

LONG BRANCH SEWERAGE AUTHORITY
MINUTES OF THE REGULAR MEETING
MARCH 19, 2025

I. and II. Opening, Attendance at Meeting, and the Pledge of Allegiance

A Regular Meeting of the Long Branch Sewerage Authority was called to order at 3:00 p.m., prevailing time, on Wednesday, March 19, 2025, by the Executive Director, Thomas Roguski, both in person and electronically via telecommunication conference, attended by Mr. Riley, Mr. Booth, Mr. Brown, and Mr. Larco (joined the meeting at 3:07 p.m.). Mrs. Morris was absent.

In addition to the Members of the Authority hereinabove stated, there were present at said Regular Meeting the following professional attaches: Thomas Roguski, P.E., Executive Director; Authority Counsel; John McKelvey, P.E, of the firm Colliers Engineering and Design, Authority Engineer; Jason Capizzi, Esq. of the firm Law Office of Jason Capizzi, Authority Bond Counsel; and Nicole Woods, Secretary. Charles J. Fallon, CPA, RMA, of the firm Fallon & Company LLP, Authority Auditor, arrived at 3:04 p.m. John L. Bonello, Esq., of the firm Manna & Bonello, P.A., was absent.

III. Announcement Pursuant to New Jersey Open Public Meeting Act

Adequate Notice of this Regular Meeting and of all Regular Meetings for the Year 2025, has been provided by publication thereof in the *Link News* on February 24, 2025 as a "legal" advertisement, in the *Asbury Park Press* on February 26, 2025 as a "legal" advertisement, and in the *Coaster* on February 27, 2025 as a "legal" advertisement, and by forwarding duplicates thereof on February 20, 2025, to the Clerks of the City of Long Branch, Borough of West Long Branch, and Borough of Monmouth Beach for filing in their respective offices and for posting in a public place in each such Municipality.

IV. Public Participation

Mr. Lepore from 33 Ocean Terrace was present via telephonic communication.

Mr. Lepore reported that 192 Broadway was approved by the Planning Board at last night's meeting.

Mr. Lepore inquired why the Resolutions for the loans were split into two resolutions instead of only one.

Mr. Lepore inquired about the letter from Colliers Engineering & Design regarding the award of the contract for the Hoey Pump Station Improvements Project to Rapid Pump & Meter Service Company, LLC in the amount of \$1,738,000.00 and if any of the other bidders had prior experience with the Authority.

Mr. Roguski replied that the State and the I-Bank required two separate resolutions due to the fact that one project is eligible for principal forgiveness and the other is not. Therefore, two separate resolutions are necessary.

Mr. Roguski stated that to his knowledge, none of the other bidders for the Hoey Pump Station Improvement Project have done any work for the Authority in his time at the Authority.

Mr. Lepore had no further questions and thanked the Board.

On Motion by Mr. Booth, seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, two absent, no abstain; the Public Participation portion of the Meeting was closed.

V. Miscellaneous Suggestions for the Good of the Authority

Mr. Lepore from 33 Ocean Terrace was present via telephonic communication.

Mr. Lepore stated that due to the tariff increase on aluminum, the Authority may want to monitor the cost of the Aluminum Hydroxide for any transitional increases.

Mr. Lepore stated his concerns regarding the third party contract electrical supplier and the twenty (20%) percent increase issued by NJBPU to take effect in June. Mr. Lepore inquired if all the pump stations are covered by this agreement. Mr. Roguski replied that all the Sewerage Authority assets in the city are covered by this agreement and once the contract expires, the Authority will have to go out to bid for a new contract or return to utility supply. The Authority will be evaluating the best course of action as the electric contract expiration nears.

Let the record reflect that Mr. Larco joined the meeting at 3:07 p.m., and Mr. Fallon arrived at 3:04 p.m.

Mr. Lepore stated that with the potential repeal of the Green New Deal by President Trump, the Solar Tax Credit will be impacted. Mr. Lepore suggested that the Authority monitor the situation as they move forward with the Solar Feasibility Project.

