

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 17- 37

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances, and

WHEREAS, this public body is of the opinion that such circumstances exist as to the matters set forth below,

NOW, THEREFORE, BE IT RESOLVED, that the Warren Township Sewerage Authority (the "Authority") in the County of Somerset, New Jersey, approved a motion to go into Executive Session regarding the below matters, noting that the Authority would return to Public Session to vote on any matters remaining before it:

- A. Administrative Communications with Counsel and the Authority: Attorney-Client Communication.
- B. Shared Services-Township of Warren/WTSA: Attorney-Client Communication; Contract Negotiations.
- C. Personnel Matters- Attorney-Client Communication
- D. Contract No. 54: Attorney-Client Communication; Contract Negotiations.
- E. NSU/AWM – Attorney- Client Communications: Contract Negotiations
- F. Discussion regarding potential Rule change: Attorney-Client Communication
- G. NJPDES Permits- Adjudicatory Hearings: Attorney-Client Communication: Work Product Protection/Litigation

No final decisions were made, and a motion to return to public session was thereafter approved by the Authority. The above stated matters are anticipated to be made public later as appropriate.

Moved by: Mrs. Garafola Seconded by: Mr. Paolella

Roll Call Vote	Yes	No	Absent	Abstained
Chairman Checchio	x			
Mr. Mosquera			x	
Ms. Garafola	x			
Mr. Vetter	x			
Mr. Truglio			x	
Mr. Paolella (Alt 1)	x			
Mr. DeNave (Alt 2)	7:10			

CERTIFICATION

I, Deborah Catapano, Secretary of the Warren Township Sewerage Authority in the County of Somerset, New Jersey, do hereby certify that the above is a true and correct copy of a resolution adopted by the Warren Township Sewerage Authority at its Work/Public meeting of May 17, 2017.



Deborah Catapano, Authority Secretary

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO.17-38

RESOLUTION AUTHORIZING PAYMENT OF OPERATION EXPENSE FROM ACCOUNT # 056253 FOR A TOTAL OF \$ 326,768.71

BE IT RESOLVED by the members of the Warren Township Sewerage Authority in the County of Somerset, New Jersey that the Treasurer be and hereby is authorized to pay current bills from the Operating Fund Account # **056253** at the Fulton Bank of New Jersey. Schedule of paid invoices attached.

Moved by: Mrs. Garafola

Seconded by: Mr. Checchio

Roll Call Vote	Yes	No	Absent	Abstained
Chairman Checchio	x			
Mr. Mosquera			x	
Ms. Garafola	x			
Mr. Vetter	x			
Mr. Truglio			x	
Mr. Paolella (Alt 1)	x			
Mr. De Nave (Alt 2)	x			

******* CERTIFICATION *******

I, Deborah Catapano, Secretary for 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 by this Authority at its Public Meeting of May 17th, 2017.


