

NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION

PUBLIC COMMISSION MEETING

WEDNESDAY, JUNE 26, 2019

The monthly Public Meeting of the Commission was called to order by Chairman Howard L. Burrell on Wednesday, June 26, 2019 at 9:06 a.m., One F.A. Orechio Drive, Wanaque, New Jersey.

Chairman Howard L. Burrell, Vice Chairman Charles P. Shotmeyer and Commissioners Alan S. Ashkinaze, Donald C. Kuser and James L. Cassella were recorded present. Also present were Timothy J. Eustace, Executive Director, Todd R. Caliguire, Deputy Executive Director, William Schaffner, Chief Financial Officer, Bhavini A. Doshi, Esq., Commission Counsel from the law firm of McManimon, Scotland & Baumann, LLC and Edmund Caulfield, Senior Counsel of the Governor's Authorities Unit. Commissioners Jerome P. Amedeo and Robert C. Garofalo were absent.

Chairman Burrell 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. Commission Secretary 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 Kuser offered a motion to adopt the resolution regarding Section 8, Chapter 231, P.L. 1975 of the Open Public Meetings Act; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative. The Public Meeting was recessed at 9:08 a.m.

Chairman Burrell reconvened the Public Meeting at 9:50 a.m.

PUBLIC COMMISSION BUSINESS

ACTION REQUIRED:

Commissioner Kuser offered a motion to approve the Public Commission Meeting Minutes of May 22, 2019; seconded by Commissioner Ashkinaze and approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative.

Commissioner Kuser offered a motion to approve the Public Work Session Minutes of May 22, 2019; seconded by Commissioner Ashkinaze and approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative.

Commissioner Ashkinaze offered a motion to approve the Purchase Requisitions over \$5000 Report for June 2019 in the amount of \$146,574.55; seconded by Commissioner Kuser and unanimously approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Commission Invoices:

- a. **Invoice #0965838 from Arcadis US, Inc. for Contract #1095 – Security Project Construction Oversight in the amount of \$1,469.33**
Charles Billings, Director of IT and Edwin Reyes, Project Engineer approved invoice 3(a) for payment.
- b. **Invoice #0961639 from Arcadis US, Inc. for Contract #2013 – Construction Admin Services – Basins 5 & 6 in the amount of \$551.50**
Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(b) for payment.
- c. **Invoice #26 & #27 from Stone Hill Construction for Contract #1096 – Clarifier System Rehabilitation in Basins 5 & 6 in the amount of \$410,750.69**
Paul Serillo, Director of Facilities and Michael Dox, Plant Electrical Engineer approved invoice 3(c) for payment.
- d. **Invoice #1083-24 from Stone Hill Construction for Contract #1083 – Lagoon Decant Tower Discharge in the amount of \$667,688.76**
Paul Serillo, Director of Facilities and Les Malytskyy, Engineering Project Manager approved invoice 3(d) for payment.
- e. **Invoice #333631 from Premier Services/USIC, LLC for Contract #2019 – Underground Locating in the amount of \$3,938.19**
Maria Alliegro, Director of Engineering and James Stachura, Sr. Project Engineer approved invoice 3(e) for payment.
- f. **Invoice #SMA-M0419-1047 from PFM Asset Management LLC – Fees for Oversight of Asset Management Program in the amount of \$2,083.33**
William Schaffner, Chief Financial Officer and Michael Broncatello, Comptroller approved invoice 3(f) for payment.
- g. **Various Invoices from Landscape Materials, Inc. for Contract #2046 – Removal of Residuals in the amount of \$56,855.00**
David Kirkham, Director of Residual Treatment Operations and Lewis Schneider, Director of Treatment/Lab & Compliance approved invoice 3(g) for payment.
- h. **Invoice #20190430-59700-A from Wilmington Trust in the amount of \$7,500.00**
William Schaffner, Chief Financial Officer approved invoice 3(h) for payment.
- i. **Various Invoices from Jacobs Engineering Group, Inc. for Contract #1090 – General Consulting Engineering Services in the amount of \$11,345.94**

Maria Alliegro, Director of Engineering, Michael Dox, Plant Electrical Engineer, Chris Clamser, Project Engineer, James Stachura, Sr. Project Engineer, Edwin Reyes, Project Engineer and Les Malytskyy, Engineering Project Manager approved invoice 3(i) for payment.

j. Various Invoices from Jacobs Engineering Group, Inc. for Contract #2039 – Asset Management Study in the amount of \$84,069.10

Paul Serillo, Director of Facilities and Les Malytskyy, Engineering Project Manager approved invoice 3(j) for payment.

