

NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION

PUBLIC COMMISSION MEETING

WEDNESDAY, JANUARY 25, 2017

The monthly Public Meeting of the Commission was called to order by Chairman Charles P. Shotmeyer on Wednesday, January 25, 2017 at 9:17 a.m., One F.A. Orechio Drive, Wanaque, New Jersey.

Chairman Charles P. Shotmeyer, Vice Chairman Carmen A. Orechio and Commissioners Alan S. Ashkinaze, Jerome P. Amedeo, Donald C. Kuser, Howard L. Burrell and Robert C. Garofalo were recorded present. Also present were Todd R. Caliguire, Executive Director; Joseph E. Stoin, Jr., Chief Operating Officer; William Schaffner, Chief Financial Officer, John Wyciskala, Esq., Commission Counsel from the law firm of Inglesino, Webster, Wyciskala & Taylor, LLC and Lisa LeBoeuf, Assistant Counsel of the Governor's Authorities Unit.

Chairman Shotmeyer asked everyone to stand and recite the Pledge of Allegiance.

Pursuant to the requirements of N.J.S.A. 10:4-6, et seq., Commission Secretary Kim Diamond acknowledged compliance with the statute in the affidavit attached to and made a part of these minutes. Commission Secretary Kim Diamond advised that the provisions of the Open Public Meetings Act have been complied with as to the posting of notice in a public place reserved for such announcement and transmittal to the mass media for publication.

At this time, nominations were opened for the election of a Chairman and Vice Chairman for the period from January 2017 to December 2017.

Vice Chairman Orechio offered a motion to appoint Charles P. Shotmeyer to the position of Chairman for the period from January 2017 to December 2017; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Chairman Shotmeyer then offered a motion to appoint Carmen A. Orechio to the position of Vice Chairman for the period from January 2017 to December 2017; seconded by Commissioner Kuser and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF
THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION
APPOINTING A CHAIRMAN AND VICE CHAIRMAN
FOR THE YEAR 2017**

WHEREAS, the North Jersey District Water Supply Commission (the "Commission") is organized and exists pursuant to the provisions of N.J.S.A. 58:5-1 et seq; and

WHEREAS, pursuant to N.J.S.A. 58:5-6, the Commission is authorized to appoint one of its members as Chairman and to appoint such other officers as it may deem necessary to carry out its purposes.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that Charles P. Shotmeyer is hereby appointed as Chairman of the Commission, and Carmen A. Orechio is hereby appointed as Vice Chairman of the Commission; and

BE IT FURTHER RESOLVED that each of the above officers shall hold his office for the year 2017 or until his successor shall have been duly appointed in accordance with the Commission's authorizing legislation.

Commissioner Burrell offered a motion to adopt the resolution appointing a Chairman and Vice Chairman for the year 2017; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Commission Secretary Kim Diamond read the following resolution:

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the public body is of the opinion that such circumstances recently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the North Jersey District Water Supply Commission of the State of New Jersey as follows:

1. *The public shall be excluded from discussions of the hereinafter-specified subject matters; the general natures of the subject matters to be discussed are Personnel, Pending Litigation and Contracts;*
2. *It is anticipated at this time that the above stated subject matters will be ratified during the Public Meeting to follow or as soon thereafter as the reason for discussing the matters in the Executive Conference no longer exists.*
3. *This Resolution shall take effect immediately.*

Vice Chairman Orechio offered a motion to adopt the resolution regarding Section 8, Chapter 231, P.L. 1975 of the Open Public Meetings Act; seconded by Commissioner Burrell and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative. The Public Meeting was recessed at 9:23 a.m.

Chairman Shotmeyer reconvened the Public Meeting at 11:07 a.m.

PUBLIC COMMISSION BUSINESS

ACTION REQUIRED:

Vice Chairman Orechio offered a motion to approve the Public Commission Meeting Minutes of December 14, 2016; seconded by Commissioner Garofalo and approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative. Commissioner Amedeo abstained.

Vice Chairman Orechio offered a motion to approve the Public Work Session Minutes of December 14, 2016; seconded by Commissioner Garofalo and approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative. Commissioner Amedeo abstained.

