

NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION

PUBLIC COMMISSION MEETING

WEDNESDAY, JUNE 28, 2017

The monthly Public Meeting of the Commission was called to order by Chairman Charles P. Shotmeyer on Wednesday, June 28, 2017 at 9:09 a.m., One F.A. Orechio Drive, Wanaque, New Jersey.

Vice Chairman Carmen A. Orechio and Commissioners Alan S. Ashkinaze, 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; Michael Broncatello, Comptroller, 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. Commissioner Jerome P. Amedeo was absent. Chairman Charles P. Shotmeyer participated via conference call.

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 Burrell offered a motion to adopt the resolution regarding Section 8, Chapter 231, P.L. 1975 of the Open Public Meetings Act; seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative. The Public Meeting was recessed at 9:11 a.m.

Chairman Shotmeyer reconvened the Public Meeting at 10:07 a.m. Also in attendance was Mr. Scott Heck, Borough Manager of the Borough of Ringwood.

PUBLIC COMMISSION BUSINESS

ACTION REQUIRED:

Commissioner Burrell offered a motion to approve the Public Commission Meeting Minutes of May 24, 2017; seconded by Vice Chairman Orechio and approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser and Burrell voting in the affirmative. Commissioner Garofalo abstained.

Vice Chairman Orechio offered a motion to approve the Public Work Session Minutes of May 24, 2017; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative.

Vice Chairman Orechio offered a motion to approve the Purchase Requisitions over \$5000 Report for June 2017 in the amount of \$150,499.31 seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative.

UNFINISHED BUSINESS: None

NEW BUSINESS:

Commission Invoices:

- a. Invoice #1060-19 from Stone Hill Construction for Contract #1060 – Wanaque South Pump Station Upgrades in the amount of \$622,838.94**
Michael Dox, Plant Electrical Engineer and Edwin Reyes, Project Engineer approved invoice 3(a) for payment.
- b. Invoice #1083-15 from Stone Hill Construction for Contract #1083 – Lagoon Decant Tower Discharge in the amount of \$22,424.46**
Maria Alliegro, Director of Engineering and Ron Farr, Project Manager approved invoice 3(b) for payment.
- c. Invoice #1096-07 from Stone Hill Construction for Contract #1096 – Clarifier System Rehabilitation in Basins 5 & 6 in the amount of \$94,131.76**
Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(c) for payment.
- d. Invoice #20187 from Landscape Materials, Inc. for Contract #1089A – Removal of Residuals in the amount of \$41,216.00**
David Kirkham, Director of Residuals Treatment Operations and Douglas Delorie, Manager approved invoice 3(d) for payment.
- e. Invoice #0738985 from GZA Environmental, Inc. for Contract #1061 – Shooting Range Site Remediation in the amount of \$1,500.00**
Maria Alliegro, Director of Engineering and Ron Farr, Project Manager approved invoice 3(e) for payment.
- f. Invoice #30568 from Princeton Hydro LLC for Contract #1097 – Reservoir & Watershed Management Consulting in the amount of \$5,890.00**
Lewis Schneider, Director of Treatment, Laboratory & Compliance – Licensed Operator Water Treatment/Residuals and Maureen Kneser, Laboratory Manager approved invoice 3(f) for payment.
- g. Invoice #31149 from Princeton Hydro LLC for Contract #1097 – Reservoir & Watershed Management Consulting in the amount of \$2,380.00**
Lewis Schneider, Director of Treatment, Laboratory & Compliance – Licensed Operator Water Treatment/Residuals and Maureen Kneser, Laboratory Manager approved invoice 3(g) for payment.

