



## PASSAIC VALLEY WATER COMMISSION

### PASSAIC VALLEY WATER COMMISSION

MAY 21, 2014

#### Roll Call & Compliance with N.J.S.A. 10:4-6 et seq. Open Public Meetings Act; Salute to the Flag – Pledge of Allegiance

1. Public Comments
2. Committee Reports:
  - a) Personnel
  - b) Finance
  - c) IT
  - d) Legal Affairs
3. Executive Director's Report:
  - a) Department Reports
  - b) Request to Advertise a Contract #14-B-27 "Analytical Laboratory Services for Cryptosporidium, Giardia and E. Coli"
  - c) Request to Advertise a Contract #14-B-28 "Support Services for Customer Service and Billing"
4. Comptroller's Report:
  - a) Miscellaneous Financial Reports
  - b) Audit Resolution & Group Affidavit
  - c) "Series 2014 Supplemental Resolution No. 2 and Amending Certain Provisions of the Passaic Valley Water Commission's General Bond Resolution Duly Adopted May 27, 1992, as Amended and Supplemented, and as Supplemented by Series 2014 Supplemental Resolution No. 1 Dated March 19, 2014 providing for the Issuance and Sale of not to Exceed \$24,500,000 Principal amount of Series 2014 Water Supply System Revenue Bonds of the Commission and Determining Various Matters Pertaining Thereto.

#### RESOLUTION ON ENTERING EXECUTIVE CONFERENCE

- A. LAW:
  1. Summary Aging Reports
  2. i/m/o Employee Hand Book
  3. North Arlington v. P.V.W.C.
  4. Lodi v. P.V.W.C.
- B. PERSONNEL:
  1. New Hire: Lee-Roy Jones-Laborer/TA  
Proposed Salary: \$32,000  
Proposed Range: \$16,315 to \$56,285
  2. New Hire: Kenneth Mamary-Assistant Water Treatment Plant Operator/TA  
Proposed Salary: \$37,565  
Proposed Range: \$17,809 to \$61,755
  3. Permanent Status: Celenia Fernandez-Keyboarding Clerk-Bi-Lingual  
Current Salary: \$56,838  
Current Range: \$55,783 to \$56,838
  4. Promotion: Jo-Ann Browne-Senior Laboratory Technician-Water Analysis  
Current Salary: \$58,551  
Current Range: \$25,000 to \$59,823  
Proposed Salary: \$59,500  
Proposed Range: \$18,357 to \$63,846



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5. Promotion: Charles Poysstick- Laboratory Technician-Water Analysis  
Current Salary: \$50,082  
Current Range: \$25,000 to \$59,823  
Proposed Salary: \$52,300  
Proposed Range: \$18,357 to \$63,846
6. Salary Increase: Michael Marotta-General Supervising Maintenance Repairer  
Current Salary: \$118,935  
Current Range: \$18,357 to \$118,935  
Proposed Salary: \$121,701  
Proposed Range: \$51,665 to \$129,000
7. i/m/o Annual Summer Help Program/Intern Program

### C. ADMINISTRATION:

1. Changes in Scope of Professional Services for Project #12-P-43 "Professional Engineering Services-Emergency Back-Up Power and Water Storage Facilities-Design, Permitting and Construction Administration Services"-Additional Professional Services for Alternative Site Assessment for Levine Tanks.
2. Changes in Scope of Professional Services for Project #12-P-43 "Professional Engineering Services-Emergency Back-Up Power and Water Storage Facilities-Design, Permitting and Construction Administration Services"-Additional Professional Services for Additional Requirements and Project Features (Contract Amendment No. 2).

