

**WARREN TOWNSHIP SEWERAGE AUTHORITY**

**RESOLUTION NO. 12-152**

**RESOLUTION APPROVING COST SUBSTANTIATION  
CERTIFICATE #312 SUBMITTED BY THE OPERATOR  
OF THE AUTHORITY'S WASTEWATER TREATMENT  
SYSTEM, APPLIED WATER MANAGEMENT, INC., FOR  
PAYMENT FOR FUEL FOR EMERGENCY  
GENERATORS NECESSARY AS A RESULT OF  
HURRICANE SANDY PURSUANT TO ARTICLE IV OF  
THE WASTEWATER TREATMENT SYSTEM  
OPERATION AND MAINTENANCE AGREEMENT**

**WHEREAS**, Applied Water Management, Inc. ("AWM") operates the Authority's Wastewater Treatment System pursuant to the Wastewater Treatment System Operation and Maintenance Agreement between Warren Township Sewerage Authority and AWM, dated June 1, 2009 (the "Agreement"); and

**WHEREAS**, the Agreement provides that AWM submit a Cost Substantiation Certificate ("CSC") for any cost reasonably incurred or to be incurred by AWM which is chargeable in whole or in part to the Authority; and

**WHEREAS**, Article IV, Section 4.8 of the Agreement provides that AWM shall be responsible for the cost of Routine Maintenance and Preventive Maintenance of the Wastewater Treatment System, but that the Authority shall be responsible for the costs associated with repairs, replacements, and non-Routine Maintenance provided that AWM follows the Cost Substantiation procedures set forth in the Agreement; and

**WHEREAS**, Hurricane Sandy caused extensive damage to the infrastructure of New Jersey, including severe power outages, resulting in the need for emergency diesel operated generators and additional fuel costs incurred from their operation, which is an item of repair, replacement, or non-Routine Maintenance pursuant to Article IV and Appendix 16 of the Agreement; and

**WHEREAS**, AWM has submitted CSC #312, representing fuel costs to operate the emergency generators in order to maintain the Authority's infrastructure after Hurricane Sandy, with \$4,124.35 in fuel costs to operate State I/II, Stage IV and three pump stations, and the applicable ten (10%) percent markup to that invoice, for a total cost of \$4,536.79 to the Authority; and

**WHEREAS**, these items of work are not included on the pre-approved list submitted by AWM for this Contract Year, but the Authority agrees that this additional work is a necessary item of repair, replacement, or non-Routine Maintenance; and

**WHEREAS**, payment to AWM shall be from the Authority's Operating Account;  
and

**WHEREAS**, the Authority has reviewed CSC #312, dated January 9, 2013, in the amount of \$4,536.79, and is satisfied that the amount is fair and reasonable, and that the Authority desires to approve CSC #312.

**NOW, THEREFORE, BE IT RESOLVED**, by the Warren Township Sewerage Authority in the County of Somerset, New Jersey that:

1. CSC #312, signed in the amount of \$4,536.79, for payment of labor costs incurred as a result of Hurricane Sandy, be and hereby is approved.

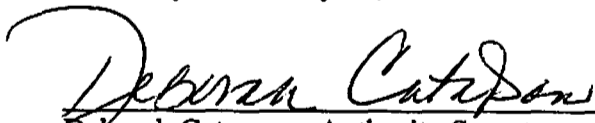
2. Payment to AWM shall be from the Authority's Operating Account after receipt of a business registration certificate from AWM for every subcontractor that performed work on the project, unless such certificate is already on file with the Authority.

Moved by Mr. Truglio  
Seconded by Mr. Checchio

Roll Call Vote	Yes	No
Chairman Reeder	x _____	_____
Mr. Truglio	x _____	_____
Ms. Garafola	_____	_____
Mr. Kaufman	_____	_____
Mr. Vetter	_____	_____
Mr. Checchio (Alternate #1)	x _____	_____
Mr. Paolella (Alternate #2)	_____	_____

**CERTIFICATION**

I, Deborah Catapano, Secretary of the Warren Township Sewerage Authority in the County of Somerset, New Jersey, do hereby certify that the above resolution is a true and correct copy of a resolution adopted at a meeting of the Warren Township Sewerage Authority on January 16, 2013.

  
Deborah Catapano, Authority Secretary