



PASSAIC VALLEY WATER COMMISSION

RESOLUTION #14-22

RESOLUTION OF PASSAIC VALLEY WATER COMMISSION

DATE OF ADOPTION: April 16, 2014

Factual Contents certified to by Louis Amodio, Administrative Secretary. Approved as to Form and Legality on basis of facts set forth by George T. Hanley, General Counsel. Entering Executive Closed Session in accordance with Open Public Meetings Act, R.S. 10:4-6 et seq. Pursuant to the Open Public Meetings Act,

COMMISSIONER: VANNOY offers the following Resolution for adoption:

WHEREAS, Section 8 of the Open Public Meetings Act, c. 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 presently exist:

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of Passaic Valley Water Commission:

1. The public shall be excluded from discussion of the hereinafter specified subject Matters; the general nature of the subject matters being: Financial, Insurance, Personnel, Contracts, Negotiations, Security, and Law: LAW: Summary Aging Reports i/m/o Employee Hand Book,, P.V.W.C. v. Diamond, Verizon v PVWC, PERSONNEL: New Hire: Thomasz Nowak-Electrician/TA, Stephanie Vogel-Water Sample Collector/TA, Franklin Bautista-Laborer/TA ADMINISTRATION:
And any other matter as may be discussed *in camera*.
2. It is anticipated at this time that the above-stated subject matter will be ratified During public meeting following or as soon thereafter as the reason for discussion no Longer exists.
3. This Resolution shall take effect immediately.

Second by COMMISSIONER: DEVITA AYES: 5 ABSENT: 2 Time: 11:13 A.M.

RECORD OF COMMISSION VOTE ON FINAL PASSAGE				
	AYE	NAY	ABSTAIN	ABSENT
MENACHEM BAZIAN				<u>X</u>
ROBERT VANNOY	<u>X</u>			
JEFFREY LEVINE	<u>X</u>			
CHRYSTAL CLEAVES				<u>X</u>
RIGO SANCHEZ	<u>X</u>			
THOMAS P. DE VITA	<u>X</u>			
GLORIA KOLODZIEJ	<u>X</u>			



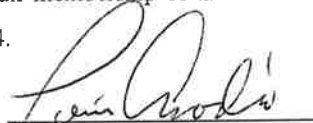
PASSAIC VALLEY WATER COMMISSION


PRESIDENT
Gloria Kolodziej


SECRETARY
Menachem Bazian

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 April 19, 2014.


LOUIS AMODIO
Administrative Secretary

RESOLUTION #14-23
RESOLUTION OF PASSAIC VALLEY WATER COMMISSION
DATE OF ADOPTION: APRIL 16, 2014

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: **VANNOY**

Seconded by Commissioner: **SANCHEZ**

WHEREAS, under Contract No. 12-B-22 "Polyaluminum Chloride"; (the "Contract"), Usalco, LLC of Baltimore, Maryland provided, and continues to furnish and deliver Polyaluminum chloride under this 2-year contract with the Passaic Valley Water Commission ("PVWC") consistently and reliably and effectively and efficiently on an as-needed basis with the Contract commencing May 16, 2012; and

WHEREAS, under the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. as amended April 17, 2000 (the "Act"), certain discretionary provisions enabled under said Act, including extensions to existing contracts under N.J.S.A. 40A:11-15, were subsequently adopted by PVWC; and

WHEREAS, under N.J.S.A. 40A:11-15, extensions to existing contracts provide for up to two (2) additional years for contracts which are two (2) years or less, (for a total contract duration not to exceed four (4) years), with recommended actions concerning any and all such extensions subject to PVWC approval through Resolutions; and

WHEREAS, the currently active Contract, otherwise scheduled to end on or about May 15, 2014, includes a provision whereby PVWC may elect to allow said Contract to expire at the end of the time stipulated, or to extend the contract time by annual or semi-annual periods, for a total contract duration not to exceed the maximum allowable set forth hereinabove; and

WHEREAS, under the provisions of the Contract, the Contractor is required to maintain and extend all insurance and performance bonds, and any other bonds, and to continue to provide goods and services under the extended contract under the terms and conditions of the existing contract; and

WHEREAS, it is, therefore, in the best interests of PVWC, its users and constituent municipalities to extend the Contract for a 2-year period of time beginning May 16, 2014 and ending on May 15, 2016; all as indicated in the Director of Engineering's memorandum dated March 21, 2014, a copy of which is attached hereto and made a part hereof, as Exhibit A; and

WHEREAS, a copy of the Director of Purchasing's memorandum dated March 21, 2014, along with the Contractor's correspondence dated March 19, 2014 agreeing to a 2-year extension of the Contract (under the terms and conditions of the Contract Documents) and other relevant correspondence, is attached hereto and made a part hereof as Exhibit B; and

WHEREAS, the unit quantities stipulated under the original 2-year Contract are hereby adjusted and reestablished for this 2-year extended portion of the Contract, and, based on the appropriate adjustment of the unit prices currently in effect under the Contract (in accordance with the provisions of N.J.S.A. 40A:11-15 and as set forth in the contract documents) and the resulting negotiated increase of zero (0) percent to said unit prices, the total amount of this extended portion of the Contract equates to \$372,725.00; and

WHEREAS, PVWC's Comptroller has certified, with respect hereto, that funds are currently available for said purpose, and said certificate is included herewith and made a part hereof as Exhibit C;

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

1. That PVWC hereby authorizes and awards a 2-year extension to Contract No. 12-B-22 "Polyaluminum Chloride" to Usalco, LLC of Baltimore, Maryland commencing May 16, 2014 and expiring on May 15, 2016; all in accordance with N.J.S.A. 40A:11-15; and in an amount not to exceed \$372,725.00.
2. That the terms of this 2-year extension to the Contract are embodied in this Resolution and Exhibit A which is incorporated herein as the amendment to the Contract.
3. That appropriate officers of the Commission are hereby authorized and directed to execute this Contract extension as set forth hereinabove and implement the terms of this extended Contract in accordance with this Resolution and the submissions provided in connection herewith, and the Secretary of PVWC to attest to this Contract extension and such other officers, employees and officials of PVWC are hereby authorized to perform such acts and execute such documents as are necessary to implement the terms and intentions of this Resolution.
4. That this matter shall be advertised as required by New Jersey law, in accordance with an appropriate form of notice, and a copy of this Resolution shall be placed on file and made available for public inspection at the office of the Administrative Secretary of Passaic Valley Water Commission.

RECORD OF COMMISSION VOTE ON FINAL PASSAGE

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

Adopted at a meeting of Passaic Valley Water Commission.



