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RESOLUTION AMENDING CONTRACT FOR ENGINEERING SERVICES FOR THE PLANNING, DESIGN AND CONSTRUCTION MANAGEMENT OF A COMBINED SEWER OVERFLOW STORAGE TANK, THE CLOSURE OF CSO NB014 AND GREEN INFRASTRUCTURE INSTALLATIONS THROUGHOUT THE TOWNSHIP

WHEREAS, the North Bergen Municipal Utilities Authority (the “Authority”) has the need for the construction of a combined sewer overflow (“CSO”) storage tank (the “Project”) Closure of CSO NB014 and Green Infrastructure Installations; and

WHEREAS, the Authority previously distributed requests for proposals for engineering services for the design and construction management of the Project; and

WHEREAS, the proposal submitted by Boswell Engineering was deemed the responsible proposal submitted to the Authority; and

WHEREAS, on May 8, 2024, the Authority awarded a contract to Boswell Engineering; and

WHEREAS, on March 31, 2026, Boswell Engineering submitted a proposal for an amendment to the above referenced contract for the following:

- Design of the gas generator to replace the existing generator. During the design of the CSO Tank, it was determined that the existing generator had reached the end of its useful life. Design includes the preparation of an engineer’s report outlining the comparison between gas and diesel generators, electrical design of the new generator and structural design for the foundation to meet all new State regulations. This work also entails coordination with PSEG and the Township for the new gas service for the generator;
- Coordination with the NJIB and addressing all their comments; and
- Any coordination with MUA and Township

WHEREAS, the Authority seeks to amend its contract with Boswell Engineering to provide for this additional work as referenced above; and

WHEREAS, in accordance with N.J.S.A. 5:30-5.4(a)(3), the Authority certifies the availability of funds; and

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that:

1. The aforesaid recitals are incorporated herein as though fully set forth at length.

2. The proposal of Boswell Engineering, 330 Phillips Avenue, South Hackensack, NJ 07606 dated March 31, 2026 is accepted and the Authority's contract with Boswell Engineering is hereby amended to provide for additional work in accordance with the proposal.

3. The work shall be performed on a time and materials basis with an estimated fee of \$210,000.00

4. 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.

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

- a) Boswell Engineering
- b) Frank Pestana, Executive Director
- c) Patricia Bartoli, Chief Financial Officer
- d) John A. Napolitano, Esq.

DATED: April 8, 2026

ATTEST:



Maria I. Hernandez, Clerk

Municipal Utilities Authority		Yes	NO	Not Voting
DeSantis		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Henriquez		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Goschinski		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DeSantis
Piazza
Henriquez
Lombardi
Goschinski

DeSantis
Piazza
Henriquez
Lombardi
Goschinski

CERTIFICATION OF FUNDS
ACCOUNT No. 11-018
Contracted Amount \$ 210,000
Date 4/8/26
BY: P. Bartoli
CHIEF FINANCIAL OFFICER
PATRICIA BARTOLI

2

RESOLUTION

WHEREAS, the Authority has a need for Laboratory Testing Services; and

WHEREAS, the quote of Eurofins Drinking Water NE, for laboratory testing services for an estimated cost of \$13,115.00 per year for a two-year period from April 1, 2026 to March 31, 2028 was deemed the lowest responsible quote; and

WHEREAS, it is the intention of this Board to award a contract to Eurofins Drinking Water NE in the amount as quoted; and

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that the quote of Eurofins Drinking Water NE, 795 Horsham Road, Horsham, PA 19044 for laboratory testing services in the estimated sum of \$13,115.00 per year for a two-year period be deemed the lowest responsible price, and that by this Resolution shall serve as a notice to proceed upon the submission of required insurance certificates and a unit price contract to be executed between the parties; and

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

1. Eurofins Drinking Water NE
2. Frank Pestana, Executive Director
3. Patricia Bartoli, Chief Financial Officer
4. John A. Napolitano, Esq.

Municipal Utilities Authority		Yes	NO	Not Voting
DeSantis		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Henriquez		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gosclnski		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Municip

DeSant

Piazza

Henric

Lombard

Gosclnski

DATED: April 8, 2026

ATTEST:



 Maria I. Hernandez, CLERK

Municip

DeSant

Piazza

Henric

Lombard

Gosclnski

CERTIFICATION OF FUNDS
 ACCOUNT No. 11-2031203-5704
 Contracted Amount \$ 13,115.00
 Date 4/8/26
 BY: P. Bartoli
 CHIEF FINANCIAL OFFICER
 PATRICIA BARTOLI

3

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 the soil must be excavated and disposed of off-site as contaminated material, and that disposal at an appropriate NJDEP-permitted facility is required. It was also determined that the quantities listed in the contract for Items 74 and 75 are insufficient to cover the volume of regulated material discovered on the site. Therefore, the most appropriate solution is to issue a change order to cover these additional costs incurred. Resulting in the proposed Change Order No.6 for a total amount of \$1,225,000.00; 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.6 for the sum of \$1,225,000.00 and the contract is hereby amended to reflect same, which brings the total contract cost including previous Change Orders numbers 1-5 and this current Change Order No.6 to \$56,495,016.03; and