Deborah Catapano, Authority Secretary

Operating Resolution 17-38
May 17th ,2017

Vendor	PO #	Amount	Description
NJ American Water	17-54	\$ 325.58	
Natural Systems Utilities	17-55	\$ 70,918.32	Monthly April Services
Natural Systems Utilities	17-56	\$ 2,472.40	Admin Services Fee April
Natural Systems Utilities	01-045	\$ 1,330.00	Invoice for Oswald Enterprises
SRVSA	02427	\$59,611.39	May Payment
JCPL	17-57	\$ 25,607.79	
PSE&G	17-58	\$ 296.41	
RDSHP	01835	\$ 6,140.66	General Retainer
RDSHP	01836	\$ 527.00	Cost Substantiation Certificates
RDSHP	01837	\$ 186.00	Personnel Matters
RDSHP	01839	\$ 124.00	Contract 54-Fox Hill Drive West Pump Upgrade
RDSHP	01840	\$ 2,619.50	NJPDES Permits
RDSHP	01841	\$ 155.00	Natural Systems Utilities, LLC-NSU
RDSHP	01842	\$ 2,015.00	Capacity -Will Serve
RDSHP	01843	\$ 2,185.50	Shared Services
PS&S	00937	\$ 13,422.72	General Consulting
PS&S	00938	\$ 500.00	Annual Engineer's Report
PS&S	00939	\$ 4,168.08	Red Hill Road Investigation and Repair
PS&S	00940	\$ 2,872.89	Contract 52-Stage IV WWTP Upgrades
PS&S	00941	\$ 4,680.80	Contract 54-Fox Hill Pump Station
PS&S	00942	\$ 1,108.75	Stage I/II WWTP I&I Study
PS&S	00943	\$ 1,137.50	WTSA Summerhill PS Upgrade
PS&S	00944	\$ 8,302.58	Contract 56- Miscellaneous WWTP Improvements
PS&S	00945	\$ 374.57	Contract 57- Stage V WWTP Bldg. Recond
PS&S	00946	\$ 1,620.00	Stage IV WWTP I&I Study
One call Systems	17-59	\$183.75	April Ticket Invoice # 7045679
Armpco	17-60	\$255.50	Monthly Lease
AT&T	17-61	\$ 35.64	Acct # 030 380 1357 001
Verizon	17-62	\$63.35	Acct # 908 753-6893 375 63Y(March Billing)
Verizon	17-63	\$1,331.76	Acct# 201 Z43 0077 999 58Y (April Billing)
Your Tech Team	17-64	\$275.00	Project Work, Remote Support Service BHURS and
Township of Bridgewater	02487	\$7,335.03	Warren Portion of Cost 32.1% Middlebrooks Sewer Utility
The Courier News	17-65	\$45.32	2017 May Affidavit
W.B Mason	17-66	\$ 282.70	Invoice # I43376207, I43376517, I43698475 and I43942760
Borough of Watchung	17-67	\$ 25,700.00	Sewer Unit Connected To The Watchung System (2016-2017)
Stone Hill Contracting Co., Inc	02444	\$ 65,403.24	Contract No.54-Pay Application No.19 Period Ending 4/30/17
Lisa Duchesne	17-68	\$ 2,800.30	Quick Book Desktop Pro 2017, April Bookkeeping
Towship of Warren	01-044	\$ 9,267.96	1st Quarter H/D
The Recorder Publishing	17-69	\$ 86.72	Meeting Relocation Legal Notice (Acct # 009386)
Total		\$ 326,768.71	

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 17-39

RESOLUTION AUTHORIZING PAYMENT OF ESCROW BILLS FROM ACCOUNT #999-091433 FOR A TOTAL OF \$ 7,930.36

WHEREAS, certain professional services related to application review and/or inspection have been performed by Authority consultants; and

WHEREAS, by Resolution 89-145 the Authority established a set of rules and regulations to charge such review and inspection services to an applicant's application escrow account; and

WHEREAS, sufficient funds are available in each escrow account to pay for services rendered by the vendors detailed below.

NOW, THEREFORE, BE IT RESOLVED by the members of the Warren Township Sewerage Authority, County of Somerset, State of New Jersey, that the Treasurer be and hereby is authorized to pay the bills from account #999-091433, known as the Bank of America Accutrak System, in the amount of \$ 5,462.56.

And from The Fulton Bank Escrow Master Account #9029 7160 in the amount of \$2,467.80.

Exhibit A attached

PS&S \$ 7,573.86
RDSH&P LLC \$ 356.50

Moved by: Mrs. Garafola
Seconded by: Mr. Checchio

Table with 5 columns: Roll Call Vote, Yes, No, Absent, Abstained. Rows include Chairman Checchio, Mr. Mosquera, Ms. Garafola, Mr. Vetter, Mr. Truglio, Mr. Paoella, Mr. DeNave (Alt 2).

CERTIFICATION

I, Deborah Catapano, Board Secretary for 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 by this Authority at its Work/Public Meeting May 17, 2017.

Handwritten signature of Deborah Catapano over a horizontal line, followed by the printed name 'Deborah Catapano, Board Secretary'.

