



PASSAIC VALLEY WATER COMMISSION

RESOLUTION #19-89

RESOLUTION OF PASSAIC VALLEY WATER COMMISSION

DATE OF ADOPTION: SEPTEMBER 18, 2019

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: FRIEND 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, Law: other matters as may be discussed in camera.
2. It is anticipated at this time that the above-stated subject matters 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: KOLODZIEJ Time:9:53 am

RECORD OF COMMISSION VOTE ON FINAL PASSAGE

Table with 5 columns: Name, AYE, NAY, ABSTAIN, ABSENT. Rows include FRIEND, G., VANNOY, R., LEVINE, J., KOLODZIEJ, J., VAN RENSALIER, R., RODRIGUEZ, I., and SANCHEZ, R. All 'AYE' boxes are marked with an 'X'.

Adopted at a meeting of Passaic Valley Water Commission.

Signature line for President

Signature line for Secretary

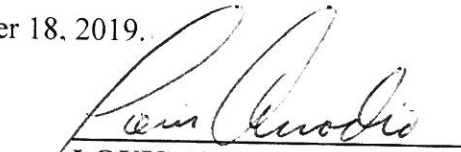
This Resolution, when adopted, must remain in the custody of the Administrative Secretary.



## PASSAIC VALLEY WATER COMMISSION

### 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 September 18, 2019.

  
\_\_\_\_\_  
**LOUIS AMODIO**  
**Administrative Secretary**

**RESOLUTION # 19-90**  
**RESOLUTION OF PASSAIC VALLEY WATER COMMISSION**  
**DATE OF ADOPTION: SEPTEMBER 18, 2019**

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: **KOLODZIEJ**

**WHEREAS**, on August 27, 2019 three (3) bids were received by PVWC for Contract No. 19-B-17 "Sodium Hypochlorite"; 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 JCI Jones Chemicals, Inc. of Sarasota, Florida (the "Awardee") with respect to said bid, based on the estimated quantity of 1,350,000 gallons, in the amount of \$1,019,250.00; 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. 19-B-17 "Sodium Hypochlorite" in the total amount of \$1,019,250.00 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 19-B-17 as set forth hereinabove.

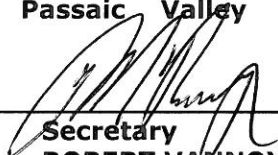
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**RECORD OF COMMISSION VOTE ON FINAL PASSAGE**

	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
FRIEND, G.	<u>X</u>	___	___	___
VANNOY, R.	<u>X</u>	___	___	___
LEVINE, J.	<u>X</u>	___	___	___
KOLODZIEJ, J.	<u>X</u>	___	___	___
VAN RENSALIER, R.	<u>X</u>	___	___	___
RODRIGUEZ, I.	<u>X</u>	___	___	___
SANCHEZ, R.	<u>X</u>	___	___	___

Adopted at a meeting of Passaic Valley Water Commission.

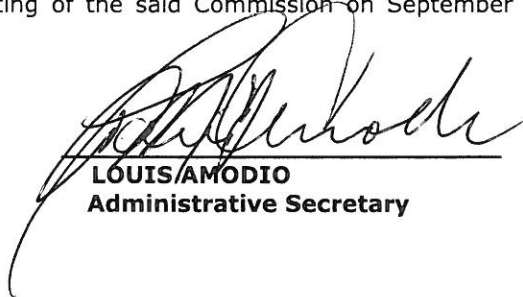
  
\_\_\_\_\_  
President  
RIGO SANCHEZ

  
\_\_\_\_\_  
Secretary  
ROBERT VANNOY

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 thereof of the foregoing Resolution duly passed and adopted by a majority of a legal quorum of the full membership of the Passaic Valley Water Commission at its duly noticed and convened meeting of the said Commission on September 18, 2019.

