

NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION

PUBLIC COMMISSION MEETING

WEDNESDAY, APRIL 26, 2017

The monthly Public Meeting of the Commission was called to order by Chairman Charles P. Shotmeyer on Wednesday, April 26, 2017 at 9:03 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. Stroin, 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 Mary Maples, Associate 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.

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.*

Commissioner Ashkinaze 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 9:05 a.m.

Chairman Shotmeyer reconvened the Public Meeting at 10:49 a.m.

PUBLIC COMMISSION BUSINESS

ACTION REQUIRED:

Vice Chairman Orechio offered a motion to approve the Public Commission Meeting Minutes of March 22, 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.

Vice Chairman Orechio offered a motion to approve the Public Work Session Minutes of March 22, 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.

Vice Chairman Orechio offered a motion to approve the Purchase Requisitions over \$5000 Report for April 2017 in the amount of \$121,846.36 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.

UNFINISHED BUSINESS: None

NEW BUSINESS:

Commission Invoices:

- a. Invoice #1060-17 from Stone Hill Construction for Contract #1060 – Wanaque South Pump Station Upgrades in the amount of \$1,375,481.46**
Michael Dox, Plant Electrical Engineer and Edwin Reyes, Project Engineer approved invoice 3(a) for payment.
- b. Invoice #1083-13 from Stone Hill Construction for Contract #1083 – Lagoon Decant Tower Discharge in the amount of \$34,816.21**
Maria Alliegro, Director of Engineering and Ron Farr, Project Manager approved invoice 3(b) for payment.
- c. Invoice #1096-04 from Stone Hill Construction for Contract #1096 – Clarifier System Rehabilitation in Basins 5 & 6 in the amount of \$22,586.55**
Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(c) for payment.
- d. Invoice #1096-05 from Stone Hill Construction for Contract #1096 – Clarifier System Rehabilitation in Basins 5 & 6 in the amount of \$76,645.13**
Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(d) for payment.
- e. Invoice #20186 from Landscape Materials, Inc. for Contract #1089A – Removal of Residuals in the amount of \$29,624.00**
David Kirkham, Director of Residuals Treatment Operations and Douglas Delorie, Manager approved invoice 3(e) for payment.
- f. Invoice #225824 from Premier Utility Services for Contract #1013 – Underground Locating in the amount of \$264.06**
Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(f) for payment.
- g. Invoice #0731892 from GZA Environmental, Inc. for Contract #1057 – Formal Dam Inspections in the amount of \$3,812.00**
Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(g) for payment.
- h. Invoice #0733686 from GZA Environmental, Inc. for Contract #1061 – Shooting Range Site Remediation in the amount of \$1,000.00**
Maria Alliegro, Director of Engineering and Ron Farr, Project Manager approved invoice 3(h) for payment.

- i. Invoice #332228 from Tectonic Engineering and Surveying for Contract #2000 – Land Surveying Services in the amount of \$31,317.84**
Maria Alliegro, Director of Engineering and Ron Farr, Project Manager approved invoice 3(i) for payment.
- j. Invoice #328067 from Tectonic Engineering and Surveying for Contract #2000 – Land Surveying Services in the amount of \$12,000.00**
Maria Alliegro, Director of Engineering and Ron Farr, Project Manager approved invoice 3(j) for payment.
- k. Invoice #88240-9264 from JBL Electric, Inc. for Contract #1081 – Electrical Contracting Services in the amount of \$27,120.00**
Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(k) for payment.
- l. Invoice #88240-9272 from JBL Electric, Inc. for Contract #1081 – Electrical Contracting Services in the amount of \$22,032.00**
Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(l) for payment.
- m. Invoice #88240-9263 from JBL Electric, Inc. for Contract #1081 – Electrical Contracting Services in the amount of \$144,888.30**
Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(m) for payment.
- n. Invoice #30862 from Princeton Hydro LLC for Contract #1097 – Reservoir & Watershed Management Consulting in the amount of \$1,488.00**
Lewis Schneider, Director of Treatment, Laboratory & Compliance – Licensed Operator Water Treatment/Residuals and Maureen Kneser, Laboratory Manager approve invoice 3(n) for payment.
- o. Invoice #30740 from Princeton Hydro LLC for Contract #1097 – Reservoir & Watershed Management Consulting in the amount of \$7,293.00**
Lewis Schneider, Director of Treatment, Laboratory & Compliance – Licensed Operator Water Treatment/Residuals and Maureen Kneser, Laboratory Manager approve invoice 3(o) for payment.
- p. Invoice #377087 from Maser Consulting P.A. – Dam Survey in the amount of \$390.00**
Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(p) for payment.
- q. Invoice #382187 from Maser Consulting P.A. – Dam Survey in the amount of \$10,880.00**
Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(q) for payment.
- r. Invoice #382186 from Maser Consulting P.A. – Dam Survey in the amount of \$45.00**
Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(r) for payment.
- s. Invoice #D17-32676-1 from Quality Controls, Inc. for Contract #2005 – Washwater Valves & Expansion Joints in the amount of \$144,320.00**
Maria Alliegro, Director of Engineering and Chris Clamser, Project Engineer approved invoice 3(s) for payment.
- t. Invoice #WBXB2200-003-PN-09 Task #016 from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$11,757.50**