### RECONVENE PUBLIC MEETING

#### 5. CONSENT AGENDA:

- a) Minutes of the Passaic Valley Water Commission *in camera* session and Regular Public Meetings held April 16, 2014.
- b) From Linda Beckering, Director of Purchasing Dept. Report of Miscellaneous Orders Placed for the period: from 4/7/14 to 5/4/14. (Reports sent weekly)

#### REQUEST FOR ACTION:

6. Contract 14-B-16 "Furnish and Deliver "No Lead" Type Brass Water Service Line Fittings" Recommendations to Award a Two (2) Year Contract to, HD Supply Waterworks, LTD, of Edison, NJ for Items: 1-38, in the amount of \$141,632.50 and Capitol Supply Construction Products, Inc., of Denville, NJ, for Items: 39-149, in the amount of \$52,050.40
7. Contract 14-B-17 "Furnish and Install Tube Settler Bypass Piping and Appurtenances" Recommendations to Award a Six (6) Month Contract to Fred Devens Construction Company, of Sussex, NJ, in the amount of \$179,500.00
8. Contract 14-B-18 (Re-Bid) "Furnish and Deliver Mobile Column Truck Lift System" Recommendations to Award a Six (6) Month Contract to Hoffman Services, Inc., of Newark, NJ in the amount of \$58,463.00
9. Contract 14-B-21 (Re-Bid) "Furnish and Deliver Trailer-Mounted Vacuum Excavating Equipment and Appurtenances" Recommendations to Award a Six (6) Month Contract to R.J. Sherman & Associates DBA Vermeer North Atlantic, of Lumberton, NJ in the Amount of \$108,855.00



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- 10.** Contract 14-B-22 "Furnish and Deliver Portable Corrosion Inhibitor System"  
Recommendations to Award a Six (6) Month Contract to Aries Chemical, Inc., of Beaver Falls, NY in the amount of \$201,599.00
- 11.** Contract 14-B-25 "Water Main Cleaning and Lining-Clifton and Paterson, New Jersey"  
Recommendations to Award a One (1) Year Contract to Metra Industries, Inc. of Little Falls, NJ in the amount of \$4,297,540.00

**RESOLUTIONS:**

- 12.** Resolution-State Contract #T2103 13-x-22757 83174 Procurement of Two (2) Vehicles For the Maintenance Department-Two (2) 2014 Chevrolet Express RWD Van-Cargo from Mall Chevrolet, of Cherry Hill, NJ at a unit cost of \$20,875.00, for a total of \$41,750.00.
- 13.** Resolution of the Passaic Valley Water Commission Authorizing the Issuance of a letter from PVWC's Executive Director to the NJDEP requesting, a Two (2) Month Extension for the Submission of the Final Design Documents to the NJDEP for the Levine Tanks.
- 14.** **NEW BUSINESS:**  
Summary of Disbursements & Payrolls thru May 21, 2014, in the amount of \$8,103,711.43 Certified by Treasurer Levine and Comptroller Weiss.

**15.** **Recommendations from Executive Conference**

**16.** **GOOD & WELFARE**

**17.** **ADJOURNMENT**

**Committee Reports:**

a) Personnel

b) Finance

c) IT

d) Legal Affairs

**RESOLUTION OF PASSAIC VALLEY WATER COMMISSION  
DATE OF ADOPTION:**

Approved as to form and legality by Law Department on basis of facts set forth by Executive Director, Purchasing, Engineering and Finance Departments.

Introduced by Commissioner: \_\_\_\_\_

Seconded by Commissioner: \_\_\_\_\_

**WHEREAS**, on May 6, 2014 four (4) bids were received by Passaic Valley Water Commission ("PVWC") for Contract No. 14-B-25 "Water Main Cleaning and Lining-Clifton and Paterson, New Jersey"; and

**WHEREAS**, said bids have been reviewed by the Executive Director, Director of Engineering, Director of Purchasing, (and Counsel as to form and legality), and a memorandum dated May 20, 2014 from the Director of Engineering, and a memorandum dated May 19, 2014 from the Director of Purchasing, along with other relevant correspondence, is attached hereto and made a part hereof as Exhibit A; and

**WHEREAS**, the apparent low bid submitted by Reivax Contracting, Corp. ("Reivax") failed to include material information with their bid to demonstrate adequate experience performing projects similar to that required by the Contract, namely cleaning and lining of water mains using cement mortar lining; and