  
\_\_\_\_\_  
LOUIS AMODIO  
Administrative Secretary

PASSAIC VALLEY WATER COMMISSION

INTER-OFFICE MEMO

DATE: September 6, 2019

FROM: Purchasing Department

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

RE: **Contract # 19-B-17**  
**Sodium Hypochlorite**

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 three (3) bids received, the lowest responsive and responsible proposal was submitted by **JCI Jones Chemicals, Inc.**, of Sarasota, Florida in the amount of **\$1,019,250.00**

Respectfully submitted,



Gregg B. Lucianin  
Buyer

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:

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Description of Project or Contract: **19-B-17 - JCI Jones Chemicals , Inc.**

Amount of Project or Contract: \$ 1,019,250.00  
1. Acct: # 001-1002-421-70-11 Purchases / Chemicals

Specific Appropriation to which expenditures will be charged: Budget 2019/2020/2021

Other comments: Two (2) Year Contract Commencing: September 2019  
Sodium Hypochlorite

Date of Certification: 09/06/2019 Certified: \$ 1,019,250.00

  
\_\_\_\_\_  
**Yitzchak Weiss**  
Comptroller and Chief Financial Officer

YW:gbl

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Bids Received August 27, 2019

BIDDERS	BID DEPOSIT	TOTAL AMOUNT OF CONTRACT	REMARKS
JCI Jones Chemicals, Inc. 103 River Street Warwick, New York 10990 <a href="mailto:lindsay@jcichem.com">lindsay@jcichem.com</a>	CC- Certified Check CA- Cashier's Check BB- Bid Bond  Certified Check Cashier's Check 10% Bid Bond Not to Exceed \$20,000.00	  .755/gallon \$1,019,250.00	X Business Registration Cert. X PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert. EEO X X Business Registration Cert. X PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert. EEO X
Kuehne Chemical Company, Inc. 86 North Hackensack Avenue South Kearny, New Jersey 07032 <a href="mailto:bids@kuehnecompany.com">bids@kuehnecompany.com</a>	Certified Check Cashier's Check 10% Bid Bond Not to Exceed \$20,000.00	  1.05/gallon \$1,417,500.00	Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert. EEO Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert. EEO
George S. Coyne Chemical Company 3015 State Road Croydon, Pennsylvania 19021 <a href="mailto:pleffler@coynechemical.com">pleffler@coynechemical.com</a>	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.
Univar USA, Inc. 432 East Emaus Street Middletown, Pennsylvania 17057 <a href="mailto:kirsten.bimler@univarusa.com">kirsten.bimler@univarusa.com</a>	Certified Check Cashier's Check Bid Bond Not to Exceed \$20,000.00	  .771/gallon \$1,040,850.00	X Business Registration Cert. X 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 #19-91**  
**RESOLUTION OF PASSAIC VALLEY WATER COMMISSION**  
**DATE OF ADOPTION: SEPTEMBER 18, 2019**

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: **KOLODZIEJ**

**WHEREAS**, notwithstanding solicitation of bids to potential bidders, only one (1) bid was received by Passaic Valley Water Commission ("PVWC") on August 27, 2019 for Contract No. 19-B-18 "Trench Spoils, Asphalt and Concrete Removal and Disposal Services"; and

**WHEREAS**, said bid has been reviewed by the Executive Director, Director of Engineering, Director of Purchasing, ( and General Counsel as to form and legality); and

**WHEREAS**, in accordance with the Specifications and the Invitation to Bidders provided with respect to the above-referenced contract, the Commission has retained the authority, *inter alia*, to reject the one bid received and thereafter to re-bid the said contract in accordance with the Local Public Contracts Law; and

**WHEREAS**, the Commissioners of PVWC have considered the recommendations of PVWC's Law Department, Director of Engineering, and Executive Director and have determined that it is appropriate and in the best interest of PVWC, its users and constituent municipalities, to adopt same as its act;

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

1. That the single bid received by PVWC on August 27, 2019, with respect to the Contract is hereby rejected; and
2. That the appropriate officials and employees of the Commission be and are hereby directed to solicit new bids for Contract No. 19-B-18 "Trench Spoils, Asphalt and



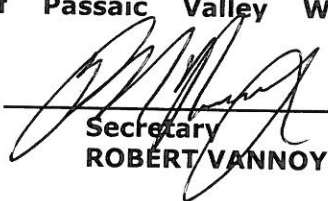
Concrete Removal and Disposal Services" in accordance with these findings and applicable law, and to perform such acts and execute such documents as are necessary to implement the terms and intentions of this Resolution as set forth hereinabove.