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

- u. Invoice #WBXB2200-003-PN-08 Task #999 from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$4,389.39**

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

- v. Invoice #WBXB2200-003-PN-08 Task #017 from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$3,367.51**

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

Vice Chairman Orechio offered a motion to approve invoices 3a. through 3v.; 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.

Resolution – Authorizing the Award and Execution of a Contract with Tuff Greens, LLC for the Provision of Contractor Services Associated with Vegetation Management

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 WITH TUFF GREENS, LLC FOR THE PROVISION OF CONTRACTOR SERVICES ASSOCIATED WITH VEGETATION MANAGEMENT

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 licensed contractor to perform services associated with vegetation management (the “Contractor 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, on or about March 28, 2017, the Commission publicly advertised and solicited requests for proposals for the provision of contractor services associated with vegetation management (“RFP #002-2017”); and

WHEREAS, on or about April 12, 2017, the Commission received one (1) proposal for the provision of Contractor Services from Tuff Greens, LLC (“Tuff Greens”), for a lump sum amount of \$71,770.00; and

WHEREAS, the Commission’s evaluation committee has reviewed and evaluated the proposal and determined that Tuff Greens submitted a qualified and responsible proposal based upon the criteria set forth in RFP #002-2017, and has recommended that Tuff Greens be awarded the contract in accordance with the Commission’s enabling legislation and applicable state law as the only qualified and responsible proposer; and

WHEREAS, the Commission has determined that Tuff Greens possesses the requisite expertise and skilled personnel to perform the Contractor Services; and

WHEREAS, the Commission has determined that Tuff Greens’ contract price of \$71,770.00 for the provision of Contractor Services is reasonable; and

WHEREAS, the Commission has determined that Tuff Greens constitutes a qualified and responsible proposer for the provision of Contractor Services in accordance with RFP #002-2017, the Commission’s enabling legislation and applicable state law; and

WHEREAS, on the basis of the foregoing, the Commission desires to retain Tuff Greens to perform the Contractor Services in accordance with RFP #002-2017 and its 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 Tuff Greens as the only qualified and responsible proposer in accordance with the Commission’s enabling legislation and applicable state law, for a lump sum amount not to exceed \$71,770.00 for the provision of the Contractor Services; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare a contract for the performance of Contractor Services, incorporating the Commission’s requirements as set forth in RFP #002-2017 and the proposal submitted by Tuff Greens; 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 with Tuff Greens, LLC for the provision of contractor services associated with vegetation management; 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 a Contract for Work Associated with the Installation of an Irrigation System

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 WORK ASSOCIATED WITH THE INSTALLATION OF AN IRRIGATION 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 to retain a licensed contractor to perform services work associated with the installation of an irrigation system (the “Contractor 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, on or about September 13, 2016, the Commission publicly advertised for and solicited proposals for the provision of contractor services associated with the installation of an irrigation system (“RFP #008-2016”); and