- h. Invoice #407623 from Maser Consulting P.A. for Contract #1099 – Professional Land & Dam Surveying in the amount of \$6,538.50**
Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(h) for payment.
- i. Invoice #2008--02 from Allied Construction Group, Inc. for Contract #2008 – Rehabilitation of Reaction Basin Baffles in the amount of \$238,140.00**
Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(i) for payment.
- j. Invoice #IV00244945 from Mott MacDonald for Contract #1085 – WSPS Construction Administration in the amount of \$2,122.88**
Michael Dox, Plant Electrical Engineer and Edwin Reyes, Project Engineer approved invoice 3(j) for payment.
- k. Invoice #IV00250858 from Mott MacDonald for Contract #1085 – WSPS Construction Administration in the amount of \$2,808.00**
Michael Dox, Plant Electrical Engineer and Edwin Reyes, Project Engineer approved invoice 3(k) for payment.
- l. Invoice #0702595 from Anka Painting Company, Inc. for Contract #2010 – Aqueduct Bridge Repair & Painting in the amount of \$34,356.04**
Maria Alliegro, Director of Engineering and James Stachura, Project Engineer approved invoice 3(l) for payment.
- m. Invoice #19745 from Intercounty Paving Associates, LLC for Contract #1091 – Paving/Resurfacing Raymond Dam, Centrifuge & Carter Hill Road – Release of Retainage in the amount of \$7,386.18**
Maria Alliegro, Director of Engineering, James Stachura, Project Engineer and Edward Newman, Construction Manager approved invoice 3(m) for payment.
- n. Invoice #87940-9317 from JBL Electric, Inc. for Contract #1081 – Electrical Contracting Services in the amount of \$114,570.00**
Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(n) for payment.
- o. Invoice #87940-9313 from JBL Electric, Inc. for Contract #1081 – Electrical Contracting Services in the amount of \$180,599.40**
Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(o) for payment.
- p. Invoice #WBXB2200-003-PN-10 Task #004A from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$2,995.00**
Maria Alliegro, Director of Engineering and Chris Clamser, Project Engineer approved invoice 3(p) for payment.
- q. Invoice #WBXB2200-003-PN-09 Task #003A from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$9,585.00**
Maria Alliegro, Director of Engineering and Chris Clamser, Project Engineer approved invoice 3(q) for payment.
- r. Invoice #WBXB2200-003-PN-10 Task #003A from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$13,775.00**
Maria Alliegro, Director of Engineering and Chris Clamser, Project Engineer approved invoice 3(r) for payment.
- s. Invoice #WBXB2200-003-PN-11 Task #003A from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$1,500.00**

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

- t. Invoice #WBXB2200-003-PN-11 Task #003 from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$2,870.00**

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

- u. Invoice #WBXB2200-003-PN-11 Task #004A from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$2,925.00**

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

- v. Invoice #WBXB2200-003-PN-11 Task #010A 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(v) for payment.

- w. Invoice #WBXB2200-003-PN-11 Task #015 from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$1,480.00**

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

- x. Invoice #WBXB2200-003-PN-10 Task #016A from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$5,158.44**

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

- y. Invoice #WBXB2200-003-PN-10 Task #017A from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$540.00**

Maria Alliegro, Director of Engineering and Ron Farr, Project Manager approved invoice 3(y) for payment.

- z. Invoice #WBXB2200-003-PN-10 Task #999 from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$1,320.00**

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

- aa. Invoice #WBXB2200-003-PN-11 Task #999 from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$917.00**

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

- bb. Invoice #WBXB2200-003-PN-10 Task #017A from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$1,255.00**

Maria Alliegro, Director of Engineering and Ron Farr, Project Manager approved invoice 3(bb) for payment.