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

Resolution – Authorizing the Online Sale of Surplus Vehicles and Equipment

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT WATER SUPPLY
COMMISSION AUTHORIZING THE ONLINE SALE OF SURPLUS VEHICLES
AND EQUIPMENT**

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, pursuant to the broad power conferred in N.J.S.A. 58:5-7, the Commission is empowered to dispose of all such property as may no longer be necessary for the uses and purposes for which the Commission was created; and

WHEREAS, the staff of the Commission has identified certain vehicles and equipment (Exhibit “A” attached) that are no longer necessary for the provision of potable water supplies to its member municipalities in accordance with its statutory responsibilities; and

WHEREAS, the Commission desires to dispose of such surplus vehicles and equipment pursuant to a publicly advertised process in order to obtain the fair market value for such vehicles and equipment for the benefit of its member municipalities; and

WHEREAS, the sale and disposition of such surplus vehicles and equipment is necessary for the Commission's efficient operations and the protection of its water supply facilities; and

WHEREAS, the Commission had previously authorized the sale of surplus vehicles and equipment through GovDeals, a state contract online government surplus auction website; and

WHEREAS, the Commission desires to sell the surplus vehicles and equipment identified on Exhibit A through GovDeals.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that the Commission hereby approves and authorizes the sale and disposition of surplus vehicles and equipment identified on Exhibit A attached hereto through GovDeals as follows:

- (1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-83453/T2581 in accordance with its terms and conditions.
- (2) The sale will be conducted online and the address of the auction site is govdeals.com.
- (3) The sale is being conducted pursuant to Local Finance Notice 2008-9; 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.

Commissioner Ashkinaze offered a motion to adopt the resolution authorizing the online sale of surplus vehicles and equipment; seconded by Vice Chairman Shotmeyer and unanimously approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella 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.

Commissioner Ashkinaze offered a motion to adopt the resolution approving the reallocation of capital budget appropriation; seconded by Commissioner Cassella and unanimously approved with Chairman Burrell, Vice Chairman Burrell and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative.

Resolution – Authorizing a Contract Award to Jacobs Engineering Inc. for Work Associated with Construction Administration for the Proposed Residual Treatment Facility (RTF) Upgrade

Commission Secretary Kim Diamond read the following resolution:

**COMMISSION AUTHORIZING A CONTRACT AWARD TO JACOBS
ENGINEERING INC. FOR WORK ASSOCIATED WITH CONSTRUCTION
ADMINISTRATION FOR THE PROPOSED RESIDUAL TREATMENT
FACILITY (RTF) UPGRADE**

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 had previously determined that there was a need to retain a team of qualified engineering and construction firms to study, design and construct an upgrade of the Commission’s Residual Treatment Facility (the “Project”), to ensure compliance with the requirements of an Administrative Consent Order with the New Jersey Department of Environmental Protection (“NJDEP”); and

WHEREAS, the Commission has previously awarded the Project to Stone Hill Contracting Company, in conjunction with H2M Architects and Engineers, and Kleinfelder, Inc. (collectively, the “Design-Builder”); and

WHEREAS, given that financing for the Project is, in part, provided through the New Jersey Infrastructure Bank (“NJIB”), the Commission must procure the services of a professional engineering firm to provide construction administration, which will include, but not be limited to, reviewing, reporting, monitoring, inspecting and observing the work, progress and final punch-list items of the Design-Builder (the “Construction Administration 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 April 2, 2019, the Commission publicly advertised a Request for Proposals and Qualification Statements for the Provision of Professional Engineering Services for Work Associated with Construction Administration for the Proposed Residual Treatment Facility (RTF) Upgrade (“RFP #004-2019”), and received proposals from interested firms on or about June 5, 2019; and

WHEREAS, the Commission’s evaluation committee reviewed the proposals and determined that Jacobs Engineering Inc. (“Jacobs”) submitted the most responsible and qualified proposal for the performance of the Construction Administration Services, based upon predetermined criteria set forth in RFP #004-2019, and recommended that Jacobs be awarded a contract in accordance with the Commission’s enabling legislation and applicable state law as the most responsible and qualified proposer, considering its experience and pricing proposal; and

WHEREAS, Jacobs proposed to provide the Construction Administration Services at the not-to-exceed amount of \$391,500.00, and the Commission has determined that such price is reasonable; and

