

RESOLUTION NUMBER: 23-046

**RESOLUTION OF PASSAIC VALLEY WATER COMMISSION
RESOLUTION FOR BUDGET AMENDMENT, CHANGE ORDER NO. 1
FOR NEC CORPORATION OF AMERICA**

DATE OF ADOPTION: APRIL 26, 2023

Introduced by Commissioner: **RIGO SANCHEZ**

Seconded by Commissioner: **JOSEPH KOLODZIEJ**

WHEREAS, PVWC awarded a maintenance contract (the "Contract") to NEC Corporation of America at PVWC's Commission Meeting on December 19, 2018 (PVWC Resolution 18-105, not to exceed \$414,458.06 for the or the continued maintenance of PVWC's phone/IVR system;

WHEREAS, Proposed Change Order No. 1 is required to support the upgrade of the existing Interactive Voice Response system, as described in **Exhibit A**, with a total increase of \$60,786.41, which brings the total adjusted Contract Price up to \$475,244.06.

WHEREAS, PVWC's Chief Financial Officer has certified, with respect hereto, that funds are currently available for said purpose and a copy of the said certification is attached hereto as **Exhibit B** and made a part hereof;

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

1. That PVWC hereby approves Change Order No. 1 and awards the changes to the scope of Work as set forth hereinabove; and
2. That the appropriate officials of PVWC, and such other officers, employees and officials of PVWC, on behalf of PVWC, are hereby authorized to execute and enter into the said Amendment to the Agreement, and to perform such other 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 shall be placed on file and made available for inspection at the office of the Administrative Secretary of Passaic Valley Water Commission.

RECORD OF COMMISSION VOTE ON FINAL PASSAGE

	AYE	NAY	ABSTAIN	ABSENT
SANCHEZ, R.	X	—	—	—
COTTON, R.	X	—	—	—
DEPADUA, C.	X	—	—	—
KOLODZIEJ, J.	X	—	—	—
LEVINE, J.	—	—	—	X
VAN RENSALIER, R.	—	—	—	X
FRIEND, G.	X	—	—	—

Adopted at a meeting of Passaic Valley Water Commission.


President
GERALD FRIEND


Secretary
RUBY N. COTTON

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 April 26, 2023.


LOUIS AMODIO
Administrative Secretary

EXHIBIT A

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

To: L. Bresemann

From: Landy Ducheine

cc: J. Mueller

Date: April 18, 2023

Re: Request to permission to Amend NEC Budget for an increase

Permission is requested to amend and increase the NEC Budget for an increase. The initial contract had a strict 5-year lifespan. It was meant to address:

- Support
- Licensing
- Maintenance
- Light upgrade

At some point PVWC asked NEC for an upgrade of Interactive Voice Response system. NEC seems to have been instructed to add the costs to the original contract, with an appropriately scoped effort. The cost of this upgrade request is not anticipated in the 2019 contract.

IT is talking to NEC and requesting documentation that will forensically establish the above.

EXHIBIT B

OFFICE OF THE COMPTROLLER

CERTIFICATION OF AVAILABILITY OF FUNDS

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

Description of Project or Contract: Maintenance and Support Agreement
– NEC Corporation of America
Change Order #1

Amount of Project or Contract: \$475,244.06 (from \$502,764.03)

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

Other comments: **Professional Services** – Change Order # 1 increase of \$60,786.41 due to change in scope

Date of Certification: April 26, 2023

Amount Certified: \$60,786.41

Yitzchak Weiss

Comptroller and Chief Financial Officer

YW:lb