President

GLORIA KOLODZIEJ



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 April 16, 2014.



LOUIS AMODIO

Administrative Secretary

PASSAIC VALLEY WATER COMMISSION

**2-YEAR EXTENSION OF CONTRACT 12-B-22
"POLYALUMINUM CHLORIDE"**

**DIRECTOR OF ENGINEERING'S MEMORANDUM
DATED MARCH 21, 2014**

EXHIBIT A

PASSAIC VALLEY WATER COMMISSION

INTER-OFFICE MEMORANDUM

Date: March 21, 2014
To: G. Hanley
From: J. Duprey
CC: J. Bella
Subject: 2-Year Extension of Contract 12-B-22 "Polyaluminum Chloride"

Under Contract 12-B-22 "Polyaluminum Chloride" Usalco, LLC of Baltimore, Maryland has, and continues to, provide goods and services consistently and reliably and effectively and efficiently on an as-needed basis with the said contract commencing on May 16, 2012. This 2-year contract, which is otherwise scheduled to end on or about May 15, 2014, includes a provision whereby PVWC may elect to allow the said contract to expire at the end of the time stipulated, or to extend the contract time by annual or multi-annual periods, for a total contract duration of not more than four (4) years, including extensions. A 2-year extension would result in an overall contract duration of four (4) years which would be permissible under the Local Public Contracts Law N.J.S.A. 40A:11-15 because it would not exceed the maximum allowable.

It is more advantageous to extend this Contract rather than re-bid it because, although the Implicit Price Deflator indicates an anticipated and would allow a price increase of one (1) percent, PVWC negotiated a zero (0) percent price increase, thereby resulting in anticipated net savings to PVWC based on the said Price Deflator Index.

Attached is a copy of the Director of Purchasing's memorandum dated March 21, 2014 along with the Contractor's correspondence dated March 19, 2014 agreeing to a 2-year extension of the contract under the terms and conditions of the Contract Documents.

It is recommended that, subject to review and approval by the Law Department, Contract 12-B-22 be extended for a 2-year period of time beginning May 16, 2014 and ending on May 15, 2016. Based on the re-establishment of the unit quantities for the 2-year extension, and adjustments of the unit prices [by an negotiated and agreed-to escalation Index⁽¹⁾ adjustment of zero (0) percent], all in accordance with the provisions of N.J.S.A. 40A:11-15, the total amount of the extended portion of the contract equates to \$372,725.00.

Note: (1) In accordance with N.J.S.A. 40A:11-15, the Index Rate is the rate of annual percent increase, rounded to the nearest half-percent, in the Implicit Price Deflator for State and Local Government Purchases of Goods and Services, computed and published quarterly by the United States Department of Commerce, Bureau of Economic Analysis.

PASSAIC VALLEY WATER COMMISSION

**2-YEAR EXTENSION OF CONTRACT 12-B-22
"POLYALUMINUM CHLORIDE"**

**DIRECTOR OF PURCHASING'S MEMORANDUM
DATED MAY 21, 2014 AND
CONTRACTOR'S CORRESPONDENCE
DATED MAY 19, 2014**

EXHIBIT B

PASSAIC VALLEY WATER COMMISSION

INTER-OFFICE MEMO

DATE: March 21, 2014

FROM: Purchasing Department

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

RE: **Contract # 12-B-22**
Polyaluminum Chloride

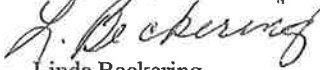
The above referenced contract is due to expire 05/15/2014. In accordance with the provisions of N.J.S.A. 40A:11 et seq., L1999, C 440, we have the option to extend this contract for up to another two (2) years.

The current contractor, **Usalco, LLC**, has agreed to a two (2) year extension at no increase in cost. The Finance Department has "Certified the Availability of Funds" (documentation attached).

Current Contract Amount (Two Years) = \$372,725.00

Extension Amount (Two Years) = \$372,725.00

Respectfully submitted,


Linda Beckering
Purchasing Agent

cc: L. Amodio
J. Duprey ✓

Beckering, Linda

From: Bowsbey, Gina <gbowsbey@usalco.com>
Sent: Wednesday, March 19, 2014 11:25 AM
To: Beckering, Linda
Subject: Contract Extension 12-B-22

Linda,

USALCO, LLC would be willing to extend the current contract for a period of two years at the current contract price of \$745.45 per Dry Ton.

Please let me know how you would like to proceed.

Best Regards,

Gina M. Bowsbey
Customer Coordination Manager
USALCO, LLC
(410) 354-0100 x2406

NOTE: Our New Headquarters Address:
2601 Cannery Avenue
Baltimore, MD 21226

PASSAIC VALLEY WATER COMMISSION

**2-YEAR EXTENSION OF CONTRACT 12-B-22
"POLYALUMINUM CHLORIDE"**

PVWC'S FINANCIAL CERTIFICATION

EXHIBIT C

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:

Description of Project or Contract: **12-B-22 (2 Year Extension) - Usalco, LLC**


Amount of Project or Contract: \$ 372,725.00

1. Acct: # 001-1001-421-70-11 Purchases / Chemicals

Specific Appropriation to which expenditures will be charged: Budget 2014/2015/2016

Other comments: Two (2) Year Contract Commencing: May 2014
Polyaluminum Chloride

Date of Certification: 03/21/2014 Certified: \$ 372,725.00


Yitzhak Weiss
Comptroller and Chief Financial Officer

YW:lb

RESOLUTION#14-24
RESOLUTION OF PASSAIC VALLEY WATER COMMISSION
DATE OF ADOPTION: APRIL 16, 2014

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

Introduced by Commissioner: **VANNOY**

Seconded by Commissioner: **SANCHEZ**

WHEREAS, Passaic Valley Water Commission ("PVWC") previously procured proprietary software and awarded a maintenance contract to Sungard Public Sector to maintain the said proprietary software system currently in use at PVWC, and the said six-month maintenance contract is due for renewal on April 1, 2014; and

WHEREAS, a copy of the Director of Purchasing's memorandum dated April 1, 2014 recommending renewal of the maintenance contract with Sungard Public Sector (hereinafter the "Contract") in accordance with N.J.S.A. 40A:11-5 (dd) relating to proprietary software and/or hardware, is attached hereto and made a part hereof as Exhibit A; and

WHEREAS, a copy of the Contract, which commences April 1, 2014 and ends on or about September 30, 2014 in the total amount of \$52,420.29 (and including a breakdown of applications and related fees), is attached hereto and made a part hereof as Exhibit B; and