Vice Chairman Orechio offered a motion to approve the Purchase Requisitions over \$5000 Report for January 2017 in the amount of \$84,590.00 seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Commission Invoices:

a. Invoice #1060-13 from Stone Hill Construction for Contract #1060 – Wanaque South Pump Station Upgrades in the amount of \$138,288.05

Michael Dox, Plant Electrical Engineer and Edwin Reyes, Project Engineer approved invoice 3(a) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$138,288.05 to Stone Hill Construction; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

b. Invoice #1060-14 from Stone Hill Construction for Contract #1060 – Wanaque South Pump Station Upgrades in the amount of \$92,295.50

Michael Dox, Plant Electrical Engineer and Edwin Reyes, Project Engineer approved invoice 3(b) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$92,295.50 to Stone Hill Construction; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

c. Invoice #55451 from DLB Associates Consulting Engineers PCNJ for Contract #1045 – Electrical Infrastructure Study in the amount of \$11,856.00

Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(c) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$11,856.00 to DLB Associates Consulting Engineers PCNJ; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

d. Invoice #IV00243831 from Hatch Mott MacDonald for Contract #1085 – WSPS Construction Administration in the amount of \$5,748.24

Michael Dox, Plant Electrical Engineer and Edwin Reyes, Project Engineer approved invoice 3(d) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$5,748.24 to Hatch Mott MacDonald; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

e. Invoice #20180 from Landscape Materials, Inc. for Contract #1089A – Removal of Residuals in the amount of \$20,608.00

David Kirkham, Director of Residuals Treatment Operations and Douglas Delorie, Manager approved invoice 3(e) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$20,608.00 to Landscape Materials, Inc.; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

f. Invoice #20181 from Landscape Materials, Inc. for Contract #1089A – Removal of Residuals in the amount of \$20,608.00

David Kirkham, Director of Residuals Treatment Operations and Douglas Delorie, Manager approved invoice 3(f) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$20,608.00 to Landscape Materials, Inc.; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

g. Invoice #20182 from Landscape Materials, Inc. for Contract #1089A – Removal of Residuals in the amount of \$2,620.00

David Kirkham, Director of Residuals Treatment Operations and Douglas Delorie, Manager approved invoice 3(g) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$2,620.00 to Landscape Materials, Inc.; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

h. Invoice #203025 from Premier Utility Services for Contract #1013 – Underground Locating in the amount of \$2,933.30

Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(h) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$2,933.30 to Premiere Utility Services; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

i. Invoice #207707 from Premier Utility Services for Contract #1013 – Underground Locating in the amount of \$2,745.20

Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(i) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$2,745.20 to Premiere Utility Services; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

j. Invoice #87940-9021 from JBL Electric, Inc. for Contract #1092 – Electrical Contracting Services in the amount of \$215,005.50

Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(j) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$215,005.50 to JBL Electric, Inc.; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

k. Invoice #30203 from Princeton Hydro LLC. for Contract #1097 – Reservoir & Watershed Management Consulting in the amount of \$2,405.00

Lewis Schneider, Director of Treatment, Laboratory & Compliance – Licensed Operator Water Treatment/Residuals and Maureen Kneser, Laboratory Manager approve invoice 3(k) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$2,405.00 to Princeton Hydro LLC.; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

l. Invoice #20106 from Public Strategies Impact LLC for Community/Media Relations Consulting in the amount of \$4,250.00

Todd Caliguire, Executive Director approved invoice 3(l) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$4,250.00 to Public Strategies Impact LLC.; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

m. Invoice #P0895401 from Foley, Incorporated for Purchase of Custom Control House Generator in the amount of \$452,681.35

Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(m) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$452,681.35 to Foley, Incorporated; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

n. Gluck Walrath, LLP – Bond Counsel for Bond Anticipation Notes for EIT Projects in the amount of \$16,569.95

William Schaffner, Chief Financial Officer approved invoice 3(n) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$16,569.95 to Gluck Walrath, LLP; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

o. Invoice #PTUS-PIN-0000715 from Wachs Water Services for Contract #1093 – Valve Exercising Services in the amount of \$64,687.50

Maria Alliegro, Director of Engineering and Les Malytskyy, Engineering Project Manager approved invoice 3(o) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$64,687.50 to Wachs Water Services; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

p. Invoice #WBXB2200-003-PN-07 Task #004 from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$7,926.50

Maria Alliegro, Director of Engineering and Chris Clamser, Project Engineer approved invoice 3(p) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$7,926.50 to Jacobs Engineering Group, Inc.; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

q. Invoice #WBXB2200-003-PN-07 Task #999 (combined) from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$10,260.00

Maria Alliegro, Director of Engineering and Michael Dox, Plant Electrical Engineer approved invoice 3(q) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$10,260.00 to Jacobs Engineering Group, Inc.; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

r. Invoice #WBXB2200-003-PN-07 Task #015 from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$520.00

Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(r) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$520.00 to Jacobs Engineering Group, Inc.; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

- s. **Invoice #WBXB2200-003-PN-07 Task #007 from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$820.00**

Maria Alliegro, Director of Engineering and Ed Newman, Construction Manager approved invoice 3(s) for payment.