WHEREAS, the Commission wishes to retain the services of Jacobs to perform the Construction Administration Services in accordance with the Commission’s RFP #004-2019 and Jacob’s proposal; and

WHEREAS, substantial completion of construction of the Project is expected to be May 1, 2020 (“Substantial Completion Date”), and as per RFP #004-2019, it is anticipated that the Construction Administration Services will continue one year beyond the Substantial Completion Date, and therefore until May 1, 2021; 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 Jacobs Engineering, Inc., until May 1, 2021, for the provision of Construction Administration Services, in a not-to-exceed amount of \$391,500.00; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare such a contract, incorporating the Commission’s requirements as set forth in RFP #004-2019, the proposal submitted by Jacobs, and any terms or conditions as may be mandated by the NJDEP or the NJIB; and

BE IT FURTHER RESOLVED that the Chairman or Vice Chairman of the Commission are 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 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 Shotmeyer offered a motion to adopt the resolution authorizing a contract award to Jacobs Engineering Inc. for work associated with construction administration for the proposed Residual Treatment Facility (RTF) upgrade; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative.

Resolution – Authorizing a Contract Award to Jacobs Engineering Inc. for the Design of the Clarifier System Rehabilitation in Basins 1-4

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT WATER SUPPLY
COMMISSION AUTHORIZING A CONTRACT AWARD TO JACOBS
ENGINEERING INC. FOR THE DESIGN OF THE CLARIFIER SYSTEM
REHABILITATION IN BASINS 1-4**

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 determined that there was a need to retain a professional engineering firm to provide services related to the rehabilitation of the clarifier systems in Settling Basins 1-4 including, but not limited to, full design drawings, specifications and construction administration services related thereto (the “Engineering 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 April 2, 2019, the Commission publicly advertised a Request for Proposals and Qualification Statements for the Design of Clarifier System Rehabilitation in Basins 1-4 (“RFP #003-2019”), and received proposals from interested firms on or about May 23, 2019; and

WHEREAS, the Commission’s evaluation committee reviewed the proposals and determined that Jacobs Engineering Inc. (“Jacobs”) submitted the most responsible and qualified proposal for the performance of the Engineering Services based upon predetermined criteria set forth in RFP #003-2019, and recommended that Jacobs be awarded a contract in accordance with the Commission’s enabling legislation and applicable state law as the most responsible and qualified proposer, considering its experience and pricing proposal; and

WHEREAS, Jacobs proposed to provide the Engineering Services at the not-to-exceed amount of \$616,900.00, which is inclusive of an allowance in the amount of \$42,000.00 for additional modeling that may be required for design; and

WHEREAS, the Commission has determined that such price is reasonable; and

WHEREAS, the Commission wishes to retain the services of Jacobs to perform the Engineering Services in accordance with the Commission’s RFP #003-2019 and Jacobs’ 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 Jacobs Engineering, Inc. for the Engineering Services, in a not-to-exceed amount of \$616,900.00; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare such a contract, incorporating the Commission’s requirements as set forth in RFP #003-2019, and the proposal submitted by Jacobs; and

BE IT FURTHER RESOLVED that the Chairman or Vice Chairman of the Commission are 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 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.

Commissioner Ashkinaze offered a motion to adopt the resolution authorizing a contract award to Jacobs Engineering Inc. for the design of the clarifier system rehabilitation in basins 1-4; seconded by Commissioner Cassella and unanimously approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative.

Resolution – Authorizing the Award and Execution of a Contract to Premier Power Solutions, LLC for Work Associated with Electric Generation Supply Services

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 TO PREMIER POWER SOLUTIONS, LLC FOR WORK ASSOCIATED
WITH ELECTRIC GENERATION SUPPLY SERVICES**

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 is necessary to procure electric energy supply services, including energy broker and consulting services (the “Energy 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 May 14, 2019, the Commission publicly advertised a Request for Proposals and Qualification Statements for the Provision of Electric Generation Service Supply (“RFP #005-2019”), and subsequently received one proposal on or about May 20, 2019 from Premier Power Solutions, LLC (“Premier Power”); and

WHEREAS, the Commission's evaluation committee reviewed and evaluated Premier Power's proposal and determined that it was a responsible, and responsive proposal for the Energy Services, and has recommended that Premier Power be awarded a contract in accordance with the Commission's enabling legislation and applicable state law; and

WHEREAS, Premier Power will be compensated through a commission from the selected winning supplier, and therefore no funds are required for this contract; and

WHEREAS, the initial term of the contract shall be one (1) year, and the Commission may, in its sole discretion, offer up to two (2) additional one-year extensions under the same terms and conditions; and

