

1
RESOLUTION

WHEREAS, by previous resolution, the Authority awarded a contract to Skyline Environmental, Inc. to develop and administer various safety programs mandated by the State and PEOSHA; and

WHEREAS, it is the intention and desire of the Board to amend its (2025) contract with Skyline Environmental, Inc. in an amount not to exceed \$11,550.00 for the aforementioned services; and

WHEREAS, a contract for professional services may be let without the requirement for bidding as set forth in the New Jersey Public Contracts Law; and

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that the contract with Skyline Environmental, Inc., 740 Highway 34, Suite E, Old Bridge Township, Matawan, New Jersey 07747, be and is hereby amended in the amount of \$11,550.00, and any work performed in accordance with this resolution is hereby ratified and approved; and

BE IT FURTHER RESOLVED, that the Clerk be and is hereby authorized and directed to publish a notice of this contract amendment, pursuant to the Local Public Contract Law; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to:

1. Skyline Environmental, Inc.
2. Frank Pestana, Executive Director
3. Patricia Bartoli, Chief Financial Officer
4. John A. Napolitano, Esq.

DATED: November 12, 2025
ATTEST:



Maria I. Hernandez, Clerk

Municipal Utilities Authority	Yes	NO	Not Voting
DeSantis	☒	☐	☐
Plazza	☒	☐	☐
Henriquez	☒	☐	☐
Lombardi	☒	☐	☐
Goscinski	☒	☐	☐

CERTIFICATION OF FUNDS
ACCOUNT No. 01-10-2025-303
Purchase Order No.
Contractor Account# 5910
Date 11/12/25 \$1550
BY: 
CHIEF FINANCIAL OFFICER
PATRICIA BARTOLI

2

RESOLUTION

BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that Patricia Bartoli be, and is hereby appointed a Public Agency Compliance Officer (PACO) to the North Bergen Municipal Utilities Authority; and

BE IT FURTHER RESOLVED, that the Clerk to the MUA be and is hereby authorized and directed to furnish a certified copy of this resolution to the following:

- 1. State of New Jersey Division of Contract Compliance
- 2. Patricia Bartoli, Chief Financial Officer
- 3. Frank Pestana, Executive Officer
- 4. John A. Napolitano, Esq.
- 5. Township Clerk

Municipal Utilities Authority		
	Yes	Not Voting
DeSantis	☒	☐
Piazza	☒	☐
Henriquez	☒	☐
Lombardi	☒	☐
Goschinski	☒	☐

DATE: November 12, 2025
ATTEST:



Maria I. Hernandez, Clerk

(3)

RESOLUTION

WHEREAS, the North Bergen Municipal Utilities Authority (NBMUA), along with certain other municipal and county sewerage utility authorities, have formed a consortium known as the New Jersey Harbor Dischargers Group (NJHDG) to address certain issues arising from various studies performed by the New York/New Jersey Estuary Program; and

WHEREAS, the NJHDG wishes to effectively address these issues and avoid the application of inappropriate effluent limitations for New Jersey dischargers by the EPA and New Jersey DEP; and

WHEREAS, in an effort to achieve this goal, each member authority of the NJHDG, including the NBMUA, has passed a resolution authorizing its Executive Director to enter into a joint agreement with other member authorities to contract, on behalf of the NBMUA, and as a member of the NJHDG for the performance of certain professional services as a technical advisor of the NJHDG; and

WHEREAS, the Great Lakes Environmental Center (Great Lakes), with a principal office at 739 Hastings Street, Traverse City, Michigan, has certain expertise as a technical advisor in this area and the NBMUA, along with other members of the NJHDG, have contracted with Great Lakes to perform certain services as a technical advisor for the period of October 1, 2025 to September 30, 2026; and

WHEREAS, this proposal work does constitute professional services as defined by the New Jersey Local Public Contracts Law and, therefore, is not subject to bidding requirements; and

WHEREAS, the NBMUA's pro rata share, as a member of the NJHDG, for the cost of retaining Great Lakes to perform the services is \$4,659.67 and

WHEREAS, it is the intention and desire of the Board, as a member of the NJGDG, to retain the services of Great Lakes for purposes of performing this service; and

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that the Board, as a member of the New Jersey Harbor Dischargers Group, agrees to retain the company of Great Lakes Environmental Center, located at 739 Hastings Street, Traverse City, Michigan, to perform certain professional services in accordance with its proposal at a fixed pro rata cost to the NBMUA of \$4,659.67; and

BE IT FURTHER RESOLVED, that the Clerk be and hereby is authorized and directed to publish a notice of this contract pursuant to the Local Public Contracts Law; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to:

1. Great Lakes Environmental Center
2. Passaic Valley Sewerage Commission
3. Frank Pestana, Executive Director
4. Patricia Bartoli, Chief Financial Officer
5. John A. Napolitano, Esq.