Vice Chairman Orechio offered a motion to approve payment in the amount of \$820.00 to Jacobs Engineering Group, Inc.; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Authorizing Banking Institutions for Calendar Year 2017

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE
NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION
AUTHORIZING BANKING INSTITUTIONS FOR CALENDAR YEAR 2017**

WHEREAS, the North Jersey District Water Supply Commission (“Commission”) is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, the Commission maintains both depository and operating accounts with certain banking institutions; and

WHEREAS, the Commission desires to authorize the use of certain banking institutions for calendar year 2017.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that the Commission hereby authorizes and approves of the use of the banking institutions identified in Exhibit A for depository account purposes for calendar year 2017; and

BE IT FURTHER RESOLVED, that the Commission hereby authorizes and approves of the use of the banking institutions identified in Exhibit B for operating account purposes for calendar year 2017; and

BE IT FURTHER RESOLVED, the Executive Director is hereby empowered to determine which banking institutions from the attached lists are used for depository account and operating account purposes; and

BE IT FURTHER RESOLVED, no further action of the Board shall be necessary to authorize the use of such accounts.

Commissioner Garofalo offered a motion to adopt the resolution authorizing banking institutions for calendar year 2017; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Approving the Reallocation of a Portion of the \$10,715,000 Aggregate Principal Amount of Wanaque North Project Revenue Bonds, Series 2015A

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT
WATER SUPPLY COMMISSION APPROVING THE
REALLOCATION OF A PORTION OF THE \$10,715,000 AGGREGATE
PRINCIPAL AMOUNT OF WANAQUE NORTH PROJECT REVENUE BONDS, SERIES 2015A**

WHEREAS, the North Jersey District Water Supply Commission (“Commission”) is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, on August 25, 2015, the Commission issued \$10,715,000 aggregate principal amount of Wanaque North Project Revenue Bonds, Series 2015A (the “2015 North Bonds”) to finance the costs of various projects related to its Wanaque North Project; and

WHEREAS, the Commission has recently examined the proceeds of the 2015 North Bonds in order to address immediate funding concerns, and determined that there are capital projects with excess funds, and capital projects which are currently underfunded; and

WHEREAS, the Commission has determined that it is necessary to reallocate funds from the 2015 North Bonds in order to address the immediate funding concerns; and

WHEREAS, the Commission’s staff has prepared a 2015 North Bonds Reallocation List which would transfer the balances from capital projects with excess funds to capital projects that are currently underfunded, and the Commission desires to approve said Reallocation List.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that the 2015 North Bonds Reallocation List prepared by and on behalf of the Commission, a copy of which is attached hereto as Exhibit A, is hereby approved; and

BE IT FURTHER RESOLVED, that the Executive Director is authorized to implement the transfer of funds as indicated on the 2015 North Bonds Reallocation List; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be maintained in the Office of the Executive Director and made available for public inspection.

Vice Chairman Orechio offered a motion to adopt the resolution approving the reallocation of a portion of the \$10,715,000 aggregate principal amount of Wanaque North Project Revenue Bonds, Series 2015A; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Approving the Reallocation of a Portion of the \$4,155,000 Aggregate Principal Amount of Wanaque South Project Revenue Bonds, Series 2015A (Tax-Exempt) and \$1,605,000 Aggregate Principal Amount of Wanaque South Project Revenue Bonds, Series 2015B (Taxable)

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT
WATER SUPPLY COMMISSION APPROVING THE REALLOCATION OF A PORTION OF
THE \$4,155,000 AGGREGATE PRINCIPAL AMOUNT OF
WANAQUE SOUTH PROJECT REVENUE BONDS, SERIES 2015A (TAX-EXEMPT) AND
\$1,605,000 AGGREGATE PRINCIPAL AMOUNT OF WANAQUE SOUTH PROJECT
REVENUE BONDS, SERIES 2015B (TAXABLE)**

WHEREAS, the North Jersey District Water Supply Commission (“Commission”) is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, on August 25, 2015, the Commission issued \$4,155,000 aggregate principal amount of Wanaque South Project Revenue Bonds, Series 2015A (Tax-Exempt) and \$1,605,000 aggregate principal amount of Wanaque South Project Revenue Bonds, Series 2015B (Taxable) (collectively, the “2015 South Bonds”) to finance the costs of various projects related to its Wanaque South Project; and

WHEREAS, the Commission has recently examined the proceeds of the 2015 South Bonds in order to address immediate funding concerns, and determined that there are capital projects with excess funds, and capital projects which are currently underfunded; and

WHEREAS, the Commission has determined that it is necessary to reallocate funds from the 2015 South Bonds in order to address the immediate funding concerns; and

WHEREAS, the Commission's staff has prepared a 2015 South Bonds Reallocation List which would transfer the balances from capital projects with excess funds to capital projects that are currently underfunded, and the Commission desires to approve said Reallocation List.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that the 2015 South Bonds Reallocation List prepared by and on behalf of the Commission, a copy of which is attached hereto as Exhibit A, is hereby approved; and

BE IT FURTHER RESOLVED, that the Executive Director is authorized to implement the transfer of funds as indicated on the 2015 South Bonds Reallocation List; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be maintained in the Office of the Executive Director and made available for public inspection.