**WHEREAS**, notwithstanding written requests from PVWC for Reivax to supplement their bid by submitting the required material information to PVWC, Reivax has failed to do so, which is in contravention to the requirements of the Bid Documents, and which is considered by PVWC to be a material defect in their bid, and which Reivax was unwilling or unable to cure; and

**WHEREAS**, Reivax has subsequently written to PVWC requesting that their bid be withdrawn due to the lack of relevant experience of their proposed subcontractor, and attached hereto and made a part

hereof is a copy of Reivax's referenced correspondence dated May 16, 2014; and

**WHEREAS**, this material defect (Reivax's failure to submit the said required material information to PVWC) thereby disqualifies their bid; and

**WHEREAS**, the Local Public Contracts Law provides for the awarding of said contract upon receipt of bids and qualifications of bidders therefor; and

**WHEREAS**, the lowest responsive, responsible bid submitted for this contract was that of Metra Industries, Inc. of Little Falls, New Jersey (the "Awardee") with respect to said bid in the amount of \$4,197,540.00; and

**WHEREAS**, PVWC's Comptroller has certified, with respect hereto, that funds are currently available for said purpose and said certificate is attached hereto as Exhibit B;

**NOW, THEREFORE, BE IT RESOLVED**, by Passaic Valley Water Commission, in the County of Passaic, New Jersey:

1. That Contract No. 14-B-25 "Water Main Cleaning and Lining- Clifton and Paterson, New Jersey" in the total amount set forth hereinabove in connection with the above described goods and services is hereby awarded to the Awardee as also set forth hereinabove; and
2. That the appropriate officers of the Commission are hereby authorized to execute the Contract; and implement the terms of said Contract in accordance with this Resolution and the submissions provided in connection therewith, with respect to solicitation for bids made in connection with Contract 14-B-25 as set forth hereinabove.

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**RECORD OF COMMISSION VOTE ON FINAL PASSAGE**

	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>BAZIAN M.</b>	---	---	---	---
<b>VANNOY, R.</b>	---	---	---	---
<b>LEVINE, J.</b>	---	---	---	---
<b>CLEAVES, C.</b>	---	---	---	---
<b>DE VITA, T.</b>	---	---	---	---
<b>SANCHEZ, R.</b>	---	---	---	---
<b>KOLODZIEJ, G.</b>	---	---	---	---

Adopted at a meeting of Passaic Valley Water Commission.

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**President**  
**GLORIA KOLODZIEJ**

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**Secretary**  
**MENACHEM BAZIAN**

This Resolution, when adopted, must remain in the custody of the Administrative Secretary.

**CERTIFICATION**

I, LOUIS AMODIO, Administrative Secretary of the Passaic Valley Water Commission in the County of Passaic, and the State of New Jersey do hereby certify that the foregoing Resolution is a true copy of a legal quorum of the Original Resolution duly passed and adopted by a majority of the full membership of the Passaic Valley Water Commission at its meeting of May 21, 2014.

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**LOUIS AMODIO**  
**Administrative Secretary**

**PASSAIC VALLEY WATER COMMISSION**

**CONTRACT NO. 14-B-25  
"WATER MAIN CLEANING AND LINING-  
CLIFTON AND PATERSON, NEW JERSEY"**

**DIRECTOR OF ENGINEERING'S MEMORANDUM  
DATED MAY 20, 2014**

**DIRECTOR OF PURCHASING'S MEMORANDUM  
DATED MAY 19, 2014**

**AND OTHER RELEVANT CORRESPONDENCE**

**EXHIBIT A**



**PASSAIC VALLEY WATER COMMISSION  
INTEROFFICE MEMORANDUM**

Date: May 20, 2014

To: Hon. Commissioners

From: J. Duprey

cc: J. Bella  
G. Hanley  
L. Amodio  
L. Beckering

Re: Contract No. 14-B-25 "Water Main Cleaning and Lining-  
Clifton and Paterson, New Jersey"-Bid Evaluation and  
Recommendations Concerning Award of Contract

On May 6, 2014 four (4) bids were received by PVWC for Contract No. 14-B-25 "Water Main Cleaning and Lining-Clifton and Paterson, New Jersey" (the "Contract").