WHEREAS, the Executive Director and the Director of Engineering have reviewed the above-referenced correspondence and Contract and concur with the Director of Purchasing's recommendations, (and the General Counsel has reviewed the proposed Contract as to form and legality); and

WHEREAS, PVWC's Comptroller has certified, with respect hereto, that funds are currently available for said purpose and said certificate is attached hereto and made a part hereof as Exhibit C; and

WHEREAS, it is in the best interest of PVWC, its users and constituent municipalities to engage, or continue to engage, the services of Sungard Public Sector (the "Awardee") with regard to the Contract at this time;

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

1. That PVWC hereby awards a six-month Contract commencing as of April 1, 2014, for the renewal of the maintenance of PVWC's proprietary software system to the Awardee in connection with the above-described goods and services in the total amount of \$52,420.29; and
2. That an appropriate official of PVWC, on behalf of PVWC, is hereby authorized and directed to execute the Contract hereby awarded to the Awardee and the Secretary of PVWC to attest to the Contract and such other officers, employees and officials of PVWC are hereby authorized to perform such acts and execute such documents as are necessary to implement the terms and intentions of this Resolution, and
3. That this matter shall be advertised as required by New Jersey law, in accordance with an appropriate form of notice, and a copy of this Resolution and Agreement shall be placed on file and made available for public inspection at the office of the Administrative Secretary of Passaic Valley Water Commission.

RECORD OF COMMISSION VOTE ON FINAL PASSAGE

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

Adopted at a meeting of Passaic Valley Water Commission.



President
GLORIA KOLODZIEJ


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 April 16, 2014.


LOUIS AMODIO
Administrative Secretary

PASSAIC VALLEY WATER COMMISSION

**RENEWAL OF SIX-MONTH CONTRACT FOR MAINTENANCE OF
PVWC'S PROPRIETARY SOFTWARE SYSTEM**

**DIRECTOR OF PURCHASING'S MEMORANDUM
DATED APRIL 1, 2014**

EXHIBIT A

PASSAIC VALLEY WATER COMMISSION

INTER-OFFICE MEMO

DATE: April 1, 2014

FROM: Purchasing Department
TO: Joseph A. Bella
George T. Hanley
Yitzchak Weiss
RE: **System Software Annual Maintenance**

Our six (6) month maintenance contract with Sungard Public Sector is due for renewal on April 1, 2014 (breakdown of applications and fees for each is attached). The total amount for renewal is \$52,420.29 The Finance Department has certified the availability of funds (attached).

As proprietary software, this award without bidding is provided for under LCPL 40A:11-5 (dd).

Respectfully submitted,


Linda Beckering
Purchasing Agent

cc: L. Amodio
J. Duprey ✓

PASSAIC VALLEY WATER COMMISSION
RENEWAL OF SIX-MONTH CONTRACT FOR MAINTENANCE OF
PVWC'S PROPRIETARY SOFTWARE SYSTEM

SUNGARD PUBLIC SECTOR'S
MAINTENANCE CONTRACT DATED APRIL 1, 2014

EXHIBIT B

SUNGARD® PUBLIC SECTOR

1000 Business Center Drive
Lake Mary, FL 32746
300-727-8088
www.sungardps.com

Invoice

Company	Document No	Date	Page
LG	77764	14/Feb/2014	1 of 3

Bill To: Passaic Valley Water
1525 Main Avenue
CLIFTON, NJ 07011
United States
Attn: Linda Beckering 973-340-4315

Ship To: Passaic Valley Water
1525 Main Avenue
CLIFTON, NJ 07011
United States
Attn: Linda Beckering 973-340-4315

Customer Grp/No.	Customer Name	Customer PO Number	Currency	Terms	Due Date
2181LG	Passaic Valley Water		USD	NET30	16/Mar/2014

SKU Code/Description/Comments	Units	Rate	Extended
Contract No. 00001293			
QRep End User Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	130.00	130.00
Contract No. 090324			
QRep Catalogs for K1 & KL Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	2.00	158.10	316.20
Contract No. 09776			
OnePoint Point of Sale Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	859.35	859.35
Contract No. 20011068			
Voice Response Selection Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	843.33	843.33
Contract No. 20040233			
NAVI - Continuing Property Records Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	6,094.29	6,094.29
NAVI - WorkOrders/Fac Mgmt Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	0.00	0.00
NAVI - Cash Receipts Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	1,564.68	1,564.68
NAVI - Customer Information Systems Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	12,515.40	12,515.40
NAVI-GMBA Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	6,163.25	6,163.25
Naviline-Land/Parcel Management Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	1,633.63	1,633.63
NAVI-Accounts Receivable Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	2,177.29	2,177.29
NAVI-PURCHASING INVENTORY Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	3,383.95	3,383.95
NAVI-Payroll/Personnel	1.00	2,142.81	2,142.81

Page Total : 37,824.18

SUNGARD® PUBLIC SECTOR

1000 Business Center Drive
Mary, FL 32746
727-8088
www.sungardps.com

Invoice

Company	Document No	Date	Page
LG	77764	14/Feb/2014	2 of 3

Bill To: Passaic Valley Water
1525 Main Avenue
CLIFTON, NJ 07011
United States
Attn: Linda Beckering 973-340-4315

Ship To: Passaic Valley Water
1525 Main Avenue
CLIFTON, NJ 07011
United States
Attn: Linda Beckering 973-340-4315

Order Grp/No.	Customer Name	Customer PO Number	Currency	Terms	Due Date
2181LG	Passaic Valley Water		USD	NET30	16/Mar/2014

SKU Code/Description/Comments	Units	Rate	Extended
Maintenance Start: 01/Apr/2014, End: 30/Sep/2014			
NAVI-DMS - Document Management Services	1.00	514.80	514.80
Maintenance Start: 01/Apr/2014, End: 30/Sep/2014			
Catalogs for CPJ,CRJ,CXJ,GMJ,LXJ,MRJ,PIJ,PRJ,WFJ	9.00	158.60	1,427.40
Maintenance Start: 01/Apr/2014, End: 30/Sep/2014			
Contract No. 20040668			
Click2Gov Core Module Embedded (2)	1.00	875.16	875.16
Maintenance Start: 01/Apr/2014, End: 30/Sep/2014			
Click2Gov Customer Information Module	1.00	2,723.61	2,723.61
Maintenance Start: 01/Apr/2014, End: 30/Sep/2014			
Contract No. 20040771			
NAVI - Contact Management	1.00	4,097.34	4,097.34
Maintenance Start: 01/Apr/2014, End: 30/Sep/2014			
Q-Rep Web Intranet	20.00	29.79	595.80
Maintenance Start: 01/Apr/2014, End: 30/Sep/2014			
Contract No. 9900189			
QRep Administrator	1.00	165.50	165.50
Maintenance Start: 01/Apr/2014, End: 30/Sep/2014			
QRep End User	3.00	165.50	496.50
Maintenance Start: 01/Apr/2014, End: 30/Sep/2014			
Contract No. 9900648			
Retrofit Modification Option	21.00	50.00	1,050.00
Maintenance Start: 01/Apr/2014, End: 30/Sep/2014			