**RECORD OF COMMISSION VOTE ON FINAL PASSAGE**

	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>FRIEND, G.</b>	<u>X</u>	—	—	—
<b>VANNOY, R.</b>	<u>X</u>	—	—	—
<b>LEVINE, J.</b>	<u>X</u>	—	—	—
<b>KOLODZIEJ, J.</b>	<u>X</u>	—	—	—
<b>VAN RENSALIER, R.</b>	<u>X</u>	—	—	—
<b>SANCHEZ, R.</b>	<u>X</u>	—	—	—
<b>RODRIGUEZ, I.</b>	<u>X</u>	—	—	—

Adopted at a meeting of Passaic Valley Water Commission.

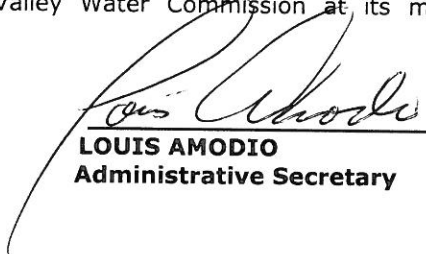
  
 \_\_\_\_\_  
 President  
**RIGO SANCHEZ**

  
 \_\_\_\_\_  
 Secretary  
**ROBERT VANNOY**

**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 September 18, 2019.

  
 \_\_\_\_\_  
**LOUIS AMODIO**  
 Administrative Secretary

PASSAIC VALLEY WATER COMMISSION

INTER-OFFICE MEMO

DATE: September 6, 2019

FROM: Purchasing Department

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

RE: **Contract # 19-B-18**  
**Trench Spoils, Asphalt and Concrete Removal and Disposal Services**

The Purchasing Department has reviewed the above stated Contract for required documents, affirmative action requirements, and the Contract proposal tabulations.

One (1) bid was received by **J.R. Haftek Company, Inc.**, of Paterson, New Jersey, in the amount of **\$1,230,000.00**.

Respectfully submitted,



Gregg B. Lucianin  
Buyer

cc: L. Amodio  
J. Duprey

Contract 19-B-18  
Trench Spoils, Asphalt Concrete Removal Disposal Services

Bids Received August 27, 2019

BIDDERS	BID DEPOSIT CC- Certified Check CA- Cashier's Check BB- Bid Bond	TOTAL AMOUNT OF CONTRACT	REMARKS
	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input type="checkbox"/> Bid Bond <input type="checkbox"/> 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.
JR Haftek, Inc. 179 Ryerson Avenue Paterson, New Jersey 07502 <a href="mailto:haftek@msn.com">haftek@msn.com</a>	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input checked="" type="checkbox"/> 10% Bid Bond <input type="checkbox"/> Not to Exceed \$20,000.00	\$1,230,000.00	<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.
	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input type="checkbox"/> Bid Bond <input type="checkbox"/> 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.
	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input type="checkbox"/> Bid Bond <input type="checkbox"/> 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.
	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input type="checkbox"/> Bid Bond <input type="checkbox"/> 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.

**RESOLUTION #19-92**  
**RESOLUTION OF PASSAIC VALLEY WATER COMMISSION**  
**DATE OF ADOPTION: SEPTEMBER 18, 2019**

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: **KOLODZIEJ**

**WHEREAS**, on August 27, 2019 two (2) bids were received by PVWC for Contract No. 19-B-19 "Residuals Thickening Aid Polymer"; 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 September 6, 2019 from the Director of Engineering, along with other relevant correspondence, is attached hereto and made a part hereof; and; 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 Polydyne, Inc. of Riceboro, Georgia (the "Awardee") with respect to said bid, based on the estimated quantity of 27,000 gallons (100 totes at 270 gallons per tote), in the amount of \$184,000.00; 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. 19-B-19 "Residuals Thickening Aid Polymer" in the total amount of \$184,000.00 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 19-B-19 as set forth hereinabove.