Vice Chairman Orechio offered a motion to adopt the resolution approving the reallocation of a portion of the \$4,155,000 aggregate principal amount of Wanaque South Project Revenue Bonds, Series 2015A (tax-exempt) and \$1,605,000 aggregate principal amount of Wanaque South Project Revenue Bonds, Series 2015B (taxable); seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Approving and Authorizing the Execution of a Tower Lease Agreement Between the North Jersey Police Radio Association and the North Jersey District Water Supply Commission for 2017

Commission Secretary Kim Diamond read the following resolution:

RESOLUTION OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION APPROVING AND AUTHORIZING THE EXECUTION OF A TOWER LEASE AGREEMENT BETWEEN THE NORTH JERSEY POLICE RADIO ASSOCIATION AND THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION FOR 2017

WHEREAS, the North Jersey District Water Supply Commission ("Commission") is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, the North Jersey Police Radio Association Incorporated ("NJPRA") owns and operates a communications tower located on property owned by the Pompton Lakes Municipal Utility Authority ("MUA") in Pompton Lakes, New Jersey; and

WHEREAS, the Commission has been leasing antenna space and related communications equipment space on the communications tower for approximately twenty (20) years for the purpose of providing continuous and uninterrupted radio communication service for the Commission's Security and Emergency Management Department; and

WHEREAS, the existing Tower Lease Agreement provides for annual renewals, subject to the mutual agreement of the Commission and NJPRA, including one for the year 2017 at a total annual rental fee of \$17,334.87, and the Commission finds the Tower Lease Agreement, including the 2017 renewal, to be acceptable as to form and content.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that the Commission approves and authorizes the execution of the Tower Lease Agreement by and between the North Jersey Police Radio Association Incorporated and the North Jersey District Water Supply Commission for the year 2017, effective January 1, 2017 through December 31, 2017; and

BE IT FURTHER RESOLVED, that the Executive Director of the Commission is hereby authorized to execute the Tower Lease Agreement on behalf of the Commission.

Vice Chairman Orechio offered a motion to adopt the resolution approving and authorizing the execution of a Tower Lease Agreement between the North Jersey Police Radio

Association and the North Jersey District Water Supply Commission for 2017; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Appointing a Public Agency Compliance Officer

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT
WATER SUPPLY COMMISSION APPOINTING A
PUBLIC AGENCY COMPLIANCE OFFICER**

WHEREAS, the North Jersey District Water Supply Commission (“Commission”) is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, the New Jersey Division of Purchase and Property (“Division”), a division of the State of New Jersey, requires that the Commission appoint a Public Agency Compliance Officer to administer the legal requirements of the Equal Employment Opportunity Monitoring Program; and

WHEREAS, the Commission has determined that William Schaffner, Chief Financial Officer, is the appropriate person at the Commission to serve as the Commission’s Public Agency Compliance Officer and that he possesses the necessary skills, experience and knowledge to serve as the Commission’s Public Agency Compliance Officer.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that William Schaffner is hereby appointed to serve as the Commission’s Public Agency Compliance Officer.

Vice Chairman Orechio offered a motion to adopt the resolution appointing a Public Agency Compliance Officer; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Authorizing the Award and Execution of Contract #2008 for the Rehabilitation and Replacement of Reaction Basin Baffles at Reaction Basins #1 and #2

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT WATER SUPPLY
COMMISSION AUTHORIZING THE AWARD AND EXECUTION OF
CONTRACT #2008 FOR THE REHABILITATION AND REPLACEMENT OF
REACTION BASIN BAFFLES AT REACTION BASINS #1 AND #2**

WHEREAS, the North Jersey District Water Supply Commission (“Commission”) is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, the Commission has determined that it has a need for the rehabilitation and replacement of the reaction basin baffles at Reaction Basins #1 and # 2 (the “Baffles”); and

WHEREAS, the Commission has been empowered pursuant to its enabling legislation – specifically N.J.S.A. 58:5-20 – to solicit bids in writing and award contracts after public advertisement; and

WHEREAS, the Commission publicly advertised and solicited bids, referenced as Contract #2008 for the Rehabilitation and Replacement of Reaction Basin Baffles at Reaction Basins #1 and #2 (“Contract #2008”); and

WHEREAS, on January 11, 2017, in response to the Commission’s public advertisement for bids, the Commission received four (4) bids; and

WHEREAS, the Commission's evaluation committee has reviewed and evaluated the bids and determined that Allied Construction Group Inc. ("Allied") submitted the lowest and most responsive and responsible bid for the rehabilitation and replacement of the Baffles, and recommended that Allied be awarded the contract in accordance with the Commission's enabling legislation and applicable State law; and