Mr. Lepore had nothing further to discuss.

On Motion by Mr. Booth, seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, one absent, no abstain; the Miscellaneous Suggestions for the Good of the Authority portion of the Meeting was closed.

VI. As to the Minutes of the Regular Meeting of February 19, 2025

On Motion by Mr. Brown, seconded by Mr. Riley and passed by the affirmative vote of all members present, no nays, one absent, no abstain, the reading of the Minutes of the Regular Meeting of the Long Branch Sewerage Authority held on February 19, 2025, to be dispensed with and that such Minutes be, and they are hereby, approved as recorded and circulated.

VII. As to the Minutes of the Executive Session held on February 19, 2025, if any

None

VIII. Correspondence

The attached list of correspondence was reviewed by the Authority. Individual items were dealt with as follows:

Mr. Roguski reported that Correspondence Item No. 32 is a letter from Colliers Engineering and Design recommending the conditional close-out of the Willow Avenue Redevelopment Project.

The following resolution was presented:

RESOLUTION

Mr. Brown offered the following Resolution and moved its adoption; seconded by Mr. Riley

WHEREAS, the Long Branch Sewerage Authority (hereinafter the "Authority") desires to approve and closeout the application, release the performance bond and release remaining escrow funds for the Willow Avenue Redevelopment /Willow Avenue/ Block 179, Lot 47 / Block 189, Lots 4 & 11, and

WHEREAS, the Authority's Consulting Engineer, Colliers Engineering and Design, has recommended approval and closeout of said application, release of said performance bond and release of said remaining escrow funds as per and conditional upon items referenced in their letter, dated March 13, 2025, attached hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED by the Long Branch Sewerage Authority that the Authority hereby approves and closes out the application, releases said performance bond and releases said remaining escrow funds for the Willow Avenue Redevelopment /Willow Avenue/ Block 179, Lot 47 / Block 189,

Lots 4 & 11, as per the recommendation of the Authority's Consulting Engineer and conditional upon items referenced in the above referenced letter, and

BE IT FURTHER RESOLVED that the Authority Chairman and/or Executive Director are authorized to sign any documents necessary to effectuate this resolution.

ROLL CALL:

Mr. Riley	- AYE
Mr. Booth	- AYE
Mr. Brown	- AYE
Mr. Larco	- AYE
Mrs. Morris	- ABSENT

Date: March 19, 2025
R1.3-25
Exhibit A

Mr. Roguski stated that Correspondence Item No. 33 is a letter from Colliers Engineering and Design recommending the conditional award of the Hoey Pump Station Improvements contract to Rapid Pump and Meter Service Company, LLC in the amount of \$1,738,000.00. Mr. Roguski explained that this is the project the Authority is currently undertaking through the I-Bank and the NJDEP under application – 11, and the Authority had closed on short term financing a few months ago. Mr. Roguski further stated that all the bids were close and Rapid Pump was lower than the estimated project cost. Mr. McKelvey stated that Colliers has worked with Rapid Pump in the past, and they are a reputable and cooperative contractor. Mr. Roguski further stated that the resolution will be contingent upon the I-Bank and NJDEP approvals. Mr. Roguski noted that the Board will be considering Resolution No. 4, which is out of numerical order.

The following resolution was presented:

RESOLUTION

Mr. Brown offered the following Resolution and moved its adoption; seconded by Mr. Booth

WHEREAS, the Long Branch Sewerage Authority (the "Authority") has heretofore advertised for receipt of bids for the Hoey Pump Station Improvements Project, and

WHEREAS, in response thereto the Authority has received bids from the parties and bid amounts as specified on the Bid Tally List as prepared by and provided by the Authority Engineer, Colliers

Engineering & Design, in their letter dated March 18, 2025, both attached hereon and both made a part hereof, and