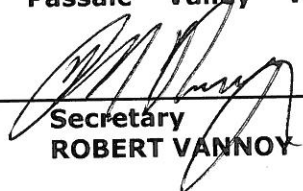
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**RECORD OF COMMISSION VOTE ON FINAL PASSAGE**

	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>FRIEND, G.</b>	<u>X</u>	—	—	—
<b>VANNOY, R.</b>	<u>X</u>	—	—	—
<b>LEVINE, J.</b>	<u>X</u>	—	—	—
<b>KOLODZIEJ, J.</b>	<u>X</u>	—	—	—
<b>VAN RENSALIER, R.</b>	<u>X</u>	—	—	—
<b>RODRIGUEZ, I.</b>	<u>X</u>	—	—	—
<b>SANCHEZ, R.</b>	<u>X</u>	—	—	—

**Adopted at a meeting of Passaic Valley Water Commission.**

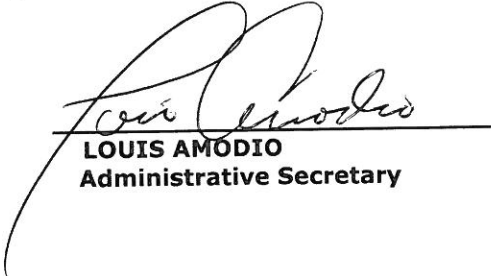
\_\_\_\_\_  
**President**  
**RIGO SANCHEZ**

  
 \_\_\_\_\_  
**Secretary**  
**ROBERT VANNOY**

**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 thereof of the foregoing Resolution duly passed and adopted by a majority of a legal quorum of the full membership of the Passaic Valley Water Commission at its duly noticed and convened meeting of the said Commission on September 18, 2019.

  
 \_\_\_\_\_  
**LOUIS AMODIO**  
**Administrative Secretary**

**PASSAIC VALLEY WATER COMMISSION  
INTEROFFICE MEMORANDUM**

Date: September 6, 2019  
To: Hon. Commissioners  
From: J. Duprey  
C: J. Bella  
G. Hanley  
L. Amodio  
G. Lucianin  
Re: Contract 19-B-19 "Residuals Thickening Aid Polymer"-  
Two Bids Received

Notwithstanding solicitation of bids to potential bidders, only two (2) bids were received by PVWC on August 27, 2019 for Contract 19-B-19 "Residuals Thickening Aid Polymer".

The Law Department has requested that an explanation be provided regarding why only two (2) bids were received for the above-referenced re-bid contract.

The advertisement and the posting of the said notice on PVWC's website were properly accomplished for both the contract and the re-bid contract. The goods and services specified in the bid documents are not proprietary and in cases where specific products and/or methods are named in the bid documents, the specifications clearly state "or equal" products and/or methods will be considered if offered by the Contractor.

The bid environment is subject to many factors, many of which are not subject to the direct knowledge or control of PVWC. The Work required by the Contract Documents is highly specialized in nature, thereby limiting the number of bidders qualified and capable of performing the required Work. In addition, there are a limited number of bidders willing and able to satisfy the relatively stringent requirements of the public bidding process that are set forth in the Bid Documents.

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**PASSAIC VALLEY WATER COMMISSION  
INTEROFFICE MEMORANDUM**

Date: September 6, 2019  
To: Hon. Commissioners  
From: J. Duprey  
C: J. Bella  
G. Hanley  
L. Amodio  
G. Lucianin  
Re: Contract 19-B-19 "Residuals Thickening Aid Polymer"-  
Two Bids Received

Notwithstanding solicitation of bids to potential bidders, only two (2) bids were received by PVWC on August 27, 2019 for Contract 19-B-19 "Residuals Thickening Aid Polymer".

The Law Department has requested that an explanation be provided regarding why only two (2) bids were received for the above-referenced re-bid contract.

The advertisement and the posting of the said notice on PVWC's website were properly accomplished for both the contract and the re-bid contract. The goods and services specified in the bid documents are not proprietary and in cases where specific products and/or methods are named in the bid documents, the specifications clearly state "or equal" products and/or methods will be considered if offered by the Contractor.