WHEREAS, Allied's bid proposed a not-to-exceed contract price of \$416,000.00 for the rehabilitation and replacement of the Baffles, and the Commission has determined that the price is reasonable; and

WHEREAS, Allied possesses the requisite expertise and capability to rehabilitate and replace the Baffles as specified in the bid documents; and

WHEREAS, the Commission desires to retain the services of Allied to rehabilitate and replace the Baffles in accordance with the bid documents, Contract #2008, and Allied's bid; and

WHEREAS, the award of this contract is necessary for the Commission's efficient water treatment operations, the protection of the Commission's water supply facilities, and the health, safety and welfare of the public; and

WHEREAS, the Chief Financial Officer of the Commission has certified that the funds will be available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that a contract be awarded to Allied as the lowest and most responsive and responsible bidder for Contract #2008 in accordance with the Commission's enabling legislation and applicable State law, for a lump sum amount not to exceed \$416,000.00, to rehabilitate and replace the Baffles; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare a contract for the rehabilitation and replacement of the Baffles, incorporating the Commission's requirements as set forth in the bid documents, Contract #2008, and Allied's bid; and

BE IT FURTHER RESOLVED that the Chairman or Vice Chairman of the Commission is hereby authorized to execute such a contract and the Secretary of the Commission is authorized to attest to the signature of either the Chairman or Vice Chairman; and

BE IT FURTHER RESOLVED that a copy of this resolution and the contract shall be maintained in the Office of the Executive Director and made available for public inspection.

Vice Chairman Orechio offered a motion to adopt the resolution authorizing the award and execution of Contract #2008 for the rehabilitation and replacement of reaction basin baffles at Reaction Basins #1 and #2; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Authorizing the Award of Contract #2003R to Furnish and Deliver Two (2) Variable Frequency Drives

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT WATER
SUPPLY COMMISSION AUTHORIZING THE AWARD OF
CONTRACT #2003R TO FURNISH AND DELIVER
TWO (2) VARIABLE FREQUENCY DRIVES**

WHEREAS, the North Jersey District Water Supply Commission ("Commission") is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, the Commission has determined that it needs to add two (2) variable frequency drives (the "VFDs") in connection with the repair and rehabilitation of the washwater tank; and

WHEREAS, the Commission has been empowered pursuant to its enabling legislation – specifically N.J.S.A. 58:5-20 – to solicit bids in writing and award contracts after public advertisement; and

WHEREAS, the Commission publicly advertised and solicited bids, referenced as Contract #2003R, to Furnish and Deliver Two (2) Variable Frequency Drives (“Contract #2003R”); and

WHEREAS, in response to the Commission’s advertisement for public bids, on December 22, 2016, the Commission received bids from three (3) bidders; and

WHEREAS, the Commission’s evaluation committee has reviewed and evaluated the bids and determined that Longo Electrical-Mechanical, Inc. (“Longo”) submitted the lowest, most responsive, and responsible bid for the furnishing and delivery of the VFDs, and recommended that Longo be awarded the contract in accordance with the Commission’s enabling legislation and applicable State law; and

WHEREAS, Longo’s bid proposed a not-to-exceed contract price of \$49,800.00 for the furnishing and delivery of the VFDs and an additional one-year extended warranty, and the Commission has determined that the price is reasonable; and

WHEREAS, Longo possesses the requisite expertise and capability to furnish and deliver the VFDs as specified in the bid documents; and

WHEREAS, the Commission desires to retain the services of Longo to furnish and deliver the VFDs, including the additional one-year extended warranty, in accordance with the bid documents, Contract #2003R, and its bid; and

WHEREAS, the award of this contract is necessary for the Commission’s efficient water treatment operations, the protection of the Commission’s water supply facilities, and the health, safety and welfare of the public; and

WHEREAS, the Chief Financial Officer of the Commission has certified that the funds will be available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that a contract be awarded to Longo as the lowest, most responsive and responsible bidder in accordance with the Commission’s enabling legislation and applicable State law, for a lump sum amount not to exceed \$49,800.00, to furnish and deliver the VFDs and provide the additional one-year extended warranty; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare a contract for the furnishing and delivery of the VFDs, including the additional one-year extended warranty, incorporating the Commission’s requirements as set forth in the bid documents, Contract #2003R, and Longo’s bid; and

BE IT FURTHER RESOLVED that the Chairman or Vice Chairman of the Commission is hereby authorized to execute such a contract and the Secretary of the Commission is authorized to attest to the signature of either the Chairman or Vice Chairman; and

BE IT FURTHER RESOLVED that a copy of this resolution and the contract shall be maintained in the Office of the Executive Director and made available for public inspection.

