public inspection in the office of the Clerk of the Township of Ocean, in the County of Monmouth, New Jersey, and in the office of the Authority, 224 Roosevelt Avenue, Oakhurst, New Jersey.

Any action or proceeding of any kind or nature in any court questioning the validity of the creation or establishment of the Authority, or the validity or proper authorization of bonds provided for by the Resolution, or the validity of any covenants, agreements or contracts provided for by the Resolution, shall be commenced within twenty (20) days after the first publication of this notice, which was first published this 9th day of November, 2024.



Section 403 Effective Date. Pursuant to and in accordance with the General Bond Resolution, this Twelfth Supplemental Resolution shall become effective immediately.

<b>RECORD OF COMMISSIONERS VOTE</b>				
<u>NAME</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Dennis Galvin, Chairman				
Charles Theodora, Vice Chairman				
David Miller, Secretary/Treasurer				
Brian Valentino, Commissioner				
Adam Johnson, Commissioner				

CERTIFIED TO BE A TRUE COPY OF A RESOLUTION DULY ADOPTED BY THE TOWNSHIP OF OCEAN SEWERAGE AUTHORITY AT ITS REGULAR MEETING ON NOVEMBER 7, 2024.

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David Miller, Secretary

**AUTHORIZING AWARD OF A CONTRACT TO EVOQUA WATER TECHNOLOGIES LLC FOR FURNISHING AND DELIVERY OF ACQUEOUS CALCIUM NITRATE AND TWICE-YEARLY SYSTEM MAINTENANCE**

**WHEREAS**, the Township of Ocean Sewerage Authority advertised for the receipt of bids for the furnishing and delivery of aqueous calcium nitrate and twice-yearly system maintenance on October 12, 2024 in the Asbury Park Press; and

**WHEREAS**, bids were received, opened and announced by the Authority at its offices on October 31, 2024; and

**WHEREAS**, in accordance with law, the Authority intends to award a contract to the lowest responsible bidder meeting the bids specifications for the term that is most advantageous to the Authority; and

**WHEREAS**, EVOQUA WATER TECHNOLOGIES LLC., submitted the apparent lowest bid in the amount of \$3.49 per gallon; and

**WHEREAS**, the Authority’s Executive Director has certified that funds are available for this contract from the Bioxide line item (01-61-601-401).

**NOW, THEREFORE, BE IT RESOLVED** that the Township of Ocean Sewerage Authority awards a two-year contract to EVOQUA WATER TECHNOLOGIES LLC. for the furnishing and delivery of aqueous calcium nitrate and twice-yearly system maintenance; and

**BE IT FURTHER RESOLVED** that the Chairman and Secretary are hereby authorized and directed to execute the contract for the award on behalf of the Authority.

	Motion	Second	Aye	Nay	Abstain	Absent
Galvin						
Johnson						
Miller						
Theodora						
Valentino						

I hereby certify the above to be a true copy of a Resolution duly adopted by the Township of Ocean Sewerage Authority at its Regular Meeting held on November 7, 2024.

\_\_\_\_\_  
David Miller, Secretary

**AUTHORIZING APPOINTMENT OF NICHOLAS PATTERSON AS AUTHORITY SAFETY OFFICER**

**WHEREAS**, the Township of Ocean Sewerage Authority recognizes the importance of the safety of its employees; and

**WHEREAS**, the resignation of the prior Safety Officer requires the designation of a new Safety Officer; and

**WHEREAS**, the position was posted for seven days in the break room; and

**WHEREAS**, Nicholas Patterson applied for the position; and

**WHEREAS**, Nicholas Patterson has received significant safety training in his career and has been recommended for the Safety Officer position.

**NOW, THEREFORE, BE IT RESOLVED** that the Township of Ocean Sewerage Authority appoints Nicholas Patterson as the Authority’s Safety Officer effective immediate at an annual stipend of \$2,000 for the first six months and increased by \$2,000 upon a satisfactory review at six months, payable with the bi-weekly employee compensation.

	Motion	Second	Aye	Nay	Abstain	Absent
Galvin						
Johnson						
Miller						
Theodora						
Valentino						

I hereby certify the above to be a true copy of a Resolution duly adopted by the Township of Ocean Sewerage Authority at its Meeting held on November 7, 2024.

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David Miller, Secretary