The bid environment is subject to many factors, many of which are not subject to the direct knowledge or control of PVWC. The Work required by the Contract Documents is highly specialized in nature, thereby limiting the number of bidders qualified and capable of performing the required Work. In addition, there are a limited number of bidders willing and able to satisfy the relatively stringent requirements of the public bidding process that are set forth in the Bid Documents.

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PASSAIC VALLEY WATER COMMISSION

INTER-OFFICE MEMO

DATE: September 6, 2019

FROM: Purchasing Department  
TO: Joseph A. Bella  
George T. Hanley  
Yitzchak Weiss  
RE: **Contract # 19-B-19**  
**Residuals Thickening Aid Polymer**

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 two (2) bids received, the lowest responsible and responsive proposal was submitted by **Polydyne, Inc.**, of Riceboro, Georgia, in the amount of **\$184,000**.

Respectfully submitted,



Gregg B. Lucianin  
Buyer

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:

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Description of Project or Contract: **19-B-19 - Polydyne, Inc.**


Amount of Project or Contract: \$ 184,000.00

1. Acct: # 001-1002-421-70-11 Purchases / Chemicals

Specific Appropriation to which expenditures will be charged: Budget 2019/2020/2021

Other comments: Two (2) Year Contract Commencing: September 2019  
Residuals Thickening Aid Polymer

Date of Certification: 09/06/2019 Certified: \$ 184,000.00

  
\_\_\_\_\_  
**Yitzhak Weiss**  
Comptroller and Chief Financial Officer

YW:lb

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19-B-19  
Residuals Thickening Aid Polymer

Bids Received August 27, 2019

BIDDERS	BID DEPOSIT CC- Certified Check CA- Cashier's Check BB- Bid Bond	TOTAL AMOUNT OF CONTRACT	REMARKS
Polydyne, Inc. 1 Chemical Plant Road Riceboro, Georgia 31323 polybidppt@snfnc.com	<input type="checkbox"/> Certified Check <input checked="" type="checkbox"/> Cashier's Check <input type="checkbox"/> 10% Bid Bond <input type="checkbox"/> Not to Exceed \$20,000.00	\$184,000.00	<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. <input checked="" type="checkbox"/> EEO
George S Coyne Chemical Co., Inc. 3015 Slate Road Croydon, Pennsylvania 19021 bidadministration@coynechemical.com	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input type="checkbox"/> 10% Bid Bond <input type="checkbox"/> Not to Exceed \$20,000.00	\$239,750.00	<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.
	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input type="checkbox"/> Bid Bond <input type="checkbox"/> 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.
	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input type="checkbox"/> Bid Bond <input type="checkbox"/> 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.
	<input type="checkbox"/> Certified Check <input type="checkbox"/> Cashier's Check <input type="checkbox"/> Bid Bond <input type="checkbox"/> 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.

**RESOLUTION#19-93**  
**RESOLUTION OF PASSAIC VALLEY WATER COMMISSION**  
**DATE OF ADOPTION: SEPTEMBER 18, 2019**

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: **KOLODZIEJ**

**WHEREAS**, under Contract No. 17-B-20 "Tank Integrity Testing" (the "Contract"), TTI Environmental, Inc. of Moorestown, New Jersey (the "Contractor") has provided, and continues to provide, goods and services under this 2-year contract with the Passaic Valley Water Commission ("PVWC") consistently and reliably, and efficiently and effectively, on an as-needed basis with the Contract commencing November 14, 2017; 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 pursuant to N.J.S.A. 40A:11-15 (16) (the "LCPL"), were subsequently adopted by PVWC; and

**WHEREAS**, pursuant to the LCPL, 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 Contract, otherwise scheduled to end on or about November 13, 2019, 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 Term 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 applicable Sureties, Guaranties, indemnifications and/or Insurance Coverages required under the applicable Contract; 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 November 14, 2019 and ending on November 13, 2021; all as indicated in the Director of Engineering's memorandum dated August 23, 2019, 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 August 22, 2019 along with the Contractor's correspondence dated August 6, 2019 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 a negotiated index adjustment of zero percent (0%) to said unit prices, the total amount of this extended portion of the Contract equates to \$203,760.00; 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. 17-B-20 "Tank Integrity Testing" to TTI

Environmental, Inc. of Moorestown, New Jersey commencing November 14, 2019 and expiring on November 13, 2021; all in accordance with N.J.S.A. 40A:11-15; and in an amount not to exceed \$203,760.00;

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.