WHEREAS, the Commission desires to retain the services of Premier Power to perform the Energy Services in accordance with the Commission's requirements as set forth in RFP #005-2019, Premier Power's proposal, and any applicable laws, rules or regulations; 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.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that a contract for a one-year term for Energy Services be awarded to Premier Power as the sole qualified, responsive, and responsible proposer in accordance with the Commission's enabling legislation and applicable state law; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare such a contract for the Energy Services; 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 Shotmeyer offered a motion to adopt the resolution authorizing the award and execution of a contract to Premier Power Solutions, LLC for work associated with electric generation supply services; seconded by Commissioner Ashkinaze and approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative.

Resolution – Authorizing the First Renewal Option and One Year Extension to Contract #1089B with Beneficial Soil Solutions Inc. for Management and Removal of Wanaque Water Treatment Plant Residuals

Commission Secretary Kim Diamond read the following resolution:

**RESOLUTION OF THE NORTH JERSEY DISTRICT WATER SUPPLY
COMMISSION AUTHORIZING THE FIRST RENEWAL OPTION AND ONE
YEAR EXTENSION TO CONTRACT #1089B WITH BENEFICIAL SOIL
SOLUTIONS INC FOR MANAGEMENT AND REMOVAL OF WANAQUE
WATER TREATMENT PLANT RESIDUALS**

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 previously determined there was a need to retain a qualified contractor for the management and removal of residuals at the Wanaque Water Treatment Plant Facility (the “Residual Services”); and

WHEREAS, on or about June 30, 2016, the Commission publicly advertised a request for proposals for the Residual Services, referenced as RFP #009-2016, and received proposals from interested parties on or before August 23, 2016; and

WHEREAS, the Commission thereafter evaluated the proposals and adopted a resolution awarding Beneficial Soil Solutions Inc (“Beneficial”) a contract for the provision of Residual Services considering its experience and pricing (“Contract #1089B”); and

WHEREAS, on or about July 26, 2017, the Commission and Beneficial executed Contract #1089B, wherein the term is two (2) years, with the Commission reserving the right to renew the contract for up to two (2) consecutive, one (1) year extensions under the same terms and conditions; and

WHEREAS, the Commission wishes to invoke its first renewal option and one (1) year extension to Contract #1089B, with a new rate of \$34.25/cubic yard, but otherwise under the same terms and conditions, as outlined in Contract #1089B; and

WHEREAS, the renewal of Contract #1089B is necessary for the efficient operation of the Commission; and

WHEREAS, the Chief Financial Officer of the Commission has certified that the funds are available for the renewal of Contract #1089B.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the North Jersey District Water Supply Commission that Contract #1089B with Beneficial is hereby renewed for a term of one (1) year, to provide the Residual Services; and

BE IT FURTHER RESOLVED that the Executive Director and General Counsel are hereby authorized to prepare the renewal with a new rate of \$34.25/cubic yard, but otherwise under the same terms and conditions as Contract #1089B; and

BE IT FURTHER RESOLVED that the Chairman or Vice Chairman of the Commission is hereby authorized to execute the renewal of Contract #1089B, 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.

Commissioner Ashkinaze offered a motion to adopt the resolution authorizing the first renewal option and one year extension to Contract #1089B with Beneficial Soil Solutions Inc. for management and removal of Wanaque Water Treatment Plant residuals; seconded by Commissioner Cassella and approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella 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 Shotmeyer offered a motion to approve the Wanaque North Operating Account in the amount of \$10,250,207.39; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative. Vice Chairman Shotmeyer abstained from check #56930.

Wanaque South Operating Account:

Upon Chief Financial Officer Schaffner's certification of the attached bills and payroll transfers as being proper and accurate, Commissioner Ashkinaze offered a motion to approve the Wanaque South Operating Account in the amount of \$3,894,323.83; seconded by Commissioner Cassella and unanimously approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella 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 Shotmeyer offered a motion to approve the Wanaque South Joint Venture Operating Account in the amount of \$636,632.05; seconded by Commissioner Ashkinaze and unanimously approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative.

There being no further business, Commissioner Ashkinaze offered a motion to adjourn the meeting at 9:56 a.m.; seconded by Commissioner Cassella and unanimously approved with Chairman Burrell, Vice Chairman Shotmeyer and Commissioners Ashkinaze, Kuser and Cassella voting in the affirmative.

Respectfully submitted,

Kim Diamond
Commission Secretary