Vice Chairman Orechio offered a motion to adopt the resolution authorizing the award of Contract #2003R to furnish and deliver two (2) variable frequency drives; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Authorizing the Award and Execution of a Contract for the Provision of Contractor Services for Work Associated with the Aqueduct Bridge Repair and Painting

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT WATER
SUPPLY COMMISSION AUTHORIZING THE AWARD AND EXECUTION OF
A CONTRACT FOR THE PROVISION OF CONTRACTOR SERVICES FOR
WORK ASSOCIATED WITH**

THE AQUEDUCT BRIDGE REPAIR AND PAINTING

WHEREAS, the North Jersey District Water Supply Commission (“Commission”) is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, the Commission has determined there is a need to retain the services of a qualified firm to provide repair and painting services for the Commission-owned Aqueduct Bridge (the “Bridge Services”); and

WHEREAS, the Commission is empowered by law to appoint and employ professionals, technical advisors and experts as the Commission may determine to be necessary for its efficient operation; and

WHEREAS, the Commission has been empowered pursuant to its enabling legislation – specifically N.J.S.A. 58:5-20 – to solicit proposals in writing and award contracts after public advertisement; and

WHEREAS, the Commission publicly advertised and issued a request for proposals, referenced as RFP #011-2016 for the Provision of Contractor Services for Work Associated with the Aqueduct Bridge Repair and Painting (“RFP #011-2016”), and received proposals from three (3) firms on December 21, 2016; and

WHEREAS, the Commission’s evaluation committee has reviewed and evaluated the proposals and determined that Anka Painting Co. (“Anka”), submitted the lowest, most responsible and complying proposal for the performance of the Bridge Services based upon predetermined criteria set forth in RFP #011-2016, and recommended that Anka be awarded the contract in accordance with the Commission’s enabling legislation and applicable State law as the lowest and most qualified proposer, considering its experience and pricing proposal; and

WHEREAS, Anka proposed a total not-to-exceed contract price of \$807,449.50.00 for the Bridge Services, and the Commission has determined that this price is reasonable; and

WHEREAS, the Commission has determined that it is necessary to include an additional allowance in the amount of \$200,000.00 for any associated steel repair work on the Aqueduct Bridge which may be necessary, the need for which is unknown until the structure is sandblasted, exposed and inspected by the contractor and structural engineer (the “Steel Work”); and

WHEREAS, the Commission has determined, on the basis of the foregoing, that Anka constitutes the lowest, most qualified and responsible proposer for the Bridge Services in accordance with the Commission’s enabling legislation and applicable State law; and

WHEREAS, Anka possesses the requisite expertise and skilled personnel required to perform the Bridge Services; and

WHEREAS, the Commission desires to retain the services of Anka to perform the Bridge Services in accordance with the terms and conditions set forth in RFP #011-2016, any addenda thereto, and Anka’s proposal; and

WHEREAS, the award of this contract is necessary for the Commission’s efficient water treatment operations, the protection of the Commission’s water supply facilities, and the health, safety and welfare of the public; and

WHEREAS, the Chief Financial Officer of the Commission has certified that the funds will be available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that a contract be awarded to Anka as the lowest, most qualified and responsible proposer in accordance with the Commission’s enabling legislation and applicable State law, for an amount not to exceed \$807,449.50 for the performance of the Bridge Services and an allowance not to exceed \$200,000.00 for any Steel Work that may be necessary; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare a contract for the performance of the Bridge Services, incorporating the Commission’s requirements as set forth in the RFP #011-2016, any addenda thereto, and the proposal submitted by Anka; and

BE IT FURTHER RESOLVED that the Chairman or Vice Chairman of the Commission is hereby authorized to execute such a contract and the Secretary of the Commission is authorized to attest to the signature of either the Chairman or Vice Chairman; and

BE IT FURTHER RESOLVED that a copy of this resolution and the contract shall be maintained in the Office of the Executive Director and made available for public inspection.

Vice Chairman Orechio offered a motion to adopt the resolution authorizing the award and execution of a contract for the provision of contractor services for work associated with the aqueduct bridge repair and painting; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Authorizing the Award of Contract #2007 for the Construction of a Powdered Activated Carbon System

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT WATER SUPPLY
COMMISSION AUTHORIZING THE AWARD OF
CONTRACT #2007 FOR THE CONSTRUCTION OF A
POWDERED ACTIVATED CARBON SYSTEM**

WHEREAS, the North Jersey District Water Supply Commission (“Commission”) is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, the Commission has determined there is a need for the construction of a Powdered Activated Carbon System (the “PAC System”); and

WHEREAS, the Commission has been empowered pursuant to its enabling legislation – specifically N.J.S.A. 58:5-20 – to solicit bids in writing and award contracts after public advertisement; and

WHEREAS, the Commission publicly advertised and solicited bids, referenced as Contract #2007, for the Construction of a Powdered Activated Carbon System (“Contract #2007”); and

WHEREAS, in response to the Commission’s advertisement for public bids, on January 10, 2017, the Commission received bids from five (5) bidders; and