WHEREAS, the Authority Engineer, Colliers Engineering & Design, has recommended the award of this contract to the low bidder, Rapid Pump & Meter Service Company LLC, 285 Straight Street, Paterson, NJ 07509, in the amount of \$1,738,000.00, and

WHEREAS, in accordance with law, the Authority is required to award the contract for the Hoey Pump Station Improvements Project to the lowest responsible bidder, and

WHEREAS, the Authority Executive Director has certified that there are funds available for this purpose through the New Jersey Infrastructure Bank (hereinafter "NJIB") under Loan Number S340336-11, as per the certification attached hereto and made a part hereof, conditional upon the New Jersey Department of Environmental Protection's (hereinafter "NJDEP") and New Jersey Infrastructure Bank's (hereinafter "NJIB") approval and authorization to award the contract, and

WHEREAS, award of this contract to Rapid Pump & Meter Service Company LLC is conditional upon the New Jersey Department of Environmental Protection's (hereinafter "NJDEP") and New Jersey Infrastructure Bank's (hereinafter "NJIB") approval and authorization to award the contract.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Long Branch Sewerage Authority hereby awards its contract for the Hoey Pump Station Improvements Project to Rapid Pump & Meter Service Company LLC, in the amount of \$1,738,000.00, subject to Rapid Pump & Meter Service Company LLC complying with all of the requirements of the terms and conditions of the Bid Plans and Specifications prepared in connection with this contract and included in Notice to Bidders, and conditional upon the New Jersey Department of Environmental Protection's (hereinafter "NJDEP") and New Jersey Infrastructure Bank's (hereinafter "NJIB") approval and authorization to award the contract, and
2. The Authority is authorized to enter into a contract with Rapid Pump & Meter Service Company LLC for the purpose-expressed hereinabove, conditional upon the New Jersey Department of Environmental Protection's (hereinafter "NJDEP") and New Jersey Infrastructure Bank's (hereinafter "NJIB") approval and authorization to award the contract, and

3. The Authority Chairman and/or Executive Director are authorized to sign any documents necessary to effectuate this resolution.

ROLL CALL:

Mr. Riley - AYE
Mr. Booth - AYE
Mr. Brown - AYE
Mr. Larco - AYE
Mrs. Morris - ABSENT

Date: March 19, 2025

R4.3-25

Exhibits B, C, & D

Mr. Riley inquired regarding the experience and reputation of Rapid Pump. Mr. Roguski replied that based upon Colliers' prior positive experience with Rapid Pump and per State Statutes, the contract should be awarded to the lowest responsible bidder which is Rapid Pump.

Mr. Riley had no further questions.

Mr. Roguski had nothing further to report under correspondence.

LIST OF CORRESPONDENCE FOR REGULAR MEETING

LONG BRANCH SEWERAGE AUTHORITY

MARCH 19, 2025

- 1) Certified Notice of Hearing received 02/18/25 from Paul R. Edinger, Esq., re: 3 South Arlene Drive / Block 63 Lot 2 (**NOT LBSA**)
- 2) Letter dated 02/19/25 received 02/20/25 from Michael Assante, PE, re: Conditional Approval of 336 Branchport Ave / Block 357 Lots 2,3,4 & 5
- 3) Affidavit of Publication dated 02/14/25 received 02/20/25 from Asbury Park Press, re: Notice to Bidders "Hoey Pump Station Improvements"
- 4) Copy of a letter dated 02/21/25 received 02/21/25 from In Site Engineering to Colliers Engineering & Design, re: Branchport Crossing / 366 Branchport Ave/ Block 357 Lots 2, 3, 4 & 5
- 5) Affidavit of Publication dated 02/24/25 from The Link News, re: 2025 Meeting Dates and Professionals Appointments