May 17, 2017

Resolution 17-39

Vendor	PO#	Applicant	Escrow #	Amount	Date Paid
PS&S	931	29 Dubois Rd. Urban	758	1,827.65	5/17/2017
PS&S	914	Hollows at Warren	774	1,066.83	5/17/2017
PS&S	935	Hussain	90296503	617.50	5/17/2017
PS&S	935	Hussain	90296503	1,131.84	5/17/2017
PS&S	917	Feeney	847	690.29	5/17/2017
PS&S	949	GSK	90297499	361.96	5/17/2017
PS&S	919	Reale	837	344.04	5/17/2017
PS&S	947	Sarraf	812	1533.75	5/17/2017
			Total	\$7,573.86	
Vendor	PO#	Applicant	Escrow #	Amount	Date Paid
RDSH&P LLC	1844	GSK	90297499	356.50	5/17/2017
			TOTAL	\$7,930.36	

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION 17- 40

**AUTHORIZING PAYMENT OF CERTAIN INVOICES FROM THE
CONSTRUCTION FUND BY BANK OF NEW YORK, TRUSTEE AND PAYING
AGENT OF THE SERIES 2006 BONDS**

WHEREAS, pursuant to sections 401 through 407 of the General Bond Resolution a Construction Account has been established and the Trustee, Bank of New York, has been authorized to make direct payment of certain invoices attributable to the Costs of the System and in accord with the requisition procedures; and

WHEREAS, the following invoices are for Costs of the System as defined in the Engineer's Report in the Official Statement for the 2006 Series Bonds and are appropriately payable from the Construction Account; and

WHEREAS, the Authority's Engineer has provided a Certificate certifying that the portion(s) of the system for which the funds were deposited in the Construction Account has been completed, that the sum stated in the Certificate is sufficient to pay and is required to be reserved in the Construction Account to pay all items of the cost of such portion of the system then remaining unpaid, including the estimated amount of any such items the amount of which is not fully determined and all claims against the Authority arising out of the construction thereof, and that no amounts are due and owing to any contractor relating to services provided or equipment or material purchased for or with respect to the System.

Sewerage Authority, County of Somerset, State of New Jersey authorizes payment by Bank of New York, as Trustee and Paying Agent, of the following invoices and amounts from the Authority's Construction Account established under the 2006 Series Bonds:

Name	Project/Installment Description	Payment Amount
1. Paulus Sokolowski & Sartor LLC	Contract # 53 Phosphorous	\$36,587.37
2. Pact Two LLC	Contract #53 Pay #2	\$143,962.00
3. Riker Danzig Scherer Hyland & Perretti	Contract #53	\$248.00
Total		\$180,797.37

BE IT FURTHER RESOLVED, that the Chair, and Treasurer are authorized to execute the Voucher to the Bank of New York for such payments.

BE IT FURTHER RESOLVED, that the Chair, Vice Chair, and Financial Officer are authorized to execute the Requisition to the Bank of New York for such payments.

BE IT FURTHER RESOLVED, that the Authority's Secretary is authorized and directed to provide this Resolution, the Engineer's Certificate, and the Authority's Voucher and Requisition to the Bank of New York and request that the payments directed herein be made by the Bank.

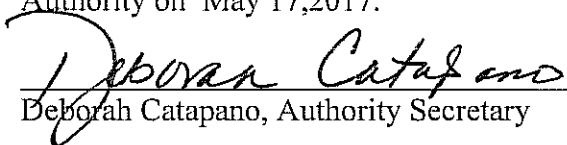
Moved by: Mrs. Garafola

Seconded by : Mr. Checchio

Roll Call Vote	Yes	No	Absent	Abstained
Chairman Checchio	x			
Mr. Mosquera			x	
Ms. Garafola	x			
Mr. Vetter	x			
Mr. Truglio			x	
Mr. Paolella (Alt 1)	x			
Mr. Denave (Alt #2)	x			

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 17, 2017.



Deborah Catapano, Authority Secretary

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 17-41

RESOLUTION AUTHORIZING RETURN OF REMAINDER OF ESCROW IN THE AMOUNT OF \$ 4016.52

WHEREAS, the Authority has reviewed the escrow accounts for certain applicants, as listed on Exhibit A; and

WHEREAS, the Authority has determined that all services for which escrow funds are to be applied under the Authority's Rules and Regulations have been completed; and

WHEREAS, the Authority has determined that it is appropriate to return the balances in each of the listed escrow accounts, as indicated in Exhibit A, totaling \$ 4016.52.