Page Total 11,946.11

SUNGARD PUBLIC SECTOR

1000 Business Center Drive
Lake Mary, FL 32746
30-727-8088
www.sungardps.com

Invoice

Company	Document No	Date	Page
LG	77764	14/Feb/2014	3 of 3

Bill To: Passaic Valley Water
1525 Main Avenue
CLIFTON, NJ 07011
United States
Attn: Linda Beckering 973-340-4315

Ship To: Passaic Valley Water
1525 Main Avenue
CLIFTON, NJ 07011
United States
Attn: Linda Beckering 973-340-4315

Customer Grp/No.	Customer Name	Customer PO Number	Currency	Terms	Due Date
2181LG	Passaic Valley Water		USD	NET30	16/Mar/2014

SKU Code/Description/Comments	Units	Rate	Extended
--------------------------------------	--------------	-------------	-----------------

Payment To: SunGard Public Sector Inc.
Bank of America
12709 Collection Center Drive
Chicago, IL 60693

Subtotal	49,770.29
Sales Tax	0.00
Invoice Total	49,770.29
Payment Received	0.00
Balance Due	49,770.29

SUNGARD PUBLIC SECTOR

1000 Business Center Drive
Lake Mary, FL 32746
407-727-8088
www.sungardps.com

Invoice

Company	Document No	Date	Page
LG	77714	14/Feb/2014	1 of 1

Bill To: Passaic Valley Water
1525 Main Avenue
CLIFTON, NJ 07011
United States
Attn: Linda Beckering 973-340-4315

Ship To: Passaic Valley Water
1525 Main Avenue
CLIFTON, NJ 07011
United States
Attn: Linda Beckering 973-340-4315

Customer Grp/No.	Customer Name	Customer PO Number	Currency	Terms	Due Date
2181LG	Passaic Valley Water		USD	NET30	16/Mar/2014

SKU Code/Description/Comments	Units	Rate	Extended
Contract No. 20020713			
Electronic Learning Pass (HELP) Card-LF Maintenance Start: 01/Apr/2014, End: 30/Sep/2014	1.00	2,650.00	2,650.00
		Page Total	2,650.00

Bill Payment To: SunGard Public Sector Inc.
Bank of America
12709 Collection Center Drive
Chicago, IL 60693

Subtotal	2,650.00
Sales Tax	0.00
Invoice Total	2,650.00
Payment Received	0.00
Balance Due	2,650.00

PASSAIC VALLEY WATER COMMISSION

**RENEWAL OF SIX-MONTH CONTRACT FOR MAINTENANCE OF
PVWC'S PROPRIETARY SOFTWARE SYSTEM**

PVWC'S FINANCIAL CERTIFICATION SHEET

EXHIBIT C

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:

Description of Project or Contract : **Sungard Public Sector**


Amount of Project or Contract: \$ 52,420.29

1. Acct: # 001-0901-419-95-02 Capital / Pre-Paid Service Contracts

Specific Appropriation to which expenditures will be charged: Budget 2014

Other comments: Six (6) Contract Commencing: April 2014
System Software Annual Maintenance

Date of Certification: 04/01/2014 Certified: \$ 52,420.29



Yitzhak Weiss
Comptroller and Chief Financial Officer

YW:lb

RESOLUTION #14-26
RESOLUTION OF PASSAIC VALLEY WATER COMMISSION
DATE OF ADOPTION: APRIL 16, 2014

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: **VANNOY**

Seconded by Commissioner: **SANCHEZ**

WHEREAS, on April 3, 2014 eight (8) bids were received by PVWC for Contract No. 14-B-1 "Pavement and Sidewalk Replacement"; 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

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

WHEREAS, the lowest responsible bid submitted for this contract was that of Reivax Contracting, Inc. of Newark, New Jersey (the "Awardee") with respect to said bid in the amount of \$1,518,953.00; and

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

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

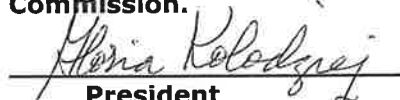
1. That Contract No. 14-B-1 "Pavement and Sidewalk Replacement" in the total amount of \$1,518,953.00 in connection with the above described goods and services is hereby awarded to the Awardee.

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-1 as set forth hereinabove.

RECORD OF COMMISSION VOTE ON FINAL PASSAGE

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

Adopted at a meeting of Passaic Valley Water Commission.

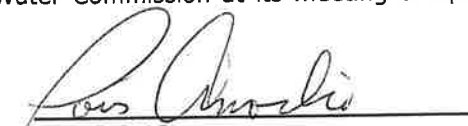

President
GLORIA KOLODZIEJ


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 April 16, 2014.


LOUIS AMODIO
Administrative Secretary

PASSAIC VALLEY WATER COMMISSION

INTER-OFFICE MEMO

DATE: April 8, 2014

FROM: Purchasing Department


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

RE: Contract # 14-B-1
Pavement and Sidewalk Replacement

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 eight (8) bids received, the lowest responsive and responsible proposal was submitted by **Reivax Contracting Corporation**, of Newark, New Jersey, in the amount of \$1,518,953.00.

