

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 13-133

RESOLUTION APPROVING COST SUBSTANTIATION CERTIFICATE #360 SUBMITTED BY THE OPERATOR OF THE AUTHORITY'S WASTEWATER TREATMENT SYSTEM, APPLIED WATER MANAGEMENT, INC., FOR PAYMENT OF CERTAIN EXPENSES RELATED TO REPROGRAMMING THE STAGE IV UST LEAK DETECTION SYSTEM 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, it was necessary due to a power failure test to reprogram the Stage IV UST Leak Detection System as it lost memory, 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 an invoice from Independence for \$340.00, the applicable 10% markup of \$34.00, for a total of \$374.00; and

WHEREAS, AWM has submitted CSC #360 to reprogram the Stage IV UST Leak Detection System as it lost memory due to a power failure, the above-referenced invoice and the applicable ten (10%) percent markup on said invoice for a total cost of \$374.00 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 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 #360, dated October 31, 2013 in the amount of \$374.00, and is satisfied that the amount is fair and reasonable, and that the Authority desires to approve CSC #360.

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

1. CSC #360, signed in the amount of \$374.00, for the costs associated with the reprogramming of the Stage IV UST Leak Detection System, 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.

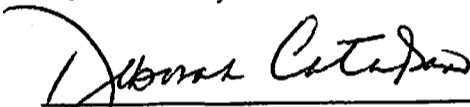
2. Payment to AWM shall be from the Authority's Operating Account.

Moved by Mr. Truglio
Seconded by Mr. Checchio

| Roll Call Vote | Yes | No |
|----------------------|--------|-------|
| Chairman Reeder | x_____ | _____ |
| Mr. Truglio | x_____ | _____ |
| Ms. Garafola | _____ | _____ |
| Mr. Mosquera | _____ | _____ |
| Mr. Vetter | _____ | _____ |
| Mr. Checchio (Alt 1) | x_____ | _____ |
| Mr. Paoella (Alt 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 November 20, 2013.



Deborah Catapano, Authority Secretary