Commissioner Burrell offered a motion to approve invoices 3(a) through 3(bb); seconded by Commissioner Garofalo and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Approving the Reallocation of Capital Budget Appropriations

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT
WATER SUPPLY COMMISSION APPROVING THE
REALLOCATION OF CAPITAL BUDGET APPROPRIATIONS**

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 recently examined its Capital Budget Appropriations 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 in the Capital Budget Appropriations in order to address the immediate funding concerns; and

WHEREAS, the Commission’s staff has prepared a Capital Budget 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 Capital Budget Reallocation List.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that the Capital Budget 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 Capital Budget 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 capital budget appropriations; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, 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 Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, 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 Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Authorizing the Award and Execution of a Contract for Consulting Engineering Services for Work Associated with Commission-Owned Dams: Formal Inspections/Stability Analysis

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 CONSULTING ENGINEERING SERVICES FOR WORK ASSOCIATED WITH COMMISSION-OWNED DAMS: FORMAL INSPECTION/STABILITY ANALYSIS

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, pursuant to N.J.A.C. 7:20, the Commission is statutorily required to undertake regular inspections of its dams by a licensed professional engineer in order to detect any signs of deterioration in material, developing weaknesses or unsafe hydraulic or structural behavior, including a review of records of project design, construction and performance (the “Dam Inspection Services”); and

WHEREAS, the Commission has determined that, for calendar year 2017, several Wanaque Reservoir dams, the Monksville Dam, the Pompton Lake Dam, and the Post Brook Dam must be inspected, and further determined that it may be necessary to authorize several optional tasks, including a stability analysis of Midvale Dam, an incremental damage assessment/inflow design flood assessment of Pompton Lake Dam, and a preliminary seismic evaluation of Pompton Lake Dam (the “Optional Tasks”); 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 April 25, 2017, the Commission publicly advertised and solicited a request for proposals for the provision of the Dam Inspection Services (RFP #003-2017), and subsequently received several proposals from interested engineering firms on or about June 6, 2017; and

WHEREAS, the Commission’s evaluation committee has reviewed and evaluated the proposals and determined that GZA GeoEnvironmental, Inc. (“GZA”) submitted the most qualified, responsible, and responsive proposal, and has recommended that GZA be awarded a contract in accordance with the Commission’s enabling legislation and applicable state law as the most qualified, responsible, and responsible proposer; and

WHEREAS, GZA proposed a not-to-exceed contract price of \$129,800.00 for the performance of the Dam Inspection Services, including the Optional Tasks and two additional alternative tasks proposed by GZA, and the Commission has determined that the price is reasonable; and

WHEREAS, the Commission has determined that GZA possesses the requisite expertise and skilled personnel to perform the Dam Inspection Services; and

WHEREAS, the Commission has determined, on the basis of the foregoing, that GZA constitutes the most qualified, responsive, and responsible proposer for the performance of the Dam Inspection Services in accordance with the Commission’s enabling legislation and applicable State law; and

WHEREAS, the Commission desires to retain the services of GZA to perform the Dam Inspection Services, including the Optional Tasks and two additional alternative tasks proposed by GZA,

in accordance with N.J.A.C. 7:20, the Commission’s requirements as set forth RFP #003-2017, and the proposal submitted by GZA; 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 GZA GeoEnvironmental, Inc. as the most qualified, responsive, and responsible proposer in accordance with the Commission’s enabling legislation and applicable State law, for a lump sum amount not to exceed \$129,800.00, for the performance of the Dam Inspection Services, including the Optional Tasks and two additional alternative tasks proposed by GZA; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare a contract for the performance of the Dam Inspection Services, incorporating the statutory requirements of N.J.A.C. 7:20, the Commission’s requirements as set forth RFP #003-2017, and the proposal submitted by GZA; 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 consulting engineering services for work associated with Commission-owned dams: formal inspections/stability analysis; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Authorizing the Award and Execution of a Contract for Work Associated with the Maintenance and Painting of Multiple Commission-Owned Facilities

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 MAINTENANCE AND PAINTING OF MULTIPLE COMMISSION-OWNED FACILITIES

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 to retain the services of certified contractors with experience in lead abatement, painting of elevated tanks and steel structures, and sandblasting, to undertake the painting of two (2) elevated water storage tanks and the recoating of pipes and structural elements, the replacement of filter room lighting, the demolition of dehumidification ducts, superficial concrete repair, and the replacement of existing natural gas lines at the Wanaque Water Treatment Plant (the “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 bids in writing and award contracts after public advertisement; and