- 6) Certified Notice of Hearing received 02/26/25 from Paul R. Edinger, Esq., re: 240 Seventh Ave./ Block 365 Lot 4, Applicant is seeking to secure a certificate of pre-existing non-conformity
- 7) Certified Letter dated 02/24/25 received 03/03/25 from State of New Jersey Department of Transportation, re: Route 36 Bridge over Troutman's Creek, Parcel: E89A, E89B and E89C
- 8) Certified Notice of Hearing dated 02/25/25 received 03/03/25 from Jennifer S. Krimko, Esq., re: 80 Park Ave / Block 18 Lot 15, re: Applicant seeks approval to construct a new rear covered patio, pool patio and enclosure around existing pool equipment
- 9) Affidavit of Publication dated 02/26/25 received 03/03/25 from Asbury Park Press, re: Professional Appointment of John L. Bonello, Esq. to serve as Authority Counsel
- 10) Affidavit of Publication dated 02/27/25 received 03/03/25 from The Coaster, re: Meeting Dates for 2025
- 11) Affidavit of Publication dated 02/27/25 received 03/03/25 from The Coaster, re: Professional Appointment of Charles J. Fallon to serve as Authority Auditor
- 12) Affidavit of Publication dated 02/27/25 received 03/03/25 from The Coaster, re: Professional Appointment of Jordan R. Volk to serve as Authority Engineer
- 13) Affidavit of Publication dated 02/27/25 received 03/03/25 from The Coaster, re: Professional Appointment of Scott Tompson to serve as Authority IT Consultant
- 14) Affidavit of Publication dated 02/27/25 received 03/03/25 from The Coaster, re: Professional Appointment of the Authority Special / Capital Projects Engineers
- 15) Affidavit of Publication dated 02/27/25 received 03/03/25 from The Coaster, re: Professional Appointment of John L. Bonello, Esq. to serve as Authority Counsel
- 16) Affidavit of Publication dated 02/27/25 received 03/03/25 from The Coaster, re: Professional Appointment of David L Isebel, Esq. to serve as Authority Environmental Counsel
- 17) Affidavit of Publication dated 02/27/25 received 03/03/25 from The Coaster, re: Professional Appointment of Jason P. Capizzi to serve as Authority Bond Counsel
- 18) Affidavit of Publication dated 02/27/25 received 03/03/25 from The Coaster, re: Professional Appointment of Gregory J. Cannon, Esq. to serve as Authority Labor Counsel
- 19) Affidavit of Publication dated 02/27/25 received 03/03/25 from The Coaster, re: Professional Appointment of Dominic S. Cinelli to serve as Authority Insurance Consultant

- 20) Certified Public Notice received 03/05/25 from Nicole B. Dory Esq., re: Block 289 Lot 9/ 192 Broadway/ Applicant proposes to rehabilitate and reconstruct the existing building to develop a four-story mixed-use building
- 21) Affidavit of Publication dated 02/26/25 received 03/06/25 from Asbury Park Press, re: Professional Appointment of David L. Isabel, Esq. to serve as Authority Environmental Counsel
- 22) Affidavit of Publication dated 02/26/25 received 03/06/25 from Asbury Park Press, re: Professional Appointment of Jason P. Capizzi to serve as Authority Bond Counsel
- 23) Affidavit of Publication dated 02/26/25 received 03/06/25 from Asbury Park Press, re: Professional Appointment of Dominic S. Cinelli to serve as Authority Insurance Consultant
- 24) Affidavit of Publication dated 02/26/25 received 03/06/25 from Asbury Park Press, re: Professional Appointment of Gregory J. Cannon, Esq. to serve as Authority Labor Counsel
- 25) Affidavit of Publication dated 02/26/25 received 03/06/25 from Asbury Park Press, re: Professional Appointment of Charles J. Fallon to serve as Authority Auditor
- 26) Affidavit of Publication dated 02/26/25 received 03/06/25 from Asbury Park Press, re: Professional Appointment of Jordan R. Volk to serve as Authority Engineer
- 27) Affidavit of Publication dated 02/26/25 received 03/06/25 from Asbury Park Press, re: Professional Appointment of Scott Thompson to serve as IT Consultant
- 28) Affidavit of Publication dated 02/26/25 received 03/06/25 from Asbury Park Press, re: Professional Appointment of Authority Special / Capital Projects Engineers
- 29) Affidavit of Publication dated 02/26/25 received 03/06/25 from Asbury Park Press, re: Meeting Dates for the year 2025
- 30) Letter dated 03/12/25 received 03/12/25 from Colliers Engineering and Design, re: Engineers Status Report for March 2025 Meeting
- 31) Letter dated 03/03/25 received 03/03/25 from Easter civil Engineering, LLC, re: Seventh Avenue Mixed Use Development / Block 267 Lot 51.01
- ACTION** 32) Letter dated 03/13/25 received 03/14/25 from Colliers Engineering and Design, re: Willow Avenue Redevelopment / Block 179 Lot 47 / Block 189 Lots 4 & 11, Project Closeout Recommendation
- ACTION** 33) Letter dated 03/18/25 received 03/18/25 from Colliers Engineering and Design, re: Recommendation of Award the Hoey Pump Station Improvements contract to Rapid Pump & Meter Service Company LLC in the amount of \$1,738,000.00

