

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 12-73

RESOLUTION APPROVING COST SUBSTANTIATION CERTIFICATE #275 SUBMITTED BY THE OPERATOR OF THE AUTHORITY'S WASTEWATER TREATMENT SYSTEM, APPLIED WATER MANAGEMENT, INC., FOR PAYMENT OF CERTAIN EXPENSES RELATED TO THE EMERGENCY INSTALLATION OF A TEMPORARY BYPASS PUMPING SYSTEM TO REPLACE THE FAILED STAGE I/II INFLUENT PUMP #1 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, commencing 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, AWM contacted Pumping Services, Inc. to install a temporary bypass pumping system to replace the failed Stage I & II influent pump #1 for the period of November 23rd through December 21st, 2011, which is an item of repair, replacement, or non-Routine Maintenance pursuant to Article IV and Appendix 16 of the Agreement; and

WHEREAS, Pumping Services, Inc. has submitted an invoice to AWM for services rendered in the total amount of \$2,355.75; and

WHEREAS, AWM has submitted CSC #275 for the installation of a temporary bypass pumping system to replace the failed Stage I & II influent pump #1 for the period of November 23rd through December 21st, 2011, based on the above-referenced invoices and the applicable ten (10%) percent markup for a total cost of \$2,591.33 to the Authority; and

WHEREAS, this item of work is not included on the pre-approved list submitted by AWM for this Contract Year, but the Authority agrees that this emergency 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 #275, dated May 7, 2012 in the amount of \$2,591.33, and is satisfied that the amount is fair and reasonable, and that the Authority desires to approve CSC #275.

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

1. CSC #275, signed in the amount of \$2,591.33, for payment of costs associated with the installation of a temporary bypass pumping system to replace the failed Stage I & II influent pump #1 for the period of November 23rd through December 21st, 2011, be and hereby is approved, conditioned upon 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.

2. Payment to AWM shall be from the Authority's Operating Account.

Moved by Mr. Reeder
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. Paoella (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 May 16, 2012.



Deborah Catapano, Authority Secretary