WHEREAS, the Commission’s evaluation committee has reviewed and evaluated the bids and determined that Allied Construction Group, Inc. (“Allied”) submitted the lowest, most responsive, and responsible bid for the construction of the PAC System, and recommended that Allied be awarded the contract in accordance with the Commission’s enabling legislation and applicable State law; and

WHEREAS, Allied’s bid proposed a not-to-exceed contract price of \$682,000.00 for the construction of the PAC System, and the Commission has determined that the price is reasonable; and

WHEREAS, Allied possesses the requisite expertise and capability to construct the PAC System as specified in the bid documents; and

WHEREAS, the Commission desires to retain the services of Allied to construct the PAC System in accordance with the bid documents, Contract #2007, and its bid; and

WHEREAS, the award of this contract is necessary for the Commission’s efficient water treatment operations, the protection of the Commission’s water supply facilities, and the health, safety and welfare of the public; and

WHEREAS, the Chief Financial Officer of the Commission has certified that the funds will be available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that a contract be awarded to Allied as the lowest, most responsive

and responsible bidder in accordance with the Commission's enabling legislation and applicable State law, for a lump sum amount not to exceed \$682,000.00, to construct the PAC System; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare a contract for the construction of the PAC System, incorporating the Commission's requirements as set forth in the bid documents, Contract #2007, and Allied's bid; and

BE IT FURTHER RESOLVED that the Chairman or Vice Chairman of the Commission is hereby authorized to execute such a contract and the Secretary of the Commission is authorized to attest to the signature of either the Chairman or Vice Chairman; and

BE IT FURTHER RESOLVED that a copy of this resolution and the contract shall be maintained in the Office of the Executive Director and made available for public inspection.

Vice Chairman Orechio offered a motion to adopt the resolution authorizing the award of Contract #2007 for the construction of a powdered activated carbon system; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Ratifying the Execution of a Contract for the Provision of Electricity

Commission Secretary Kim Diamond read the following resolution:

RESOLUTION OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION RATIFYING THE EXECUTION OF A CONTRACT FOR THE PROVISION OF ELECTRICITY

WHEREAS, pursuant to N.J.S.A. 58:5-1 et seq., the North Jersey District Water Supply Commission ("Commission") is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, the Commission previously determined that it had a need to retain the services of a qualified electric power supply company to provide electricity to the Water Treatment Plant and related facilities; and

WHEREAS, the Commission has been empowered pursuant to its enabling legislation – specifically N.J.S.A. 58:5-20 – to solicit bids in writing and award contracts after public advertisement; and

WHEREAS, the Commission publicly advertised and issued a request for proposals for the provision of electricity ("RFP #12-2016") on or about October 11, 2016, but did not receive any proposals in response; and

WHEREAS, in accordance with Section I, Subsection G, of the Commission's Purchasing Policies and Procedures Manual, the Commission subsequently engaged in direct negotiations with Source Power & Gas LLC ("Source"), a qualified electricity vendor; and

WHEREAS, Source proposed to provide the electricity for a two-year period at a fixed commodity rate of \$0.0604 per kilowatt hour, and the Commission determined that the price is reasonable; and

WHEREAS, Source possesses the requisite expertise and capability to provide the electricity as set forth in RFP #12-2016; and

WHEREAS, due to the nature of the market for electricity, Source's proposal was only valid for a limited period of time and necessitated prompt review and action by the Commission; and

WHEREAS, pursuant to Resolution No. 1645, the Board of Commissioners authorized Commission staff to make a preliminary award of a contract for the provision of electricity to the Water Treatment Plant and related facilities, subject to future ratification by the Board; and

WHEREAS, Commission staff preliminarily awarded and the Executive Director executed a contract for the provision of electricity with Source; and

WHEREAS, the Board of Commissioners has reviewed the Commission staff's and Executive Director's actions in preliminarily awarding and executing a contract for the provision of electricity with Source, and has determined that the same were appropriate, duly authorized, and should be ratified by the Board; and

WHEREAS, this ratification of the preliminary award and execution of contract with Source for the provision of electricity is necessary for the Commission's efficient water treatment operations, the protection of the Commission's water supply facilities, and the health, safety and welfare of the public; and

WHEREAS, the Chief Financial Officer of the Commission has certified that the funds are available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that the contract with Source for the provision of electricity to the Water Treatment Plant and related facilities, at the rate of \$0.0604 per kilowatt hour, be and is hereby approved and ratified; and

BE IT FURTHER RESOLVED that the Commission staff's and Executive Director's actions in preliminarily awarding and executing a contract with Source for the provision of electricity be and are hereby ratified; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be maintained in the Office of the Executive Director and made available for public inspection.