On Motion by Mr. Booth seconded by Mr. Brown and passed by the affirmative vote of all members present, no nays, one absent, no abstain, the attached List of Correspondence was ordered, received, and filed.

IX. Report of Executive Director for the March 19, 2025 Authority Meeting

Mr. Roguski reported that the Authority treated an average daily flow of 2.18 MGD over the last month, and the Authority met all limits of the discharge permit.

Mr. Roguski stated that the Authority is proceeding with permanent financing for the -08 and -09 projects and introduced Mr. Jason Capizzi, Authority Bond Counsel.

Mr. Capizzi reported that each of these resolutions authorizes the various loan agreements relating to the permanent financing of Project -08 in the amount not to exceed \$1,700,000.00 for the 2018 WWTP Project and Project -09 in the amount not to exceed \$5,237,000.00 for the 2018 Collection Systems Improvements. Mr. Capizzi further stated that Project -09 is receiving approximately \$2,000,000.00 of principal forgiveness. Mr. Capizzi stated that this is another step moving toward permanent financing and that the loans should be closing by the end of May.

The following resolutions were presented:

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF LOAN AGREEMENTS TO BE EXECUTED BY THE LONG BRANCH SEWERAGE AUTHORITY AND EACH OF THE NEW JERSEY INFRASTRUCTURE BANK AND THE STATE OF NEW JERSEY, ACTING BY AND THROUGH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, AND FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE SFY 2025 NEW JERSEY WATER BANK FINANCING PROGRAM

WHEREAS, The Long Branch Sewerage Authority (the "Authority") is a public body, duly formed under the Sewerage Authorities Law, constituting Chapter 138 of the Laws of New Jersey of 1946, as amended (Chapter 14A of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein;

WHEREAS, the Authority, has determined that there exists a need within the service area of the Authority to acquire, construct, renovate or install the Project (the "Project") as defined in each of that certain Loan Agreement (the "I-Bank Loan Agreement") to be entered into by and between the Authority and the New Jersey Infrastructure Bank (the "I-Bank") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the I-Bank Loan Agreement, the "Loan Agreements") to be entered into by and between the Authority and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the SFY 2025 New Jersey Water Bank Financing Program (the "Program");

WHEREAS, the Authority has determined to finance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the I-Bank (the "I-Bank Loan") and the State (the "Fund Loan", and together with the I-Bank Loan, the "Loans") pursuant to the I-Bank Loan Agreement and the Fund Loan Agreement, respectively;

WHEREAS, to evidence the Loans, each of the I-Bank and the State require the Authority to authorize, execute and deliver the Authority's I-Bank Bond, Series 2025, to the I-Bank (the "I-Bank Loan Bond") and the Authority's State Bond, Series 2025, to the State (the "Fund Loan Bond", and together with the I-Bank Loan Bond, the "Local Unit Bonds") in an aggregate principal amount not to exceed \$1,700,000 pursuant to the terms of applicable law and the Loan Agreements; and

WHEREAS, the I-Bank and the State have expressed their desire to close in escrow the making of the Loans, the issuance of the Authority Bonds and the execution and delivery of the Loan Agreements, all pursuant to the terms of an Escrow Agreement (the "Escrow Agreement") to be entered into by and among the I-Bank, the State, the Authority, the escrow agent named therein and the trustee for the holders of the Authority Bonds named therein.