Municipal Utilities Authority		NO	Not Voting
DeSantis	☒ Yes	☐	☐
Piazza	☒ Yes	☐	☐
Henriquez	☒ Yes	☐	☐
Lombardi	☒ Yes	☐	☐
Goscinski	☒ Yes	☐	☐

DATE: November 12, 2025
ATTEST:



Maria I. Hernandez, Clerk

CERTIFICATION OF FELLOWSHIP

ACCOUNT NO. 017802302-5320

Purchase Order No. _____

Contractor Amount \$ 1112.75

Date 11/15/12

BY: _____

CHIEF FINANCIAL OFFICER

PATRICIA BARTON *P. Barton*

(4)

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 4 TO THE
CONTRACT WITH MONTANA CONSTRUCTION, INC. FOR
THE CSO STORAGE TANK PROJECT**

WHEREAS, the North Bergen Municipal Utilities Authority (“Authority”) previously awarded a contract to Montana Construction, Inc. (“Contractor”) for the Combined Sewer Overflow (CSO) Storage Tank Project; and

WHEREAS, during the course of the project, the Contractor encountered on-site soil contamination conditions that were unanticipated and outside the Contractor’s control, which caused delays in performance; and

WHEREAS, the Contractor has submitted a request for an extension of time for a contract milestone and for the overall project completion date, totaling one hundred seventy-three (173) calendar days, to account for the above-stated delays; and

WHEREAS, the Authority’s Engineer has reviewed the Contractor’s request and recommends approval of Change Order No. 4; and

WHEREAS, Change Order No. 4 is for extensions of time only and does not require any increase in the total contract price; and

WHEREAS, pursuant to N.J.A.C. 5:30-11.5, a change order may be authorized by resolution of the governing body when it is determined to be necessary for the proper completion of the project and when the change does not exceed the limitations established by applicable law; and

WHEREAS, the Authority finds that it is in the best interest of the project and the public to approve the requested extensions of time.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the North Bergen Municipal Utilities Authority, County of Hudson, State of New Jersey, as follows:

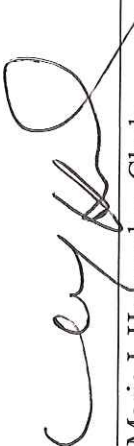
1. The Authority hereby authorizes Change Order No. 4 to the contract with Montana Construction, Inc. for the CSO Storage Tank Project, providing an extension of the contract milestone for the CSO Tank Construction from August 20, 2025 to February 9, 2026 and further providing for a 173-calendar day extension of the project completion date to May 13, 2026, as set forth in the Engineer’s recommendation.
2. This change order does not result in any change to the total contract price.
3. The Authority’s Executive Director, Authority Attorney or any other official, officer or employee of the Authority be and they are hereby authorized to execute any and all documents and to take any and all actions necessary to complete and realize the intent and purpose of this Resolution.

4. A copy of this Resolution shall be sent to:

- 1. Montana Construction, Inc.
- 2. Boswell Engineering
- 3. Frank Pestana, Executive Director
- 4. Pat Bartoli, CFO
- 5. John A. Napolitano, Esq., Authority Attorney

DATED: November 12, 2025

ATTEST:



Maria I. Hernandez, Clerk

Municipal Utilities Authority	Municipal Utilities Authority		Not Voting
	Yes	NO	
DeSantis	☒	☐	☐
Plazza	☒	☐	☐
Henriquez	☒	☐	☐
Lombardi	☒	☐	☐
Goscinski	☒	☐	☐

5

RESOLUTION

WHEREAS, by previous resolution, the Authority awarded a contract for the construction of a combined sewer overflow (CSO) tank and associated improvements to Montana Construction Corp. Inc. in the amount of \$46,496,842.00; and

WHEREAS, there is a change in the contract price due to several modifications; and

WHEREAS, after negotiation with the Authority's Engineer, Boswell Engineering and Montana Construction (the contractor) it was determined that these changes are the result of site construction issues, pipe works at Tonnelle Avenue, designer requirements, and responses to RFI's which have led to additional work and/or costs, either through design revisions or through scope additions not originally included in contract. Resulting in the proposed Change Order No. 5 for a total amount of \$1,749,857.03; and

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that by this resolution, Boswell Engineering is hereby directed to authorize a written Change Order, which will be Change Order No. 5 for the sum of \$1,749,857.03.00 and the contract is hereby amended to reflect same, which brings the total contract cost including previous Change Orders numbers 1-4 and this current Change Order No.5 to \$55,270,016.03; and

BE IT FURTHER RESOLVED, the Executive Director is authorized and directed to execute the necessary Change Order documents; and

BE IT FURTHER RESOLVED, that any work performed in accordance with this resolution is hereby ratified and approved; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to:

1. Montana Construction Corp., Inc.
2. Boswell Engineering
3. North Bergen Building Department
4. Frank Pestana
5. Patricia Bartoli
6. John A. Napolitano, Esq.