Vice Chairman Orechio offered a motion to adopt the resolution ratifying the execution of a contract for the provision of electricity; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Authorizing Additional Emergency Repairs to the Monksville Reservoir Dam

Commission Secretary Kim Diamond read the following resolution:

RESOLUTION OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION AUTHORIZING ADDITIONAL EMERGENCY REPAIRS TO THE MONKSVILLE RESERVOIR DAM

WHEREAS, the North Jersey District Water Supply Commission ("Commission") is a public body corporate duly organized and existing under and by virtue of the laws of the State of New Jersey, exercising public and essential governmental functions and providing for the public health and welfare, and is engaged in developing raw water sources, storing water and distributing a reliable supply of potable water to its participating municipalities; and

WHEREAS, during repairs to the vertical joints located on the upstream face of the Monksville Dam (the "Dam") which were being undertaken pursuant to an emergency authorization (Resolution 1653) approved at the November 2016 Board Meeting, the Commission determined that the expansion and control joints supporting the cantilevered sidewalk on the Dam were also in poor condition, allowing water to seep behind the vertical joints and causing damage to the joint material during freeze and thaw cycles; and

WHEREAS, the Commission's engineering staff determined that it was appropriate and necessary to undertake repairs to the expansion and control joints supporting the cantilevered sidewalk (the "Sidewalk Repairs") at the same time and as an additional emergency procurement to prevent further damage to the newly-repaired vertical joints; and

WHEREAS, pursuant to its enabling legislation, N.J.S.A., 58:5-20, the Commission is entitled to undertake work by its own employees or outside contractors when the safety or protection of its or other public property or the public convenience requires, or the exigency of the situation will not allow for advertisement or public bidding to address any emergency conditions; and

WHEREAS, pursuant to Section I, Subsection I of its Purchasing Policies and Procedures Manual, the Commission may make purchases of materials and services without the necessity of public bidding when it is determined by the Commission's Executive Director, Chief Financial Officer ("CFO") and Chief Operations Officer ("COO") that an emergency exists; and

WHEREAS, based upon the recommendation of the Commission's engineering staff, the Commission's Executive Director, CFO, and COO have all determined that the need to undertake the

Sidewalk Repairs constituted an exigent situation warranting immediate action without the necessity of engaging in public advertisement and bidding; and

WHEREAS, on December 8, 2016, the Commission obtained a quote for the Sidewalk Repairs from Bank Industrial Group, LLC (“Bank”), the firm already undertaking the repair of the vertical joints of the Dam and experienced in the work necessary to repair the expansion and control joints supporting the cantilevered sidewalk; and

WHEREAS, Bank proposed to perform the Sidewalk Repairs for a not-to-exceed, lump sum fee of \$37,600.00, and the Commission determined that this price was reasonable under the circumstances and authorized the performance of the work; and

WHEREAS, the Chief Financial Officer of the Commission has certified that the funds will be available for these emergency repairs.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission, in accordance with the provisions of N.J.S.A. 58:5-20 and Section I, Subsection I of its Purchasing Policies and Procedures Manual, that the need to undertake the Sidewalk Repairs constituted an exigent situation warranting immediate action without the necessity of engaging in public advertisement and bidding; and

BE IT FURTHER RESOLVED that the Board of Commissioners hereby ratifies the actions of the Executive Director, CFO and COO of the Commission in determining that an emergency situation existed and undertaking the Sidewalk Repairs on that basis; and

BE IT FURTHER RESOLVED that the Board of Commissioners hereby ratifies and authorizes the retention of Bank Industrial Group, LLC to undertake the Sidewalk Repairs to the Dam in an emergent fashion, without public bidding, for a not-to-exceed, lump sum fee of \$37,600.00; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be maintained in the Office of the Executive Director and made available for public inspection.

Vice Chairman Orechio offered a motion to adopt the resolution authorizing additional emergency repairs to the Monksville Reservoir Dam; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Personnel:

There were no personnel items to report.

Wanaque North Operating Account:

Upon Chief Financial Officer Schaffner’s certification of the attached bills and payroll transfers as being proper and accurate, Vice Chairman Orechio offered a motion to approve the Wanaque North Operating Account in the amount of \$4,549,852.74; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Wanaque South Operating Account:

Upon Chief Financial Officer Schaffner’s certification of the attached bills and payroll transfers as being proper and accurate, Vice Chairman Orechio offered a motion to approve the Wanaque South Operating Account in the amount of \$1,128,159.72; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Wanaque South Joint Venture Operating Account:

Upon Chief Financial Officer Schaffner’s certification of the attached bills and payroll transfers as being proper and accurate, Vice Chairman Orechio offered a motion to approve the Wanaque South Joint Venture Operating Account in the amount of \$502,781.44; seconded by

Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

There being no further business, Vice Chairman Orechio offered a motion to adjourn the meeting at 11:15 a.m.; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Amedeo, Kuser, Burrell and Garofalo voting in the affirmative.

Respectfully submitted,

Kim Diamond
Commission Secretary