NOW THEREFORE, BE IT RESOLVED BY THE AUTHORITY AS FOLLOWS:

Section 1. The I-Bank Loan Agreement, the Fund Loan Agreement and the Escrow Agreement (collectively, the "Financing Documents") are hereby authorized to be executed and delivered on behalf of the Authority by either the Chairman or the Vice Chairman in substantially the forms set forth in Appendices A, B and C hereto, respectively, with such changes as the Chairman or the Vice Chairman (each an "Authorized Officer"), in their respective sole discretion, after consultation with counsel and any advisors to the Authority (collectively, the

"Authority Consultants") and after further consultation with the I-Bank, the State and their representatives, agents, counsel and advisors (collectively, the "Program Consultants", and together with the Authority Consultants, the "Consultants"), shall determine, such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Secretary of the Authority is hereby authorized to attest to the execution of the Financing Documents by an Authorized Officer of the Authority as determined hereunder and to affix the corporate seal of the Authority to such Financing Documents.

Section 2. The Authorized Officers of the Authority are hereby further severally authorized to (i) execute and deliver, and the Secretary of the Authority is hereby further authorized to attest to such execution and to affix the corporate seal of the Authority to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Secretary of the Authority, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 3. This resolution shall take effect immediately.

Section 4. Upon the adoption hereof, the Secretary of the Authority shall forward certified copies of this resolution to Jason P. Capizzi, Esq., JP Capizzi LLC, bond counsel to the Authority, and Richard T. Nolan, Esq., McCarter & English, LLP, Bond Counsel to the I-Bank.

Recorded Vote:

AYES: Mr. Riley, Mr. Booth, Mr. Brown & Mr. Larco

NAYES:

ABSENT: Mrs. Morris

ABSTAIN:

Date: March 19, 2025
R2.3-25

The foregoing is a true copy of a resolution adopted by the governing body of The Long Branch Sewerage Authority on March 19, 2025.

David G. Brown
Secretary

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF LOAN AGREEMENTS TO BE EXECUTED BY THE LONG BRANCH SEWERAGE AUTHORITY AND EACH OF THE NEW JERSEY INFRASTRUCTURE BANK AND THE STATE OF NEW JERSEY, ACTING BY AND THROUGH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, AND FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE SFY 2025 NEW JERSEY WATER BANK FINANCING PROGRAM

WHEREAS, The Long Branch Sewerage Authority (the "Authority") is a public body, duly formed under the Sewerage Authorities Law, constituting Chapter 138 of the Laws of New Jersey of 1946, as amended (Chapter 14A of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein;

WHEREAS, the Authority, has determined that there exists a need within the service area of the Authority to acquire, construct, renovate or install the Project (the "Project") as defined in each of that certain Loan Agreement (the "I-Bank Loan Agreement") to be entered into by and between the Authority and the New Jersey Infrastructure Bank (the "I-Bank") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the I-Bank Loan Agreement, the "Loan Agreements") to be entered into by and between the Authority and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the SFY 2025 New Jersey Water Bank Financing Program (the "Program");

WHEREAS, the Authority has determined to finance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the I-Bank (the "I-Bank Loan") and the State (the "Fund Loan", and together with the I-Bank Loan, the "Loans") pursuant to the I-Bank Loan Agreement and the Fund Loan Agreement, respectively;