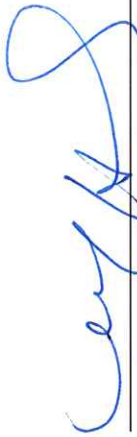
BE IT FURTHER RESOLVED, the Executive Director is authorized and directed to execute the necessary Change Order documents; and

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: April 8, 2026
ATTEST:



Maria I. Hernandez, Clerk

Municipal Utilities Authority

	Yes	NO	Not Voting
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Goscinski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION OF FUNDS
ACCOUNT No. 022-03
Contracted Amount \$ 1,235,000
Date 4/8/26
BY: Patricia Bartoli
CHIEF FINANCIAL OFFICER
PATRICIA BARTOLI

4

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 the installation of a new 12-inch sanitary sewer line, along with three sewer manholes, is necessary to collect the existing Lateral drainage and avoid conflicts with the proposed 48-inch main drainage line at 85th Street. It was also agreed that the quantities and unit prices listed above are acceptable. Therefore, the appropriate course of action is to issue a change order to cover these additional costs incurred. Resulting in the proposed Change Order No.7 for a total amount of \$153,360.00; 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.7 for the sum of \$153,360.00 and the contract is hereby amended to reflect same, which brings the total contract cost including previous Change Orders numbers 1-6 and this current Change Order No.7 to \$56,648,376.03; 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: April 8, 2026
ATTEST:



Maria I. Hernandez, Clerk

Municipal Utilities Authority	Yes	NO	Not Voting
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Goscinski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION OF FUNDS
ACCOUNT No. 117-500
Contracted Amount \$ 153,360
Date 4/8/26
BY: P. Bartoli
CHIEF FINANCIAL OFFICER
PATRICIA BARTOLI

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 both modifications requested and recommended by Boswell's structural engineer are necessary to proceed. It was also agreed that the quantities and associated costs resulting from these modifications are acceptable. Therefore, the appropriate course of action is to issue a change order to cover these additional costs incurred. Resulting in the proposed Change Order No.8 for a total amount of \$395,764.00; 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.8 for the sum of \$395,764.00 and the contract is hereby amended to reflect same, which brings the total contract cost including previous Change Orders numbers 1-7 and this current Change Order No.8 to \$57,044,140.03; 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: April 8, 2026

ATTEST:



Maria I. Hernandez, Clerk

Municipal Utilities Authority	Yes	NO	Not Voting
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Goscinski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION OF FUNDS
ACCOUNT No. 07-000
Contracted Amount \$ 395,764
Date 4/8/26
BY: 
CHIEF FINANCIAL OFFICER
PATRICIA BARTOLI

6

RESOLUTION

WHEREAS, by previous resolution the North Bergen Municipal Utilities Authority (the "Authority") retained the professional services of the engineering firm of Paulus, Sokolowski & Sartor, LLC ("PS&S") to perform an Upgrade to the Woodcliff Wastewater Treatment Facility; and

WHEREAS, it is necessary for PS&S to perform additional engineering work, as stated in its correspondence dated April 8, 2026; and

WHEREAS, the Authority desires to increase the PS&S contract in the amount of \$229,801.00; and

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

WHEREAS, in accordance with N.J.A.C. 5:30-5.4(a)(3), the Authority certifies the availability of funds to cover the maximum dollar value of the contract as set forth in this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that the contract with Paulus, Sokolowski & Sartor, LLC, 1450 State Route 34, Wall, NJ 07753, be and is hereby amended in the amount of \$229,801.00, pursuant to the correspondence from PS&S dated April 8, 2026, which is attached hereto and incorporated herein, and any work performed in accordance with this Resolution is hereby ratified and approved.

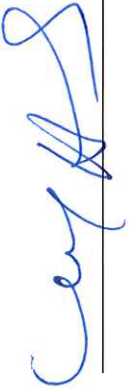
BE IT FURTHER RESOLVED, that the Clerk be and is hereby authorized and directed to publish a notice of this contract amendment, pursuant to the New Jersey Local Public Contracts Law.

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

1. Paulus, Sokolowski & Sartor, LLC
2. Frank Pestana, Executive Director
3. Patricia Bartoli, Chief Financial Officer
4. John A. Napolitano, Esq.

DATED: April 8, 2026

ATTEST:



Maria I. Hernandez, Clerk

Municipal Utilities Authority

	Yes	NO	Not Voting
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Goscinski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION OF FUNDS

ACCOUNT No. 08-209-001

Contracted Amount \$ 48,126

Date: 4/8/26

BY: 

CHIEF FINANCIAL OFFICER
PATRICIA BARTOL

7

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	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gasinski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED: April 8, 2026

ATTEST:


 Maria I. Hernandez, Clerk

CERTIFICATION OF FUNDS 1401
 ACCOUNT NO. 01-00-000-1401
 Contracted Amount \$ 1,646,205
 Date 4/8/26
 BY: Patricia Bartoli
 CHIEF FINANCIAL OFFICER
 PATRICIA BARTOLI

8

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 \$4,476,390.57 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	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Goscinski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

M. U. A.
 Clerk
 Piazza
 Henr
 Lomb
 Gosci

DATED: April 8, 2026

ATTEST:


 Maria I. Hernandez, Clerk

M. U. A.
 Clerk
 Piazza
 Henr
 Lomb
 Gosci