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**RECORD OF COMMISSION VOTE ON FINAL PASSAGE**

	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>FRIEND, G.</b>	<u>X</u>	___	___	___
<b>VANNOY, R.</b>	<u>X</u>	___	___	___
<b>LEVINE, J.</b>	<u>X</u>	___	___	___
<b>KOLODZIEJ, J.</b>	<u>X</u>	___	___	___
<b>VAN RENSALIER, R.</b>	<u>X</u>	___	___	___
<b>RODRIGUEZ, I.</b>	<u>X</u>	___	___	___
<b>SANCHEZ, R.</b>	<u>X</u>	___	___	___

**Adopted at a meeting of Passaic Valley Water Commission.**


  
\_\_\_\_\_  
**President**  
**RIGO SANCHEZ**

  
\_\_\_\_\_  
**Secretary**  
**ROBERT VANNOY**

**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 thereof of the foregoing Resolution duly passed and adopted by a majority of a legal quorum of the full membership of the Passaic Valley Water Commission at its duly noticed and convened meeting of the said Commission on September 18, 2019.

  
\_\_\_\_\_  
**LOUIS AMODIO**  
**Administrative Secretary**

**PASSAIC VALLEY WATER COMMISSION**

**2-YEAR EXTENSION OF CONTRACT 17-B-20  
"TANK INTEGRITY TESTING"**

**DIRECTOR OF ENGINEERING'S MEMORANDUM  
DATED AUGUST 23, 2019**

**EXHIBIT A**

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

Date: August 23, 2019  
From: J. Duprey  
To: J. Bella  
C: G. Hanley  
Subject: 2-Year Extension of Contract 17-B-20 "Tank Integrity Testing"

Under Contract 17-B-20 "Tank Integrity Testing" (the "Contract"), TTI Environmental, Inc. of Moorestown, New Jersey (the "Contractor") has, and continues to, provide goods and services consistently and reliably, and efficiently and effectively, on an as-needed basis with the said contract commencing on November 14, 2017. This 2-year contract, which is otherwise scheduled to end on or about November 13, 2019, 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 Term.

Attached is a copy of the Director of Purchasing's memorandum dated August 22, 2019, along with the Contractor's correspondence dated August 6, 2019 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 17-B-20 be extended for a 2-year period of time beginning November 14, 2019 and ending on November 13, 2021. Based on the re-establishment of the unit quantities for the 2-year extension, and negotiated adjustments of the unit prices [by the Escalation Index<sup>(1)</sup> adjustment of zero percent (0%)], 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 \$203,760.00.

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 17-B-20  
"TANK INTEGRITY TESTING"**

**DIRECTOR OF PURCHASING'S MEMORANDUM  
DATED AUGUST 22, 2019 AND CONTRACTOR'S  
CORRESPONDENCE DATED AUGUST 6, 2019**

**EXHIBIT B**

PASSAIC VALLEY WATER COMMISSION  
INTER-OFFICE MEMO

DATE: August 22, 2019

FROM: Purchasing Department

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

RE: **Contract #17-B-20 Two Year Contract Extension "Tank Integrity Testing"**

The above referenced contract is due to expire 11/13/2019. In accordance with the provisions of N.J.S.A. 40:A11 et seq., L 1999, C 440, we have the option to extend this contract for up to another two (2) years.

The current contractor, **TTI ENVIRONMENTAL, LLC**. Has agreed to this extension at "0%" "Increase". The Finance Department has "Certified the Availability of Funds" (documentation attached).

Current contract amount = \$203,760.00

Extension amount = **\$203,760.00**

Respectfully submitted,

Gregg B. Lucianin  
Buyer

cc: J. Duprey  
L.Amodio