WHEREAS, on or about April 11, 2017, the Commission publicly advertised and solicited proposals, referenced as RFP #001-2017, Request for Proposals for the Provision of Contractor Services

for Work Associated with the Maintenance and Painting of Multiple Commission-Owned Facilities (“RFP #001-2017”) which included the following six (6) tasks:

- Task 1 - Washwater Tank Painting and Rehabilitation;
- Task 2 - Surge Tank Painting and Rehabilitation;
- Task 3 - Filters 1 through 10 Roof Steel and Lighting (Filter Bays 1 through 13) and Misc. items;
- Task 4 - Surface Wash and Washwater Pump Rooms, and Drain Channel Piping;
- Task 5 - Pipe Gallery in area of Filters 1 through 10; and
- Task 6 - Pipe Gallery in area of Filters 11 through 13; and

WHEREAS, in accordance with the specifications set forth in RFP #001-2017, respondents were permitted to submit proposals on all six (6) tasks, or only certain portions thereof; and

WHEREAS, in response to the Commission’s public advertisement for proposals, on or about June 1, 2017, the Commission received proposals from the following three (3) respondents: (1) Anka Painting Co.; (2) Alpine Painting & Sandblasting Contractors; and (3) US Tank Painting, Inc.; and

WHEREAS, the Commission’s evaluation committee has reviewed and evaluated the proposals, conducted interviews with each respondent, and determined that the following respondents submitted the most qualified, responsive, and responsible proposals for the Services, and has recommended that the following respondents be awarded a contract in accordance with the Commission’s enabling legislation and applicable State law as the most qualified, responsible, and responsive proposers:

- a) Task 1 Anka Painting Co. for an amount not to exceed \$1,179,520.00

- b) Tasks 2 – 6 Alpine Painting & Sandblasting Contractors for an amount not to exceed \$4,645,724.00; and

WHEREAS, the Commission has determined that the prices proposed by Anka Painting Co. (“Anka”) and Alpine Painting & Sandblasting Contractors (“Alpine”), as set forth above, are reasonable; and

WHEREAS, the Commission has determined that Anka and Alpine possess the requisite expertise and skilled personnel to perform the Services, as delineated above; and

WHEREAS, the Commission has determined, on the basis of the foregoing, that Anka and Alpine constitute the most qualified, responsible, and responsive proposers for the performance of the Services in accordance with the Commission’s enabling legislation and applicable State law; and

WHEREAS, the Commission desires to retain the services of Anka for Task 1 and Alpine for Tasks 2 – 6 of the Services, in accordance with their proposals, the Commission’s requirements set forth in RFP #001-2017, and applicable State law; and

WHEREAS, the award of these contracts 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 these contracts.

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 Painting Co. as the most qualified, responsible, and responsive proposer in accordance with the Commission’s enabling legislation and applicable State law, for a lump sum amount not to exceed \$1,179,520.00 for Task 1 of the Services; and

BE IT FURTHER RESOLVED that a contract be awarded to Alpine Painting & Sandblasting Contractors as the most qualified, responsible, and responsive proposer in accordance with the Commission’s enabling legislation and applicable State law, for a lump sum amount not to exceed \$4,645,724.00 for Tasks 2 – 6 of the Services; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare contracts for the performance of the Services, incorporating the Commission’s requirements as set forth in RFP #001-2017 and the proposals submitted by Anka and Alpine; and

BE IT FURTHER RESOLVED that the Chairman or Vice Chairman of the Commission is hereby authorized to execute such contracts 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 contracts 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 maintenance and painting of multiple Commission-owned facilities; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative.