The apparent low bid submitted by Reivax Contracting, Corp. ("Reivax") failed to include material information with their bid to demonstrate adequate experience performing projects similar to that required by the Contract, namely cleaning and lining of water mains using cement mortar lining.

Notwithstanding written requests from PVWC for Reivax to supplement their bid by submitting the required material information to PVWC, Reivax has failed to do so, which is in contravention to the requirements of the Bid Documents, and which is considered by PVWC to be a material defect in their bid, and which Reivax was unwilling or unable to cure.

Reivax has subsequently written to PVWC requesting that their bid be withdrawn due to the lack of relevant experience of their proposed subcontractor, and attached is a copy of Reivax's referenced correspondence dated May 16, 2014.

This material defect (Reivax's failure to submit the said required material information to PVWC) thereby disqualifies their bid. Therefore, the lowest responsive, responsible bid submitted for this Contract was that of Metra Industries, Inc. of Little Falls, New Jersey (the "Awardee") with respect to said bid in the amount of \$4,197,540.00.

Subject to review and approval by the Law Department, it is recommended that the apparent low bid submitted by Reivax be rejected for reasons set forth above, and that the Contract be awarded to the Awardee in the amount set forth hereinabove.

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PASSAIC VALLEY WATER COMMISSION

INTER-OFFICE MEMO

DATE: May 19, 2014

FROM: Purchasing Department

TO: Joseph A. Bella  
George T. Hanley  
Yitzchak Weiss

RE: **Contract # 14-B-25**  
**Water Main Cleaning and Lining, Clifton and Paterson, New Jersey**

The Purchasing Department has reviewed the above stated Contract for required documents, affirmative action requirements, and the Contract proposal tabulations. The Finance Department has certified the availability of funds (see attached).

Of the four (4) bids received, the lowest responsive and responsible proposal was submitted by Metra Industries, Inc. of Little Falls, New Jersey, in the amount of \$4,197,540.00.

Respectfully submitted,



Linda Beckering  
Purchasing Agent

cc: L. Amodio  
J. Duprey ✓

## Duprey, Jim

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**From:** Porcaro, Patrick  
**Sent:** Monday, May 19, 2014 2:13 PM  
**To:** Beckering, Linda; Jim Duprey (JGDUPREY@PVWC.com); Byrne, Kevin  
**Subject:** FW: Pwvc cleaning and lining project

**From:** Xavier Pimenta [<mailto:xpimenta@reivaxcontracting.com>]  
**Sent:** Friday, May 16, 2014 5:21 PM  
**To:** Porcaro, Patrick; Luis Santana; Scott Kuzmic, (FMNJ); [XPimenta@reivaxcontracting.com](mailto:XPimenta@reivaxcontracting.com)  
**Subject:** Pwvc cleaning and lining project

Pat,  
Upon closer review, Reivax has found that the listed subcontractor for cleaning and lining on this project, US Sewer and pipe, misrepresented it's qualifications for similar prior work performed at bid time. After bid, upon closer review, the references supplied did not pan out and further reinforced US Sewers lack of experience and credentials.

This finding is detrimental and prohibits Reivax from successfully constructing this project without irreparable harm. As result of these findings, Reivax respectfully requests to withdraw from it's low bid on this project and Reivax requests return of it's submitted bid bond without claim.