Respectfully submitted,



Linda Beckering
Purchasing Agent

cc: L. Amodio
J. Duprey ✓

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:

Description of Project or Contract: 14-B-1 - Reivax Contracting Corporation

Amount of Project or Contract: \$ 1,518,953.00

1. Acct: # 001-0901-419-95-05 Capital /Outside Contractors

Specific Appropriation to which expenditures will be charged: Capital Budget
2014/2015/2016

Other comments: Two (2) Year Contract Commencing: April 2014
Pavement and Sidewalk Replacement

Date of Certification: 04/08/2014 Certified: \$ 1,518,953.00



Yitzhak Weiss
Comptroller and Chief Financial Officer

YW:lb

Contract # 14-B-1
Pavement and Sidewalk Replacement

Bids Received: April 3, 2014

BIDDERS	BID DEPOSIT CC- Certified Check CA- Cashier's Check BB- Bid Bond	TOTAL AMOUNT OF CONTRACT	REMARKS
Haskell Paving, Inc. 30 Greenwood Lake Tpke Ringwood, New Jersey 07456 lisa@haskellpaving.com	Certified Check Cashier's Check Bid Bond Not to Exceed \$		Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert.
Reivax Contracting 46 Washington Street Harrison, New Jersey 07029 xpimental@reivaxcontracting.com	Certified Check Cashier's Check 10% Bid Bond Not to Exceed \$20,000.00	\$1,518,953.00	X Business Registration Cert. X PVWC Consent of Surety Other Consent of Surety X Public Works Cont. Cert.
D & L Paving Contractors, Inc. 681 Franklin Avenue Nutley, New Jersey 07110 jg@danlpavingcontractors.com	Certified Check Cashier's Check 10% Bid Bond Not to Exceed \$20,000.00	\$2,051,800.00	X Business Registration Cert. X PVWC Consent of Surety Other Consent of Surety X Public Works Cont. Cert.
Your Way Construction 404 Colt Street Irvington, New Jersey 07111 general@yway.comcastbiz.net	Certified Check Cashier's Check Bid Bond Not to Exceed \$		Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert.
Tony Casael, Inc. 1185 Saw Mill River Road Yonkers, New York 10710 luigic848@gmail.com	Certified Check Cashier's Check Bid Bond Not to Exceed \$		Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert.

Contract # 14-B-1
Pavement and Sidewalk Replacement

Bids Received: April 3, 2014

BIDDERS	BID DEPOSIT CC- Certified Check CA- Cashier's Check BB- Bid Bond	TOTAL AMOUNT OF CONTRACT	REMARKS
Guido Putrino & Son, Inc. 99 Troast Street Hackensack, New Jersey 07061 putrino510@aol.com	Certified Check Cashier's Check Bid Bond Not to Exceed \$		Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert.
Crossroads Pavement Management 81 Franklin Avenue Nutley, New Jersey 07110 crossroadsbm@gmail.com	Certified Check Cashier's Check 10% Bid Bond Not to Exceed \$20,000.00	\$2,319,300.00	X Business Registration Cert. X PVWC Consent of Surety X Other Consent of Surety X Public Works Cont. Cert.
AJM Contractors, Inc. 300 Kuller Road Clifton, New Jersey 07011 anthonyajmcontractors@live.com	Certified Check Cashier's Check Bid Bond Not to Exceed 10\$ \$20,000.00	\$2,239,800.00	X Business Registration Cert. X PVWC Consent of Surety X Other Consent of Surety X Public Works Cont. Cert.
J. Fletcher Creamer & Son, Inc. 1701 East Linden Avenue Linden, New Jersey 07036 ealvarez@jfcson.com	Certified Check Cashier's Check 10% Bid Bond Not to Exceed \$20,000.00	\$2,189,000.00	X Business Registration Cert. X PVWC Consent of Surety X Other Consent of Surety X Public Works Cont. Cert.
Montana Construction Corporation Inc 80 Contant Avenue Lodi, New Jersey 07644 vsantaite@montanaconstructioninc.co	Certified Check Cashier's Check 10% Bid Bond Not to Exceed \$20,000.00	\$2,230,000.00	X Business Registration Cert. X PVWC Consent of Surety X Other Consent of Surety X Public Works Cont. Cert.

Contract # 14-B-1
Pavement and Sidewalk Replacement

Bids Received: April 3, 2014

BIDDERS	BID DEPOSIT CC- Certified Check CA- Cashier's Check BB- Bid Bond	TOTAL AMOUNT OF CONTRACT	REMARKS
Shauger Property Services 429 Dodd Street East Orange, New Jersey 07017 smanino@shauger.com	Certified Check Cashier's Check 10% Bid Bond Not to Exceed \$20,000.00	\$2,164,175.00	X Business Registration Cert. X PVWC Consent of Surety Other Consent of Surety X Public Works Cont. Cert.
Sinisi Paving 272 Broad Avenue Fairview, New Jersey 07022 randy@sinisipaving.com	Certified Check Cashier's Check Bid Bond Not to Exceed \$		Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert.
JR Haftek Company, Inc. 179 Ryerson Avenue Paterson, New Jersey 007502 Haftek@msn.com	Certified Check Cashier's Check 10% Bid Bond Not to Exceed \$20,000.00	\$2,504,100.00	X Business Registration Cert. X PVWC Consent of Surety Other Consent of Surety X Public Works Cont. Cert.
Statewide Construction 125 Hald Mile Road - Suite 200 Red Bank, New Jersey 07701 telenski@yahoo.com	Certified Check Cashier's Check Bid Bond Not to Exceed \$		Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert.
	Certified Check Cashier's Check Bid Bond Not to Exceed \$		Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert.

RESOLUTION # 14-27
RESOLUTION OF PASSAIC VALLEY WATER COMMISSION
COMPETITIVE CONTRACTING PROCUREMENT OF GOODS AND
SERVICES TO UPDATE PVWC'S WEBSITE (CONTRACT 14-C-1)
DATE OF ADOPTION: APRIL 16, 2014

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: **VANNOY**

Seconded by Commissioner: **SANCHEZ**

WHEREAS, Passaic Valley Water Commission ("PVWC") has embarked on a project to replace PVWC's current website with a new and improved website that will look professional, be easier for users to navigate, more efficient for PVWC staff to manage, and will provide a wide range of information and services to PVWC's customers; and

WHEREAS, the procurement process for the new system was conducted in accordance with the State of New Jersey Competitive Contracting Process (N.J.S.A. 40A:15-4.1 et seq.; and

WHEREAS, following previous authorization by PVWC, and public advertisement as required by New Jersey law, in accordance with an appropriate form of notice, and placement of the said notice on the official website of PVWC, as well as in the official newspaper of PVWC and any other such publications as may have been deemed appropriate, on April 1, 2014 PVWC received four (4) proposals for Contract No. 14-C-1 "Competitive Contracting Procurement of Goods and Services to Update PVWC's Website and Related Services" (the "Contract"); and

WHEREAS, PVWC's bid evaluation team reviewed the bid proposal packages utilizing the previously weighted evaluation criteria set forth in the Contract; and

WHEREAS, based on the said evaluations, the most responsive bid proposal submitted for this Contract, price and other factors considered, was that of APV Communication, Inc. of Carlstadt, New

Jersey (the "Awardee") with respect to said bid, in the total not-to-exceed amount of \$39,580.00; and

WHEREAS, the Director of Purchasing's memorandum dated April 11, 2014 summarizing PVWC's bid evaluation team's recommendations concerning award of Contract 14-C-1 is attached hereto and made a part hereof as Exhibit A; and