DATED: November 12, 2025
ATTEST:



Maria I. Hernandez, Clerk

Municipal Utilities Authority	Yes	NO	Not Voting
DeSantis	☒	☐	☐
Plazza	☒	☐	☐
Henriquez	☒	☐	☐
Lombardi	☒	☐	☐
Gosclnski	☒	☐	☐

CERTIFICATE OF FINDS
ACCOUNT No. 06572
Purchase Order No. _____
Contracted Amount \$ 111,013.17
Date 11/12/25
BY: _____
CHIEF FINANCIAL OFFICER
PATRICIA BARTOLI

6

RESOLUTION

WHEREAS, per the 2013 Sewer Revenue Refunding Bonds,, it is necessary to perform wire transfers from Valley National Bank Sewer Revenue account to U.S. Bank Debt Service and Operating account; and

WHEREAS, the Chief Financial Officer, Patricia Bartoli is authorized and directed to execute the required wire transfers; and

RESOLVED, by the Members of the North Bergen Municipal Utilities Authority in the County of Hudson, State of New Jersey, that the wire transfer in the amount of \$1,646,205.00 is hereby approved for payment; and

BE IT FURTHER RESOLVED, that the Acting Clerk to the MUA be and she is hereby authorized and directed to send a certified copy of this resolution to the following:

1. Frank Pestana, Executive Director
2. Patricia Bartoli, Chief Financial Officer
3. John Napolitano, Esq.

Municipal Utilities Authority	Yes		NO		Not Voting	
	☒	☒	☐	☐	☐	☐
DeSantis	☒	☒	☐	☐	☐	☐
Plazza	☒	☒	☐	☐	☐	☐
Henriquez	☒	☒	☐	☐	☐	☐
Lombardi	☒	☒	☐	☐	☐	☐
Goschinski	☒	☒	☐	☐	☐	☐

DATED: November 12, 2025

ATTEST:



Maria I. Hernandez, Clerk

CERTIFICATE OF FUNDING
ACCOUNT No. 01-00-000-1014
Purchase Order No. _____
Contracted Amount \$ 1,646,205.00
Date 11/12/25
BY: _____
CHIEF FINANCIAL OFFICER
PATRICIA BARTOLI 

7

RESOLUTION

WHEREAS, the Authority's budget was required to be submitted to the Department of Community Affairs by November 1, 2024; and

WHEREAS, it will be submitted on November 12, 2025 because the Authority was waiting for actual figures so that it may properly and more accurately project its 2026 budget; and

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that this resolution for late submission of the budget is hereby adopted; and

BE IT FURTHER RESOLVED, that copies of this resolution shall be sent to the Department of Community Affairs in accordance with its requirements; and

BE IT FURTHER RESOLVED, that certified copies of this resolution shall also be sent to:

1. Department of Community Affairs
2. Frank Pestana, Executive Director
3. Patricia Bartoli, Chief Financial Officer
4. John A. Napolitano, Esq.

Municipal Utilities Authority	Yes	NO	Not Voting
DeSantis	☒	☐	☐
Piazza	☒	☐	☐
Henriquez	☒	☐	☐
Lombardi	☒	☐	☐
Gosinski	☒	☐	☐

DATE: November 12, 2025
ATTEST:


Maria I. Hernandez, Clerk

North Bergen Municipal Utilities Authority

FISCAL YEAR: January 01, 2026 to December 31, 2026

WHEREAS, the Annual Budget for North Bergen Municipal Utilities Authority for the fiscal year beginning January 01, 2026 and ending December 31, 2026 has been presented before the governing body of the North Bergen Municipal Utilities Authority at its open public meeting of November 12, 2025; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$29,980,375.00, Total Appropriations including any Accumulated Deficit, if any, of \$32,133,681.00, and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$2,153,306.00; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$73,300,000.00 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$0.00; and

WHEREAS, the schedule of rents, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the North Bergen Municipal Utilities Authority, at an open public meeting held on November 12, 2025 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the North Bergen Municipal Utilities Authority for the fiscal year beginning January 01, 2026 and ending December 31, 2026, is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the North Bergen Municipal Utilities Authority will consider the Annual Budget and Capital Budget/Program for Adoption on December 10, 2025.

Secretary's Signature)

11-12-2025
(Date)

(Date)

Governing Body Recorded Vote

[illegible]

29

RESOLUTION

RESOLVED, by the Members of the North Bergen Municipal Utilities Authority in the County of Hudson, State of New Jersey, that the following claims in the amount of \$2,039,501.38 they are hereby approved for payment if and when funds are available.

SEE ATTACHED LIST

BE IT FURTHER RESOLVED, that the Acting Clerk to the M.U.A. be and she is hereby authorized and directed to send a certified copy of this resolution to the following:

1. Frank Pestana, Executive Director
2. Patricia Bartoli, Chief Financial Officer
3. John Napolitano, Esq.

Municipal Utilities Authority			
	Yes	NO	Not Voting
DeSantis	☒	☐	☐
Piazza	☒	☐	☐
Henriquez	☒	☐	☐
Lombardi	☒	☐	☐
Goschinski	☒	☐	☐

DATED: November 12, 2025

ATTEST:



Maria I. Hernandez, Clerk