NOW, THEREFORE, BE IT RESOLVED by the Warren Township Sewerage Authority, County of Somerset, State of New Jersey, that the Authority shall refund to the applicants listed on Exhibit A the amounts indicated, for a total of \$ 4016.52

184 Property Owners LLC	Escrow #00783	\$ 487.37
Patrick Fitzsimmons	Escrow #849	258.16
CRC Communities	Escrow #838	59.37
Michael Scuderi	Escrow 10009	2,472.27
John Walters	Escrow90297556	739.35

Moved by: Mrs. Garafola
Seconded by: Mr. Checchio

Roll Call Vote	Yes	No	Absent	Abstained
Chairman Checchio	x			
Mr. Mosquera			x	
Ms. Garafola	x			
Mr. Vetter	x			
Mr. Truglio			x	
Mr. Paoletta (Alt 1)	x			
Mr. DeNave(Alt 2)	x			

***** CERTIFICATION *****

I, Deborah Catapano, Board Secretary for 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 May 17, 2017.



Deborah Catapano, Board Secretary

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 17-42

**RESOLUTION APPROVING SHARED SERVICES
AGREEMENT WITH THE TOWNSHIP OF WARREN**

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. (the “ Act”), provides that a local unit, as that term is defined in the Act, may enter into an agreement to provide or receive any services that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction; and

WHEREAS, recognizing the potential for greater efficiency and cost savings, the Warren Township Sewerage Authority (the “Authority”) and the Township of Warren (the “Township”) wish to enter into this Shared Services Agreement in accordance with the Act to provide for facility sharing and maintenance, human resource management, accounts receivable services, and other services in accordance with the terms and conditions set forth therein; and

WHEREAS, the Shared Services Agreement shall be in substantially the same form and substance as the Agreement attached hereto and made a part hereof, which shall be acceptable to the Authority Attorney; and

WHEREAS, the Authority has reviewed the Shared Services Agreement and finds it to be reasonable, appropriate, and in the best interests of the Authority and its customers; and

WHEREAS, the Township will adopt a reciprocal resolution approving the Shared Services Agreement pursuant to N.J.S.A. 40A:65-5.

NOW, THEREFORE, BE IT RESOLVED, that the Warren Township Sewerage Authority in the County of Somerset, New Jersey, hereby approves the Shared Services Agreement with the Township.

BE IT FURTHER RESOLVED, that the Authority Chairman or Authority Administrator is authorized to execute any documents, as needed, in connection with this Resolution. Additionally, all Authority employees and officials are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

Moved by: Mr. Checchio

Seconded by: Mrs. Garafola

Roll Call Vote	Yes	No	Absent	Abstained
Chairman Checchio	x			
Mr. Mosquera			x	
Ms. Garafola	x			
Mr. Vetter	x			
Mr. Truglio			x	
Mr. Paolella (Alt 1)	x			
Mr. DeNave (Alt 2)	x			

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 the Work/Public Meeting of the Warren Township Sewerage Authority on May 17, 2017.

A handwritten signature in cursive script that reads "Deborah Catapano". The signature is written in black ink and is positioned above a horizontal line.

Deborah Catapano, Authority Secretary

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WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 17-43

RESOLUTION ELIMINATING ADMINISTRATIVE ASSISTANT/ACCOUNTS RECEIVABLE POSITION

WHEREAS, the Warren Township Sewerage Authority (the “Authority”) passed Resolution No. 42 dated May 17, 2017 authorizing a Shared Services Agreement between the Authority and the Township of Warren (the “Township”) for various shared services, including accounts receivable services, pursuant to the terms and condition set forth therein;

WHEREAS, as a result of the Shared Services Agreement, the Authority has determined that the Administrative Assistant/Accounts Receivable position should be eliminated for reasons of economy and efficiency; and

WHEREAS, by virtue of the elimination of the Administrative Assistant/Accounts Receivable position for reasons of economy and efficiency, Susan Wujciski’s employment with the Authority will be terminated effective May 18, 2017.

NOW, THEREFORE, BE IT RESOLVED, that the Warren Township Sewerage Authority in the County of Somerset, New Jersey, hereby eliminates the Administrative Assistant/Accounts Receivable position for reasons of economy and efficiency and terminates Ms. Wujciski’s employment with the Authority effective May 18, 2017.