Regards,  
Xavier Pimenta

President

Contract 14-B-25  
Water Main Cleaning and Lining  
Clifton and Paterson, New Jersey

Bids Received: May 6, 2014

BIDDERS	BID DEPOSIT CC- Certified Check CA- Cashier's Check BB- Bid Bond	TOTAL AMOUNT OF CONTRACT	REMARKS
J. Fletcher Creamer & Son, Inc. 1701 East Linden Avenue Linden, New Jersey 07036 <a href="mailto:dkoeger@jfcson.com">dkoeger@jfcson.com</a>	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input checked="" type="checkbox"/> 10% Bid Bond Not to Exceed \$20,000.00	\$5,063,776.00	<input checked="" type="checkbox"/> Business Registration Cert. <input checked="" type="checkbox"/> PVWC Consent of Surety <input type="checkbox"/> Other Consent of Surety <input checked="" type="checkbox"/> Public Works Cont. Cert.
Dewcon, Inc. 10 Forbes Court Basking Ridge, New Jersey 07920 <a href="mailto:ryan.dewey@dewcon.com">ryan.dewey@dewcon.com</a>	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input checked="" type="checkbox"/> Bid Bond Not to Exceed \$20,000.00	\$6,071,100.00	<input checked="" type="checkbox"/> Business Registration Cert. <input checked="" type="checkbox"/> PVWC Consent of Surety <input type="checkbox"/> Other Consent of Surety <input type="checkbox"/> Public Works Cont. Cert.
Mainlining Service 555 Pound Road Elma, New York 14059 <a href="mailto:tbentley@mainlining.com">tbentley@mainlining.com</a>	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input type="checkbox"/> Bid Bond Not to Exceed \$		<input type="checkbox"/> Business Registration Cert. <input type="checkbox"/> PVWC Consent of Surety <input type="checkbox"/> Other Consent of Surety <input type="checkbox"/> Public Works Cont. Cert.
Reivax Contracting Corporation 46 Washington /Street Harrison, New Jersey 07029 <a href="mailto:xpimewnta@reivaxcontractinginc.com">xpimewnta@reivaxcontractinginc.com</a>	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input checked="" type="checkbox"/> 10% Bid Bond Not to Exceed \$20,000.00	\$3,885,320.00	<input checked="" type="checkbox"/> Business Registration Cert. <input checked="" type="checkbox"/> PVWC Consent of Surety <input type="checkbox"/> Other Consent of Surety <input checked="" type="checkbox"/> Public Works Cont. Cert.
Metra Industries, Inc. 50 Muller Place Little Falls, New Jersey 07424 <a href="mailto:jdioslaki@metraindustries.com">jdioslaki@metraindustries.com</a>	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input checked="" type="checkbox"/> 10% Bid Bond Not to Exceed \$20,000.00	\$4,197,540.00	<input checked="" type="checkbox"/> Business Registration Cert. <input checked="" type="checkbox"/> PVWC Consent of Surety <input type="checkbox"/> Other Consent of Surety <input checked="" type="checkbox"/> Public Works Cont. Cert.

**PASSAIC VALLEY WATER COMMISSION**

**CONTRACT NO. 14-B-25**

**"WATER MAIN CLEANING AND LINING-  
CLIFTON AND PATERSON, NEW JERSEY"**

**PVWC'S FINANCIAL CERTIFICATION SHEET**

**EXHIBIT B**

OFFICE OF THE COMPTROLLER

CERTIFICATION OF AVAILABILITY OF FUNDS

It is hereby certified that subject to Commission approval of future Budgets, with respect to multi-budget year contracts, there are or will be sufficient available funds for expenditures to be incurred as result of any contract or commitment to be entered into by Passaic Valley Water Commission as follows:

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Description of Project or Contract:

**Professional Engineering Services for Project # 14-B-25 – Professional Services for Water Main Cleaning and Lining, Clifton and Paterson, NJ. (Metra Industries, Inc.).**

Amount of Project or Contract not to exceed: **\$4,197,540**

2014 Budgeted amount \$3,000,000

2015 Budgeted amount \$1,197,540

1. Acct #: 001-0901.419-95-31

Other Comments: **Capital project**

Date of Certification: May 19, 2014



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Yitzchak Weiss, CPA  
Comptroller and Chief Financial Officer  
Passaic Valley Water Commission