

RESOLUTION # 23-135

RESOLUTION OF PASSAIC VALLEY WATER COMMISSION

**RESOLUTION TO EXTEND CONTRACT NO. 22-B-04
"FUELING FACILITY"**

DATE OF ADOPTION: SEPTEMBER 27, 2023

Introduced by Commissioner: **RIGO SANCHEZ**

Seconded by Commissioner: **CARMEN DE PADUA**

WHEREAS, PVWC awarded Contract 22-B-04 entitled "Fueling Facility" (the "Contract") to T.R. Weniger, Inc. of Piscataway, (the "Contractor") at PVWC's Commission Meeting on April 27, 2022, with a not to exceed of amount of \$849,500.00 under Resolution 22-041 and with said Contract expiring on April 26, 2023; 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, PVWC provided the Contractor with a non-compensatory time extension to the existing contract from April 26, 2023 to September 29, 2023 pursuant to Resolution No. 23-055 to provide Contractor additional time to complete the installation of the Fueling Facility due to delays resulting from supply chain issues; and

WHEREAS, it is recommended that PVWC provide the Contractor with a non-compensatory time extension to the existing contract from September 29, 2023 to December 31, 2023 to provide Contractor additional time to complete remaining items with the installation of the Fueling Facility and demolition of the obsolete diesel tank and fueling equipment at the Clifton Yard; and

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

1. That PVWC hereby authorizes a non-compensatory time extension to the terms as set forth hereinabove; and
2. 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; 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 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
SANCHEZ, R.	<u>X</u>	___	___	___
COTTON, R.	<u>X</u>	___	___	___
DEPADUA, C.	<u>X</u>	___	___	___
KOLODZIEJ, J.	<u>X</u>	___	___	___
LEVINE, J.	<u>X</u>	___	___	___
VAN RENSA LIER, R.	___	___	___	<u>X</u>
FRIEND, G.	<u>X</u>	___	___	___

Adopted at a meeting of Passaic Valley Water Commission.



President
GERALD FRIEND

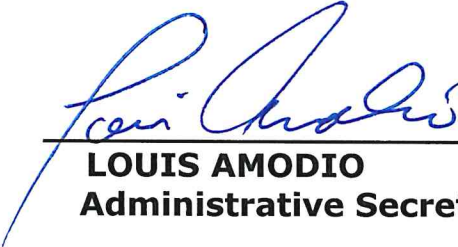


Secretary
RUBY N. COTTON

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 September 27, 2023.



LOUIS AMODIO
Administrative Secretary