WHEREAS, a copy of the Awardee's proposal is attached hereto and made a part hereof as Exhibit B; and

WHEREAS, copies of proposals submitted by the other responders, are on file and available for inspection in the office of the Administrative Secretary; and

WHEREAS, the Executive Director, and the Director of Engineering (and the General Counsel as to form and legality) have reviewed PVWC's bid evaluation team's recommendations (and the Awardee's proposal with referenced attachments and agreements), and concur with the bid evaluation team's recommendations concerning same; and

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

WHEREAS, PVWC's Comptroller has certified, with respect hereto, that funds are currently available for said purpose and said certificate is attached hereto and made a part hereof as Exhibit C;

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

1. That Contract No. 14-C-1 "Competitive Contracting Procurement of Goods and Services to Update PVWC's Website and Related Services" in the total amount of \$39,580.00 in connection with the above described goods and services, is hereby awarded to the Awardee.

2. That the appropriate officers of the Commission are hereby authorized to execute the Contract and implement the terms of said Contract; all in accordance with this Resolution and the submissions provided in connection therewith, with respect to Contract 14-C-1 as set forth hereinabove.

RECORD OF COMMISSION VOTE ON FINAL PASSAGE

BAZIAN M.	<u> </u>	<u> </u>	<u> </u>	<u> X </u>
VANNOY, R.	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
LEVINE, J.	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
CLEAVES, C.	<u> </u>	<u> </u>	<u> </u>	<u> X </u>
DE VITA, T.	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
SANCHEZ, R.	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
KOŁODZIEJ, G.	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

Adopted at a meeting of Passaic Valley Water Commission.

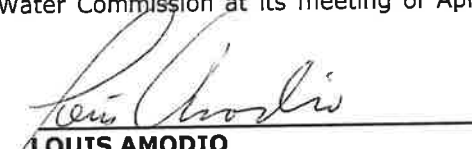

President
GLORIA KOŁODZIEJ


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 April 16, 2014.


LOUIS AMODIO
Administrative Secretary

PASSAIC VALLEY WATER COMMISSION

CONTRACT 14-C-1

**COMPETITIVE CONTRACTING PROCUREMENT OF
GOODS AND SERVICES TO UPDATE PVWC'S WEBSITE**

**DIRECTOR OF PURCHASING'S
MEMORANDUM DATED APRIL 11, 2014**

EXHIBIT A

**PASSAIC VALLEY WATER COMMISSION
INTEROFFICE MEMORANDUM**

Date: April 11, 2014
To: Hon. Commissioners
From: L. Beckering
cc: J. Bella
J. Duprey
G. Hanley
L. Amodio

Re: Contract 14-C-1 "Competitive Contracting Procurement of
Goods and Services to Update PVWC's Website and Related
Services"-Summary of PVWC's Bid Evaluation Team's
Recommendations Concerning Award of Contract

Summary

This Contract is to replace PVWC's current website with a new and improved website that will look professional, be easier for users to navigate, more efficient for PVWC staff to manage, and will provide a wide range of information and services to PVWC's customers.

On April 1, 2014 PVWC received four (4) proposals for Contract No. 14-C-1 "Competitive Contracting Procurement of Goods and Services to Update PVWC's Website and Related Services" (the "Contract"). Attached is a summary table of the salient features of the bid proposals received for the Contract.

PVWC's bid evaluation team has reviewed the bids submitted and has recommended that Contract 14-C-1 be awarded to APV Communication, Inc. of Carlstadt, New Jersey (the "Awardee") in the total not-to-exceed amount of \$39,580.00 which includes maintenance and support services related to this 2-year Contract.

Background

The procurement process for the new website project was conducted in accordance with the State of New Jersey Competitive Contracting Process (N.J.S.A. 40A:15-4.1 et seq.

PVWC's bid evaluation team reviewed the bid packages utilizing the previously weighted evaluation criteria set forth in the Bid Documents. Following normalizing of the ranking results received, the most responsive bid submitted for this Contract, price and other factors considered, was that of APV Communication, Inc. of Carlstadt, New Jersey (the "Awardee").

Based on the above, it is recommended that, subject to review and approval by the Law Department, Contract 14-C-1 be awarded to APV Communication, Inc. of Carlstadt, New Jersey (the "Awardee") in the total not-to-exceed amount of \$39,580.00.

Enclosure

PASSAIC VALLEY WATER COMMISSION
Contract 14-C-1 Website Update - Proposals Received April 1, 2014
SUMMARY TABLE

BIDDER	APV Communication, Inc.	Worldwide Riches	CivicPlus (Icon)	Integrated Micro Systems, Inc.
	Jeff Gellis 316 Monroe Street Cristad, NJ 07072 201-438-3544 jeff@apvcom.com	Rich Stivala 21 Brown Terrace Cranford, NJ 07016 908-709-1601 rich@worldwideriches.com	Crystal Peppiatt 317 Houston Street - Suite E Manhattan, Kansas 66502 888-228-2233 x228 cpeppiatt@civicplus.com	Jeffrey Durante 74 Lee Avenue Haledon, NJ 07508 973-904-9700 jeff@imicrosys.com
Bid Evaluation Team Ranking (1)	1	2	3	4
Contract Price (2)	\$39,580	\$39,950	\$39,718	\$60,000
Hourly Charges (Additional Work)	\$150/hr	\$75/hr for training and programming \$50/hr for translation services	TBD - none listed	\$125/hr
Certified Translation - Spanish	Included in Contract Price	Included in Contract Price	See Note (3)	Included in Contract Price
Hosting Company	APV Dedicated Offsite Leased Server	Rackspace Offsite Server	CivicPlus Offsite Server	--
Hosting Server - Storage	60 GB	50 GB	15 GB	--
Hosting Server - Bandwidth	1 TB / month	500 GB / month	--	--
Acceptance of Contract	Accepted PVWC's Contract as written	Accepted PVWC's Contract as written	Refused to sign PVWC Contract and took extensive exceptions to PVWC's Contract	Accepted PVWC's Contract as written
Evaluation of Referenced Websites Designed by the Bidder	Layout of the websites were visually appealing, user friendly and fully functional	Layout of the websites were visually acceptable, however some of the previewed websites appeared to have minor presentation issues and hyperlink traps	Layout of the websites were visually appealing, user friendly and fully functional. Develops website for government agencies including Passaic and Bergen Counties and Morris Township in New Jersey	References listed were not familiar with vendor
Evaluation of References	References spoke highly of Vendor	References spoke highly of Vendor	Reference spoke highly of Vendor	References were not familiar with Vendor
Number of Years in Business:	17	18	14	--
Number of Employees:	Not less than 4	--	150	--

Notes:

(1) Reviews of proposals by the bid evaluation team were based on evaluation criteria stipulated in the RFP and normalized.