WHEREAS, on or about October 11, 2016, the Commission received two (2) proposals for the provision of Contractor Services; and

WHEREAS, the Commission’s evaluation committee has reviewed and evaluated the proposals and determined that All County Irrigation, LLC (“All County”) submitted the lowest, most qualified and responsible proposal based upon the criteria set forth in RFP #008-2016, and has recommended that All County be awarded the contract in accordance with the Commission’s enabling legislation and applicable state law as lowest, most qualified and responsible proposer; and

WHEREAS, the Commission has determined that All County possesses the requisite expertise and skilled personnel to perform the Contractor Services; and

WHEREAS, the Commission has determined that All County’s lump sum, not-to-exceed contract price of \$246,600.00 for the provision of the Contractor Services is reasonable; and

WHEREAS, the Commission has determined that All County constitutes the lowest, most qualified and responsible proposer for the provision of the Contractor Services in accordance with RFP #008-2016, the Commission’s enabling legislation and applicable State law; and

WHEREAS, on the basis of the foregoing, the Commission desires to retain All County to perform the Contractor Services in accordance with RFP #008-2016 and its 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 All County as the lowest, most qualified and responsible proposer in accordance with the Commission’s enabling legislation and applicable state law, for a lump sum amount not to exceed \$246,600.00 for the provision of the Contractor Services; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare a contract for the performance of the Contractor Services, incorporating the Commission’s requirements as set forth in RFP #008-2016 and the proposal submitted by All County; 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 work associated with the installation of an irrigation system; 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 Execution and Grant of a Deed and Easements to the County of Passaic in Conjunction with the County’s Reconstruction of the Two Bridges Road Bridge over the Pompton River and West Belt Extension

Commission Secretary Kim Diamond read the following resolution:

RESOLUTION OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION AUTHORIZING THE EXECUTION AND GRANT OF A DEED AND EASEMENTS TO THE COUNTY OF PASSAIC IN CONJUNCTION WITH THE COUNTY’S RECONSTRUCTION OF THE TWO BRIDGES ROAD BRIDGE OVER THE POMPTON RIVER AND WEST BELT EXTENSION

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 is the owner in fee simple of certain property located at 310 Fairfield Road, Block 302, Lot 71 and Block 306, Lot 1 on the official tax map of the Township of Wayne, County of Passaic, New Jersey (the "Property"), where the Commission owns and operates its Wanaque South Pump Station; and

WHEREAS, the County is undertaking a project to reconstruct the Two Bridges Road Bridge (the "Project") which spans the Pompton River and West Belt Extension proximate to the Property; and

WHEREAS, in conjunction with the Project, the County needs to acquire certain property rights in fee and/or by easement from various property owners, including the Commission; and

WHEREAS, with respect to the Property, the County needs to acquire the following property interests with respect to Block 302, Lot 71:

1. A fee interest by way of deed for approximately 2,054 square feet of land at the southeast corner of Block 302, Lot 71.
2. An easement covering approximately 1,056 square feet to construct and maintain an open ditch.
3. A slope easement covering approximately 210 square feet to construct and maintain embankment slopes. This easement will run along Fairfield Road at the southwest corner of Block 302, Lot 71; and

WHEREAS, with respect to Block 306, Lot 1, the County needs to acquire a fee interest by way of deed for approximately 2,566 square feet of land located at the southern end of Block 306, Lot 1 extending from Fairfield Road to the Pompton River bank. Block 306, Lot 1 is located across Fairfield Road from the Wanaque South Pump Station and is vacant land; and

WHEREAS, the County has commissioned an appraisal that places a total value of \$18,800 on the acquisition plus any damages to the remaining property; and

WHEREAS, the Commission has reviewed the scope of the Project, the nature and extent of the acquisitions and the compensation offered and finds same to be reasonable and appropriate.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that the Commission shall convey both fee and easement interests to the County of Passaic over portions of the Property as set forth above in conjunction with the Project for the sum total of \$18,800.00 and other good and valuable consideration; and

BE IT FURTHER RESOLVED that the General Counsel to the Commission is authorized to prepare, negotiate and finalize the terms of the legal documents effectuating these property right interests, including the necessary deed(s) and deed(s) of easement with the County; and

BE IT FURTHER RESOLVED, that the Chairman or Vice Chairman of the Commission are hereby authorized to execute the easement agreement and the Secretary of the Commission is authorized to attest to the signature of either the Chairman or Vice Chairman at such time as the deed(s) and deed(s) of easement are finalized, as confirmed by the Commission's General Counsel.