Resolution – Authorizing the Execution of a Lease Agreement Between the North Jersey District Water Supply Commission and New York SMSA Limited Partnership d/b/a Verizon Wireless

Commission Secretary Kim Diamond read the following resolution:

RESOLUTION OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION APPROVING AND AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION AND NEW YORK SMSA LIMITED PARTNERSHIP d/b/a VERIZON WIRELESS

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 been contacted by Verizon Wireless, which is in the process of improving its wireless communications coverage in the general vicinity of Totowa, N.J.; and

WHEREAS, in furtherance of the foregoing, Verizon Wireless has submitted a proposal to enter into a lease agreement with the Commission to install wireless communications antennas and associated ground mounted equipment on a Commission-owned water tank located at 2800 Union Boulevard, Totowa, New Jersey; and

WHEREAS, the Commission already leases space on this water tank to Omnipoint Communications-T-Mobile which operates and maintains both wireless communications antennas and associated ground mounted equipment; and

WHEREAS, pursuant to its proposal, Verizon Wireless is proposing to lease space on the water tank sufficient to allow the installation of up to twelve (12) antennas, and approximately four hundred and fifty (450) square feet of space on the ground for the installation, operation and maintenance of all associated communications equipment; and

WHEREAS, the lease agreement provides for an initial lease term of five (5) years, and four additional five (5) year extension terms, for a total term of twenty-five (25) years; and

WHEREAS, the annual rent payable by Verizon Wireless to the Commission for the initial five (5) year term shall be \$24,000 per year, payable in monthly installments of \$2,000; and

WHEREAS, the annual rent shall be increased by 10% for each successive five year renewal term, if exercised; and

WHEREAS, the Commission has reviewed the request and determined that the installation of antennas and related cellular equipment on the Commission’s water tank and property is appropriate, and will not detrimentally impact the Commission; and

WHEREAS, the Commission’s staff has reviewed the terms of the lease, including the financial terms, and has determined that the rental amount to be paid by Verizon Wireless and the other terms and conditions set forth in the Lease Agreement are appropriate.

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 a Lease Agreement by and between the New York SMSA Limited Partnership d/b/a Verizon Wireless and the North Jersey District Water Supply Commission allowing for the installation of cellular antennas and related equipment on a Commission-owned tank and property located at 2800 Union Boulevard, Totowa, New Jersey; and

BE IT FURTHER RESOLVED, that the Chairman of Board of Commissioners shall be authorized to execute the Lease Agreement on behalf of the Commission.

Vice Chairman Orechio offered a motion to adopt the resolution authorizing the execution of a lease agreement between the North Jersey District Water Supply Commission and New York SMSA Limited Partnership d/b/a Verizon Wireless; seconded by Commissioner Ashkinaze and approved with Commissioner Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative.

Personnel:

Upon the recommendation of Executive Director Todd Caliguire and Department Heads, Vice Chairman Orechio offered a motion to hire Dustin Jurgensen, Acting Union GFM Worker, subject to all Commission policies and procedures; seconded by Commissioner Kuser and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative.

Upon the recommendation of Executive Director Todd Caliguire and Department Heads, Vice Chairman Orechio offered a motion to approve the promotion of David Lugo, Union Chemical Building Operator to Union Computer Control Operator, subject to all Commission policies and procedures; seconded by Commissioner Kuser and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, 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, Commissioner Garofalo offered a motion to approve the Wanaque North Operating Account in the amount of \$4,509,465.27; seconded by Commissioner Burrell and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, 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 \$1,435,557.57; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, 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 \$1,085,172.62; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative.

There being no further business, Vice Chairman Orechio offered a motion to adjourn the meeting at 10:14 a.m.; seconded by Commissioner Burrell and unanimously approved with Chairman Shotmeyer, Vice Chairman Orechio and Commissioners Ashkinaze, Kuser, Burrell and Garofalo voting in the affirmative.

Respectfully submitted,

Kim Diamond
Commission Secretary