BE IT FURTHER RESOLVED, that the Authority Chairman or Authority Administrator is authorized to execute any documents, as needed, in connection with this Resolution. Additionally, all Authority employees and officials are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

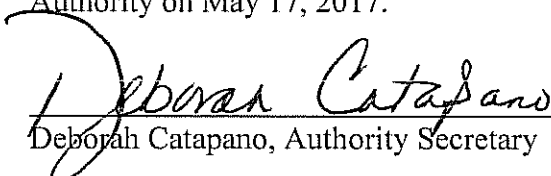
Moved by: Mr. Checchio

Seconded by: Mrs. Garafola

Roll Call Vote	Yes	No	Absent	Abstained
Chairman Checchio	x			
Mr. Mosquera			x	
Ms. Garafola	x			
Mr. Vetter	x			
Mr. Truglio			x	
Mr. Paolella (Alt 1)	x			
Mr. DeNave (Alt 2)	x			

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 the Work/Public Meeting of the Warren Township Sewerage Authority on May 17, 2017.



Deborah Catapano, Authority Secretary

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WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 17-44

RESOLUTION APPROVING SEPARATION AGREEMENT

WHEREAS, the Warren Township Sewerage Authority (the "Authority") passed Resolution No. 42 dated May 17, 2017 authorizing a Shared Services Agreement between the Authority and the Township of Warren (the "Township") for various shared services pursuant to the terms and condition set forth therein;

WHEREAS, the Authority passed Resolution No. 43, also dated May 17, 2017, authorizing the elimination of the Administrative Assistant/Accounts Receivable position for reasons of economy and efficiency;

WHEREAS, by virtue of the elimination of the Administrative Assistant/Accounts Receivable position for reasons of economy and efficiency, Susan Wujciski's employment with the Authority will be terminated effective May 18, 2017; and

WHEREAS, the Authority wishes to memorialize the terms of her separation from the Authority.

NOW, THEREFORE, BE IT RESOLVED, that the Warren Township Sewerage Authority in the County of Somerset, New Jersey, hereby approves the Separation Agreement between the Authority and Ms. Wujciski and authorizes the Authority Superintendent to offer Ms. Wujciski the Separation Agreement.

BE IT FURTHER RESOLVED, that the Authority Chair and Authority Attorney are hereby authorized to negotiate the terms and conditions of the Separation Agreement.

BE IT FURTHER RESOLVED, that the Authority Chairman and Authority Administrator are hereby authorized to sign the Separation Agreement.

BE IT FURTHER RESOLVED, that the Authority Chairman or Authority Administrator is authorized to execute any documents, as needed, in connection with this Resolution. Additionally, all Authority employees and officials are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

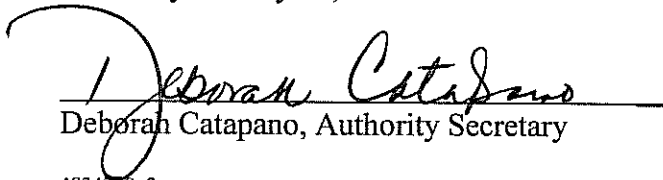
Moved by: Mrs. Garafola

Seconded by: Mr. Checchio

Roll Call Vote	Yes	No	Absent	Abstained
Chairman Checchio	x			
Mr. Mosquera			x	
Ms. Garafola	x			
Mr. Vetter	x			
Mr. Truglio			x	
Mr. Paolella (Alt 1)	x			
Mr. DeNave (Alt 2)	x			

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 the Work/Public Meeting of the Warren Township Sewerage Authority on May 17, 2017.


Deborah Catapano, Authority Secretary

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WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 17-45

RESOLUTION GRANTING APPROVAL OF CHANGE ORDER NO. 5 TO CONTRACT NO. 52 - THE STAGE IV WASTEWATER TREATMENT PLANT OXIDATION DITCH/FINAL CLARIFIER AND UV DISINFECTION SYSTEM UPGRADES

WHEREAS, by Resolution No. 15-38, the Warren Township Sewerage Authority ("the Authority") previously awarded Contract No. 52 for upgrades to the Stage IV Wastewater Treatment Plant's Oxidation Ditch/Final Clarifier and UV Disinfection System in the amount of \$ 2,456,420.00 to the lowest responsive bidder, Stone Hill Contracting Co., Inc. ("Stone Hill"); and

