

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 13-70

RESOLUTION APPROVING COST SUBSTANTIATION CERTIFICATE #340 SUBMITTED BY THE OPERATOR OF THE AUTHORITY'S WASTEWATER TREATMENT SYSTEM, APPLIED WATER MANAGEMENT, INC., FOR PAYMENT OF CERTAIN EXPENSES RELATED TO EMERGENCY WORK DUE TO A CLOG IN THE HEATHER PUMP STATION FORCE MAIN 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 clog in the Heather pump station force main, to call in a pump truck to pump down the wet well to prevent an overflow, which is an item of Cost-Shared Uncontrollable Circumstances pursuant to Section 9.2(E) of the Agreement; and

WHEREAS, AWM has submitted an invoice from Russell Reid, Inc. for a total of \$485.88; and

WHEREAS, AWM has submitted CSC #340 for the costs of a pump truck to pump down the wet well to prevent an overflow due to a clog in the Heather pump station force main, the above-referenced invoice and the applicable ten (10%) percent markup on said invoice for a total cost of \$534.47 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 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 #340, dated May 23, 2013 in the amount of \$534.47, and is satisfied that the amount is fair and reasonable, and that the Authority desires to approve CSC #340.

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

1. CSC #340, signed in the amount of \$534.47, for payment for emergency work due to a clog in the Heather Pump Station force main, 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 Mrs. Garafola

Roll Call Vote	Yes	No
Chairman Reeder	x_____	_____
Mr. Truglio	x_____	_____
Ms. Garafola	x_____	_____
Mr. Mosquera	x_____	_____
Mr. Vetter	x_____	_____
Mr. Checchio (Alt 1)	x_____	_____
Mr. Paolella (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 June 19, 2013.



Deborah Catapano, Authority Secretary