WHEREAS, to evidence the Loans, each of the I-Bank and the State require the Authority to authorize, execute and deliver the Authority's I-Bank Bond, Series 2025, to the I-Bank (the "I-Bank Loan Bond") and the Authority's State Bond, Series 2025, to the State (the "Fund Loan Bond", and together with the I-Bank Loan Bond, the "Local Unit Bonds") in an aggregate principal amount not to exceed \$5,237,000 pursuant to the terms of applicable law and the Loan Agreements; and

WHEREAS, the I-Bank and the State have expressed their desire to close in escrow the making of the Loans, the issuance of the Authority Bonds and the execution and delivery of the Loan Agreements, all pursuant to the terms of an Escrow Agreement (the "Escrow Agreement") to be entered into by and among the I-Bank, the State, the Authority, the escrow agent named therein and the trustee for the holders of the Authority Bonds named therein.

NOW THEREFORE, BE IT RESOLVED BY THE AUTHORITY AS FOLLOWS:

Section 1. The I-Bank Loan Agreement, the Fund Loan Agreement and the Escrow Agreement (collectively, the "Financing Documents") are hereby authorized to be executed and delivered on behalf of the Authority by either the Chairman or the Vice Chairman in substantially the forms set forth in Appendices A, B and C hereto, respectively, with such changes as the Chairman or the Vice Chairman (each an "Authorized Officer"), in their respective sole discretion, after consultation with counsel and any advisors to the Authority (collectively, the "Authority Consultants") and after further consultation with the I-Bank, the State and their representatives, agents, counsel and advisors (collectively, the

"Program Consultants", and together with the Authority Consultants, the "Consultants"), shall determine, such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Secretary of the Authority is hereby authorized to attest to the execution of the Financing Documents by an Authorized Officer of the Authority as determined hereunder and to affix the corporate seal of the Authority to such Financing Documents.

Section 2. The Authorized Officers of the Authority are hereby further severally authorized to (i) execute and deliver, and the Secretary of the Authority is hereby further authorized to attest to such execution and to affix the corporate seal of the Authority to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Secretary of the Authority, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 3. This resolution shall take effect immediately.

Section 4. Upon the adoption hereof, the Secretary of the Authority shall forward certified copies of this resolution to Jason P. Capizzi, Esq., JP Capizzi LLC, bond counsel to the Authority, and Richard T. Nolan, Esq., McCarter & English, LLP, Bond Counsel to the I-Bank.

Recorded Vote:

AYES: Mr. Riley, Mr. Booth, Mr. Brown & Mr. Larco

NAYES:

ABSENT: Mrs. Morris

ABSTAIN:

Date: March 19, 2025
R3.3-25

The foregoing is a true copy of a resolution adopted by the governing body of The Long Branch Sewerage Authority on March 19, 2025.

David G. Brown
Secretary

Mr. Roguski had nothing further to report.

On Motion by Mr. Booth, seconded by Mr. Brown and passed by the affirmative vote of all members present, no nays, one absent, no abstain, the report of the Executive Director, as prepared and submitted, is hereby approved, and ordered received and filed and made part of the Minutes of this Meeting.

X. Report by Authority Counsel of the Activities of that Office and of Actions taken since February 19, 2025

Mr. Bonello was absent and there was no report.

On Motion by Mr. Booth, seconded by Mr. Riley, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, all actions taken, and dispositions made by the Authority Counsel of and regarding each and all of the foregoing items be, and they are in all respects approved, confirmed, and ratified.

XI. Report by Authority Auditor of the Activities of that Office and of Actions taken since February 19, 2025

Mr. Fallon had nothing to report.

On Motion by Mr. Brown, seconded by Mr. Booth, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, all actions taken, and dispositions made by Authority Auditor of and regarding each and all of the foregoing items be, and they are in all respects, approved, confirmed and ratified.

XII. Report by Authority Consulting Engineer of the Activities of that Office and of Actions taken Since February 19, 2025

Mr. McKelvey stated the items on his report, the close out of the -08 and -09 projects, and the award of the Hoey Pump Station Improvements Project contract, have been discussed earlier in this meeting.

Mr. McKelvey reported that over the past month, there has been various reviews and construction observation activity on several of the development projects.