WHEREAS, by Resolution No. 16-48, the Authority approved Change Order No. 1 to Contract No. 52 for the installation of a 4" schedule 80 PVC pipe for future chemical feed tubing in each of the Stage IV Wastewater Treatment Plant's two (2) oxidation ditches; and

WHEREAS, by Resolution No. 16-84, the Authority approved Change Order No. 2 and 3 to Contract No. 52 for (i) the installation of an electrical conduit from the existing manhole at the UV Facility to MCC-2 in the Operations Building, and (ii) the extension of the length of Contract No. 52 for one hundred-one (101) work days; and

WHEREAS, by Resolution No. 16-118, the Authority approved Change Order No. 4 to Contract No. 52 for the increase in the contract price in the amount of \$49,896.00 and for an increase in the contract time by ninety-nine (99) calendar days; and

WHEREAS, during the course of Contract No. 52, an electrical failure occurred with the RAS Pump for Process Tank No. 1 due to aged underground wiring that could not be removed from buried, galvanized steel conduit; and

WHEREAS, Contract No. 52 is near completion and the Authority Engineer recommends a change order to Contract No. 52 to (i) balance all of the additional work plus credited work for Contract items intentionally eliminated and the remainder of monies not expended on Allowance Items; and (ii) increase the Contract time by 120 calendar days, to May 31, 2017, in order to allow for completion of the installation of a new power feed to the RAS pump for Process Tank No. 1; and

WHEREAS, based upon the Authority Engineer's recommendation, the Authority wishes to approve this change order; and

WHEREAS, the costs for this change order shall result in an decrease to the price of Contract No. 52 in the amount of \$52,443.00; and

WHEREAS, this change order represents no substantial change to the length of the Contract time, the quality or character of the items or work provided, or the overall Contract amount; and

WHEREAS, the Treasurer has previously certified that there are sufficient funds for Contract No. 52.

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

1. The above listed change order to Contract No. 52 for (i) balancing all of the additional work plus credited work for Contract items intentionally eliminated and the remainder of monies not expended on Allowance Items; and (ii) increasing the Contract time by 120 calendar days, to May 31, 2017, in order to allow for completion of the installation of a new power feed to the RAS pump for Process Tank No. 1, be and hereby is approved.
2. The Authority Attorney and Authority Engineer be and hereby are authorized to negotiate the terms and conditions of a written amendment to Contract No. 52 covering said change order with Stone Hill.
3. The Authority Chairman and Secretary are hereby authorized to enter into a written amendment to Contract No. 52 covering said change order with Stone Hill, the form and substance of which agreement shall be acceptable to the Authority Attorney, all in accordance with the terms and conditions of this Resolution.

BE IT FURTHER RESOLVED the Authority Chairman or Authority Administrator is authorized to execute any documents, as needed, in connection with this approval.

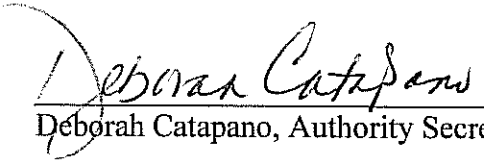
Moved by: Mrs. Garafola

Seconded by: Mr. Checchio

Roll Call Vote	Yes	No	Absent	Abstained
Chairman Checchio	x			
Mr. Mosquera			x	
Ms. Garafola	x			
Mr. Vetter	x			
Mr. Truglio			x	
Mr. Paolella (Alt 1)	x			
Mr. DeNave (Alt 2)	x			

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 17, 2017.