BE IT FURTHER RESOLVED that a copy of this resolution and the easement agreement 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 execution and grant of a deed and easements to the County of Passaic in conjunction with the County's reconstruction of the Two Bridges Road Bridge over the Pompton River and West Belt Extension; 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 Change Order No. 1 to 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 CHANGE ORDER NO. 1 TO CONTRACT #2007
FOR THE CONSTRUCTION OF A POWDERED ACTIVATED CARBON
SYSTEM**

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 there was a need to construct a Powdered Activated Carbon System ("the PAC System"); and

WHEREAS, on or about December 15, 2016, the Commission publicly advertised for and solicited bids for the construction of the PAC System ("Contract #2007), and received bids from interested parties on or before January 10, 2017; and

WHEREAS, on or about January 27, 2017, the Commission adopted a resolution awarding Contract #2007 to Allied Construction Group, Inc. ("Allied"); and

WHEREAS, pursuant to Contract #2007, Allied applied to the New Jersey Department of Community Affairs ("DCA") for approval of the foundation design for the PAC System silo foundation; and

WHEREAS, the DCA reviewed the application and determined that, as a condition of permit approval, a pile load test had to be performed to confirm that the foundation design was structurally sound; and

WHEREAS, at the request of the Commission, Allied submitted Change Order No. 1 to Contract #2007 to incorporate the pile load test into the contract services as required by the DCA; and

WHEREAS, Allied quoted \$26,000.00 as the cost for the pile load test, however, by realizing other cost savings on the project, Allied was able to reduce its net cost for Change Order No. 1 to \$13,613.00; and

WHEREAS, Commission staff examined Allied's requested Change Order No.1, and determined that the services and fees set forth therein are reasonable, necessary and appropriate, and recommended that the Commission approve Change Order No. 1 to Contract #2007; and

WHEREAS, the award of this Change Order No. 1 to Contract #2007 is necessary for the efficient operation of the Commission and in accordance with the DCA's permitting requirements; and

WHEREAS, the Chief Financial Officer of the Commission has certified that the funds are available for this Change Order No. 1 to Contract #2007.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that Change Order No. 1 to Contract #2007 with Allied is hereby approved in the not-to-exceed, lump sum amount of \$13,613.00, to conduct a pile load test; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare Change Order No. 1 to Contract #2007 in the amount of \$13,613.00 to conduct the pile load test, with all other terms and conditions of the contract to remain unchanged; and

BE IT FURTHER RESOLVED that the Chairman or Vice Chairman of the Commission is hereby authorized to execute Change Order No. 1 to Contract #2007 and the Secretary of the Commission is authorized to attest to the signature of either the Chairman or the Vice Chairman; 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 Change Order No.1 to Contract #2007 for the construction of a powdered activated carbon system; 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.

Personnel:

Upon the recommendation of Executive Director Todd Caliguire and Department Heads, Commissioner Burrell offered a motion to acknowledge the retirement of Edward Fiore, Union Treatment Operator RTF, subject to all Commission policies and procedures; 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.

Upon the recommendation of Executive Director Todd Caliguire and Department Heads, Commissioner Burrell offered a motion to acknowledge the retirement of Robert Ashley, Supervisor Water Treatment, subject to all Commission policies and procedures; 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.

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 \$8,632,931.54; 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.

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 \$903,290.25; 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.

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 \$1,630,761.10; 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 reconvened the Executive Conference Meeting at 11:02 a.m.

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.*

Commissioner Ashkinaze 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.

There being no further business, Commissioner Kuser offered a motion to adjourn the meeting at 11:22 a.m.; seconded by Commissioner Amedeo 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