Mr. Roguski inquired regarding the Hoey Pump Station Improvements Project award to Rapid Pump and if Colliers Engineering will be working with the State for authorization as soon as possible. Mr. McKelvey replied affirmatively and stated that there is a package that will be submitted to NJDEP for review and approval.

Ms. McKelvey had nothing further to report.

On Motion by Mr. Brown, seconded by Mr. Booth, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, all actions taken, and dispositions made by Authority Consulting Engineer of and with regard to each and all of the foregoing items be, and they are in all respects, approved, confirmed and ratified.

XIII. Transfers, if any.

The transfers are as listed.

The following Resolution was moved by Mr. Booth, seconded by Mr. Brown, and passed by the affirmative vote all members present, no nays, one absent, no abstain approving the Authority Transfers for the month of February 2025 as listed.

RESOLUTION

BE IT RESOLVED BY THE LONG BRANCH SEWERAGE AUTHORITY IN SESSION AT A REGULAR MEETING THEREOF ON THIS 19th DAY OF MARCH 2025 PURSUANT TO NOTICE AT WHICH AT LEAST A QUORUM IS PRESENT that the Authority hereby approves the Transfers made for the month of February 2025 as submitted by the Executive Director and orders said report received and filed

XIV. As to Bills submitted for payment by Long Branch Sewerage Authority for the March 19, 2025 Authority Meeting

The following Resolution was moved by Mr. Riley, seconded by Mr. Booth, and passed by the affirmative vote of all members present, no nays, one absent, no abstain.

RESOLUTION

BE IT RESOLVED BY THE LONG BRANCH SEWERAGE AUTHORITY IN SESSION AT A REGULAR MEETING THEREOF ON THIS 19th DAY OF MARCH 2025 PURSUANT TO NOTICE AT WHICH AT LEAST A QUORUM IS PRESENT, the List of Bills for the month of February 2025 are found regular and payment of each and all, thereof is authorized to be paid out of the Revolving Fund, General Fund, Revenue Fund or Collection Account as indicated on the said List of Bills attached to the Executive Director's Report.

XV. Report, if any, by Investment Committee.

None

XVI. Old Business

Mr. Brown commented on what Mr. Lepore alluded to regarding the twenty (20%) percent increase from JCP&L, and how even with solar panels on his home, he has experienced an increase from \$3.00 to \$200.00 per month on his electric bill.

XVII. New Business

Mr. Roguski stated that the Hoey Pump Station Improvements Project will be under State Fiscal Year 2025, and the Authority is looking toward preparing another project for State Fiscal Year 2026 which may also be eligible for principal forgiveness up to \$2,000,000.00.

XVIII Adjournment at 3:30 p.m.

There being no further business, on Motion by Mr. Riley seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, the meeting was adjourned at 3:30 p.m.

Respectfully submitted,

David G. Brown, Secretary

Thomas Roguski, Executive Director

XV. Report, if any, by Investment Committee.

None

XVI. Old Business

Mr. Brown commented on what Mr. Lepore alluded to regarding the twenty (20%) percent increase from JCP&L, and how even with solar panels on his home, he has experienced an increase from \$3.00 to \$200.00 per month on his electric bill.

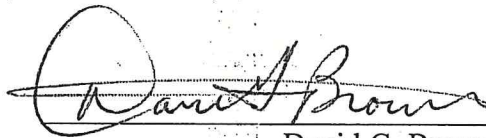
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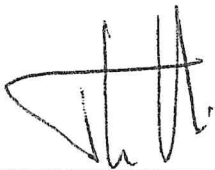
XVIII Adjournment at 3:30 p.m.

There being no further business, on Motion by Mr. Riley seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, the meeting was adjourned at 3:30 p.m.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "David G. Brown", written over a horizontal line.

David G. Brown, Secretary

A stylized handwritten signature in dark ink, appearing to read "Thomas Roguski", written over a horizontal line.

Thomas Roguski, Executive Director