(2) Contract Price is T&M Not-to-Exceed amount listed and included stipulated additional training.

(3) Certified Translation Services is included in the Contract Price based on billing at a rate of \$1,000 per 10 pages or \$125 per page. Estimated cost by assuming 50 pages need to be translated in Year 1 plus an additional 50 pages for changes in Year 2.

PASSAIC VALLEY WATER COMMISSION

CONTRACT 14-C-1

**COMPETITIVE CONTRACTING PROCUREMENT
OF GOODS AND SERVICES TO UPDATE PVWC'S WEBSITE**

**AWARDEE'S PROPOSAL (WITH FORM OF
SUPPORT AND MAINTENANCE AGREEMENT)
DATED APRIL 1, 2014**

EXHIBIT B

**RESOLUTION 14-28
PASSAIC VALLEY WATER COMMISSION**

**Resolution Authorizing an Indemnification and Hold Harmless Agreement with
the Passaic County Police Academy for Use of PVWC's Point View Reservoir**

DATE OF ADOPTION: APRIL 16, 2014

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

Introduced by Commissioner: VANNOY

Seconded by Commissioner: SANCHEZ

WHEREAS, the Passaic County Police Academy (the "COUNTY OF PASSAIC") and the Passaic Valley Water Commission ("PVWC") are desirous of entering into an Indemnification and Hold Harmless Agreement for use of the Point View Reservoir located at Berdan Avenue in Wayne, N.J. for certain limited purposes as set forth in a form of agreement (the "Agreement"), a form of which is attached hereto and made apart hereof as Exhibit A; and

WHEREAS, the Agreement has been reviewed and found to be acceptable by the Executive Director and the Director of Engineering, and a memorandum dated April 4, 2014 to that effect is attached hereto and made a part hereof, and PVWC's General Counsel has approved the Agreement (as to form and legality); and

WHEREAS, PVWC and the COUNTY OF PASSAIC have agreed to enter into the Agreement for the COUNTY OF PASSAIC to use the Point View Reservoir site for the purpose, or purposes, as set forth in the Agreement; and

WHEREAS, it is in the best interests of PVWC, its users and constituent municipalities for PVWC to enter into the Agreement;

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

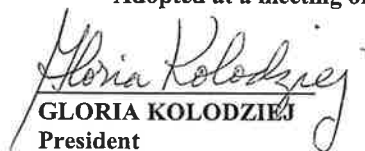
1. That the Commission hereby authorizes and approves the Agreement between PVWC and the COUNTY OF PASSAIC.
2. That appropriate officials of PVWC are hereby authorized and directed to perform such acts and execute such documents as are necessary to

implement the terms and intentions of this Resolution and the submissions
provided in connection therewith, all as set forth hereinabove.

RECORD OF COMMISSION VOTE ON FINAL PASSAGE

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

Adopted at a meeting of Passaic Valley Water Commission.


GLORIA KOLODZIEJ
President


MENACHEM BAZIAN
Secretary

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 the Original Resolution duly passed and adopted by a majority of the full membership of the Passaic Valley Water Commission at its meeting of April 16, 2014.



LOUIS AMODIO
Administrative Secretary

PASSAIC VALLEY WATER COMMISSION

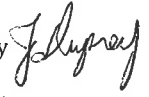
**Indemnification and Hold Harmless Agreement
with the Passaic County police Academy for Use of PVWC's Point View Reservoir Site**

EXHIBIT A

**PASSAIC VALLEY WATER COMMISSION
INTER-OFFICE MEMORANDUM**

DATE: April 4, 2013

TO: Hon. Commissioners

FROM: J. Bella
J. Duprey 

CC: L. Amodio
G. Hanley

SUBJECT: PVWC and the Passaic County Police Academy Indemnification and Hold Harmless Agreement (the "Agreement")

PVWC and the Passaic County Police Academy are desirous of entering into the Agreement for certain limited purposes as set forth in the attached copy of the Form of Agreement, and the same has been found to be acceptable from a technical and administrative perspective.

Therefore, based on the above (and subject to review and approval by the Law Department), it is recommended that the Commission approve the Agreement.

551796_1

INDEMNIFICATION AND HOLD HARMLESS AGREEMENT

This Indemnification and Hold Harmless Agreement (the "AGREEMENT") between PASSAIC VALLEY WATER COMMISSION, "Indemnatee" (hereinafter "PVWC") having offices at 1525 Main Avenue, Clifton, New Jersey 07011, (the "Premises") and COUNTY OF PASSAIC POLICE ACADEMY having offices at 214 Oldham Road, Wayne, New Jersey 07470, hereinafter the "Indemnitor" ("County of Passaic Police Academy").

WHEREAS, the Indemnitor including any certain agencies, agents, departments, entities and/or individuals acting at its direction, on its behalf and for its benefit (on whose behalf Indemnitor acts, including the County of Passaic) desire, to conduct Vehicle Operations Training Course, on the following days: From Wednesday, May 14, thru Tuesday, May 20, and Tuesday, May 27 and ending Monday, June 2, 2014 during the hours of 7:30 a.m. to 3:30 p.m; and

WHEREAS, the Indemnitor is desirous of utilizing certain facilities owned and operated by PVWC (Point View Reservoir) and located on Berdan Ave., Wayne, N.J. 07470 in connection with said activities; and

WHEREAS, PVWC is amenable to permitting, the Indemnitor to use its facility located on Berdan Ave, Wayne, N.J. 07470 for said purposes on such dates and under such circumstances and conditions as are set forth herein:

NOW, THEREFORE, in consideration of the recitals, the mutual promises and covenants herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

The Indemnitor, on behalf of its officers, agents, employees and affiliated agencies, hereby acknowledges, recognizes and agrees that PVWC shall not be responsible for the loss or damage to property or injury to or death of persons occurring in connection with or arising out of the proposed activities to be conducted in or about or in connection with the premises or otherwise, by reason of any existing or future condition, defect, matter or thing in said premises or for the acts, omission or negligence of any persons or entities including any equipment, fixture apparatus or facilities in connection with or related to said activities. The Indemnitor, agrees to hold PVWC harmless, indemnify and save PVWC from any and all claims and liability for losses of or damage to property or injuries to or death of any persons or entities in connection with its use of the Premises or in connection with , or

arising out of said activities, including, but not limited to the obligation to defend PVWC in which case PVWC reserves the right to select its own Counsel for which expenses and fees "Passaic County Police Academy" should be liable along with any other costs, fees, or expenses or consequential damages which arise out of the activities and circumstances contemplated or arising out of or caused by this Agreement. All insurance policies or self-insured retentions required hereunder shall include PVWC as an additional insured as respects the acts of the Indemnitor, such coverage shall be primary and written evidence of same shall be provided to PVWC prior to commencement of any activities by providing an insurance endorsement at or about PVWC facility located at 1525 Main Ave., Clifton, N.J. 07011 as contemplated hereunder.

Attest:
(Seal)

County of Passaic Police Academy

Secretary/Clerk

Authorized Officer

Attest:
(Seal)

PASSAIC VALLEY WATER COMMISSION


Louis Amodio, Admin. Secretary

By _____
Gloria Kolodziej, President

**PASSAIC VALLEY WATER COMMISSION
INTER-OFFICE MEMORANDUM**

DATE: April 4, 2013

TO: Hon. Commissioners

FROM: J. Bella
J. Duprey 

CC: L. Amodio
G. Hanley

SUBJECT: PVWC and the Passaic County Police Academy Indemnification and Hold Harmless Agreement (the "Agreement")

PVWC and the Passaic County Police Academy are desirous of entering into the Agreement for certain limited purposes as set forth in the attached copy of the Form of Agreement, and the same has been found to be acceptable from a technical and administrative perspective.

Therefore, based on the above (and subject to review and approval by the Law Department), it is recommended that the Commission approve the Agreement.

551796_1



County of Passaic

Department of Public Safety



Police Academy

214 Oldham Road
Wayne, New Jersey 07470-2205
Tel: 973-595-6411
Fax: 973-595-6874

Weights & Measures

Consumer Protection
1310 Route 23 North
Wayne, New Jersey 07470-2205
Tel: 973-305-5881
Fax: 973-628-1796

Emergency Management

300 Oldham Road
Wayne, New Jersey 07470-2205
Tel: 973-904-3621
Fax: 973-904-3843

Robert A. Lyons, Director/OEM Coordinator

March 11, 2014

Mr. Louis Amodio
Administrative Secretary
Passaic Valley Water Commission
1525 Main Avenue
Clifton, NJ 07011

Dear Mr. Amodio:

With our upcoming Basic Police Officer's Class, CL #14-43BCPO, having approximately 40 Trainees enrolled, we are looking for some assistance with our Vehicle Operations Training Course. I would like to take this opportunity to request the use of Point View Reservoir located at Berdan Avenue in Wayne.

We will be utilizing the reservoir property for two weeks. The first week begins on Wednesday, May 14, 2014 and ends on Tuesday, May 20, 2014. The second week begins on Tuesday, May 27, 2014 and ends on Monday, June 2, 2014.

We will arrive at approximately 7:30 am departing at 3:30 pm. In addition to the trainees, there will be six (6) Instructors present utilizing approximately ten (10) police vehicles. The contact person for the course is D/Sgt. Neil Hoogmoed, Senior Vehicle Operator Instructor, Passaic County Police Academy and he can be reached at (973) 595-6411.

If you should have any questions or require additional information, please do not hesitate to contact me at the Academy.

Your assistance will be greatly appreciated. I will be awaiting your reply.

Sincerely,

Robert A. Lyons
Director

RESOLUTION #14-29
RESOLUTION OF THE PASSAIC VALLEY WATER
COMMISSION CONCERNING REVIEW OF THE
FINDINGS OF THE LOCAL FINANCE BOARD MADE AT
A MEETING OF SAID BOARD ON FEBRUARY 12, 2014 IN
ACCORDANCE WITH THE PROVISIONS OF N.J.S.A.
40A:5A-7 WITH RESPECT TO A PROJECT FINANCING
OF THE COMMISSION

DATE OF ADOPTION: APRIL 16, 2014

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

Introduced by Commissioner: SANCHEZ

Seconded by Commissioner: LEVINE

WHEREAS, the findings issued by the Local Finance Board at a meeting of said Board, held on February 12, 2014, with respect to a project financing to be undertaken by the Passaic Valley Water Commission (the "Commission") (the "Local Finance Board Findings") have been filed with the Administrative Secretary of the Commission and a copy of such findings has been received by each member of the governing body of the Commission; and

WHEREAS, N.J.S.A. 40A:5A-7 requires that the governing body of the Commission, within 45 days of receipt of the Local Finance Board Findings, shall certify by resolution to the Local Finance Board that each member thereof has personally reviewed such findings; and

WHEREAS, each member of the Commission has personally reviewed the Local Finance Board Findings, as evidenced by a group affidavit which has been executed by each member of the Commission; and

WHEREAS, failure to comply with this requirement may subject the members of the Commission to the penalty provisions of N.J.S.A. 52:27BB-51; now therefore,

NOW THEREFORE, BE IT RESOLVED, BY PASSAIC VALLEY WATER COMMISSION, in the County of Passaic, New Jersey that:

The Passaic Valley Water Commission hereby states that it has complied with the requirements of N.J.S.A. 40A:5A-7 and does hereby submit a certified copy of this resolution and the required affidavit to the Local Finance Board to evidence such compliance; and

BE IT FURTHER RESOLVED, that the members of the Commission have reviewed the Local Finance Board Findings, and hereby reaffirm their commitment to proceed with the development and implementation of its proposed project financing.

The foregoing is a true copy of a resolution adopted by the governing body of the Passaic Valley Water Commission at a meeting thereof duly called and held on April 16, 2014.


The appropriate officers, employees and officials of Passaic Valley Water Commission are hereby authorized to perform such acts and execute such documents as are necessary to implement the terms and intentions of this Resolution; and

A copy of this Resolution shall be placed on file and made available for public inspection at the office of the Administrative Secretary of Passaic Valley Water Commission.


RECORD OF COMMISSION VOTE ON FINAL PASSAGE

	AYE	NAY	ABSTAIN	ABSENT
KOLODZIEJ, G	<u>X</u>	—	—	—
VANNOY, R.	<u>X</u>	—	—	—
LEVINE, J.	<u>X</u>	—	—	—
BAZIAN, M.	—	—	—	<u>X</u>
CLEAVES, C.	—	—	—	<u>X</u>
DEVITA, T.	<u>X</u>	—	—	—
SANCHEZ, R.	<u>X</u>	—	—	—

Adopted at a meeting of Passaic Valley Water Commission.



President



Secretary

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

[SEAL]