Deborah Catapano, Authority Secretary

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 17-46

RESOLUTION GRANTING THE APPLICATION OF AMERICAN PROPERTIES MT. BETHEL ROAD, LLC FOR PRELIMINARY APPROVAL FOR CONSTRUCTION OF PROPOSED SANITARY SEWERS, PERMIT TO CONSTRUCT, AND ONE HUNDRED THREE (103) NEW EDUS OF CAPACITY TO SERVE A PROPOSED RESIDENTIAL DEVELOPMENT ON BLOCK 78, LOTS 15.01 AND 15.02, ALSO KNOWN AS 155 MOUNT BETHEL ROAD IN WARREN, NEW JERSEY, IN THE STAGE IV SEWER SERVICE AREA

WHEREAS, Applicant American Properties Mt. Bethel Road, LLC (“Applicant”) has applied to the Warren Township Sewerage Authority (the “Authority”) for Preliminary Approval for Construction of Proposed Sanitary Sewers, Permit to Construct, and One Hundred Three (103) new Equivalent Dwelling Units (“EDUs”) for Lots 15.01 and 15.02 in Block 78, also known as 155 Mount Bethel Road in Warren, New Jersey (the “Subject Property”), in the Stage IV Sewer Service Area; and

WHEREAS, the Applicant proposes to demolish two (2) existing dwellings on the Subject Property, each of which has an existing lateral connection to the Authority’s sanitary sewer system, and to construct a 107-unit residential development; and

WHEREAS, the Applicant further proposes to (a) abandon the two (2) existing lateral connections on the Subject Property; (b) construct a sanitary sewer system for the 107-unit residential development consisting of 3,060 LF of 8-inch PVC gravity sewers; and (c) connect into the Authority’s system by connecting the 8-inch PVC gravity sewers into a doghouse manhole in the existing sewer line in Mount Bethel Road; and

WHEREAS, the proposed 107-unit residential development shall require One Hundred Seven (107) EDUs of capacity and the Subject Property is currently allotted four (4) EDUs; and

WHEREAS, the Authority’s Engineer, has reviewed: (i) Application for Preliminary Approval for Construction of Proposed Sanitary Sewers and Permit to Construct, dated May 3, 2017; and (ii) American Properties Realty, Inc. Proposed Sewer Improvements, Block 78, Lots 15.01 and 15.02, 155 Mount Bethel Road, Township of Warren, Somerset County, Sheets 1 through 6, Dynamic Engineering, dated May 3, 2017; and

WHEREAS, the Authority’s Engineer issued a memorandum dated May 9, 2017 (the “Memorandum”) in which the Authority’s Engineer (i) determined that an additional One Hundred Three (103) EDUs of capacity is needed to serve the proposed 107-unit residential development; (ii) determined that the Stage IV Wastewater Treatment Plant has sufficient capacity to treat the flow proposed by Applicant; (iii) found that the design and details of the proposed sanitary sewer system to serve the residential development, which shall consist of 3,060 LF of 8-inch PVC gravity sewers, are in accordance with the Authority’s Rules and Regulations; and (iv) recommends

approval of the Application for Preliminary Approval of the Construction of Proposed Sanitary Sewers and Permit to Construct, subject to the conditions set forth below; and

WHEREAS, pursuant to the Authority's Rules and Regulations, the Authority may impose reasonable conditions on any approval which it grants where, in the determination of the Authority, such conditions are necessary to ensure the construction and operation of the sewer system in a manner consistent with the public health, safety, and welfare and the statutory mandate of the Authority.

NOW, THEREFORE, BE IT RESOLVED, that the Warren Township Sewerage Authority, Somerset County of New Jersey, hereby approves the application of applicant American Properties Mt. Bethel Road, LLC for Preliminary Approval for Construction of Proposed Sanitary Sewers, Permit to Construct, and an additional One Hundred Three (103) new EDUs for Lots 15.01 and 15.02 in Block 78, also known as 155 Mount Bethel Road in Warren, New Jersey, in the Stage IV Sewer Service Area, subject to the following conditions:

1. The Applicant shall comply with any and all applicable federal, state, and local law and all of the Authority's Rules and Regulations and required payment of all fees, including but not limited to the payment to the Authority of the then-applicable connection fees and all applicable deadlines set forth in Rules 3.10 and 6.2.6.
2. A NJDEP TWA permit will be required for the proposed sanitary sewer construction. The Applicant is responsible to obtain the necessary NJDEP TWA permit. Prior to the Authority's endorsement of the TWA application, the applicant shall provide a set of drawings with complete information on utilities, grading, and plan and profiles of proposed laterals for final coordination with the proposed sanitary sewer.
3. The appropriate government entity must determine whether the new on-site sewers shall be publicly or privately owned and maintained. Should the appropriate government entity determine that the new on-site sewer shall be privately owned and maintained, the Applicant shall be solely responsible for the operation and maintenance of the on-site sewers and may be required to enter into a indemnification and/or other agreement, which may be recorded, in a form approved by the Authority's Attorney, in accordance with the Authority's Rules and Regulations.
4. The Applicant must perform and submit a flow monitoring study to the Authority's Engineer for review and approval in order to demonstrate and confirm that the Stage IV sewerage collection system, which is tributary to the Stage IV Wastewater Treatment Plant, has the adequate capacity to handle additional flow from the Applicant's proposed residential development.
5. Pursuant the Authority's Rules and Regulations, the construction of sanitary facilities must be inspected by the Authority's Engineer. Accordingly, pursuant to the Authority's Rules and Regulations, the Applicant must submit an additional

escrow amount of \$20 per foot of pipe, including laterals, to cover the construction inspection by the Authority's Engineer.

6. The existing lateral connections that currently serve the existing dwellings on the Subject Property are to be abandoned.
7. A pre-construction meeting shall be held prior to any construction.
8. Shop drawings shall be submitted to the Authority for review and approval.
9. If applicable, the Applicant shall be required to obtain a Township Road Opening Permit for all construction within Mount Bethel Road prior to commencement of any construction within the road.
10. If applicable, prior to any excavation, the Applicant must provide written notice to the Somerset-Union Soil Conservation District.
11. The Applicant shall complete all site restoration work associated with the construction of the sanitary sewer to the satisfaction of the Authority and the Township of Warren.
12. It shall be the responsibility of the Applicant to obtain all other permits and approvals required prior to commencement of construction.
13. The Applicant shall not commence any construction requiring engineering inspection until it has provided proof to the Authority that the Applicant has notified the "One-Call Damage Prevention System" pursuant to the Underground Facility Protection Act, N.J.S.A. 48:2-73, *et seq.*, which proof shall be provided by supplying the Authority with the confirmation number assigned to the notice of intent pursuant to said Act.

BE IT FURTHER RESOLVED, the Authority Chairman or Authority Administrator is authorized to execute any documents, as needed, in connection with this approval.

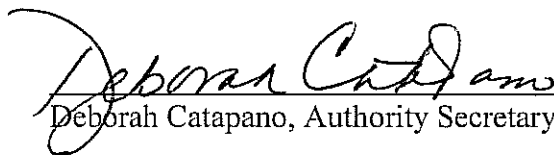
Moved by: Mrs. Garafola

Seconded by: Mr. Checchio

Roll Call Vote	Yes	No	Absent	Abstained
Chairman Checchio	x			
Mr. Mosquera			x	
Ms. Garafola	x			
Mr. Vetter	x			
Mr. Truglio			x	
Mr. Paoletta (Alt 1)	x			
Mr. DeNave (Alt 2)	x			

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 the Work/Public Meeting of the Warren Township Sewerage Authority on May 17, 2017.


Deborah Catapano, Authority Secretary

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 17-47

**RESOLUTION GRANTING APPROVAL OF CHANGE
ORDER NO. 3 TO CONTRACT NO. 54 – THE FOX HILL
DRIVE WEST PUMP STATION UPGRADE**

WHEREAS, by Resolution 15-22 dated March 18, 2015, the Warren Township Sewerage Authority (the “Authority”) awarded the Contract No. 54 for the Fox Hill Drive West Pump Station Upgrade (the “Contract”) in the amount of Two Hundred Ninety Five Thousand, Four Hundred Ninety Two Dollars and No Cents (\$295,492.00) to Rock Solid Construction, Inc. (“Rock Solid”); and

WHEREAS, the Contract is funded in part with funds by the New Jersey Environmental Infrastructure Financing Program (“NJEIFP”), which requires authorization by the New Jersey Department of Environmental Protection (“NJDEP”) prior to an award of contract; and

WHEREAS, following authorization by the NJDEP, a Notice of Award for the Contract was sent to Rock Solid on April 1, 2015, and a Notice to Proceed with an effective date of June 22, 2015, was issued by the Authority’s Engineer; and

WHEREAS, during the course of Contract, JCP&L advised Rock Solid that the JCP&L transformer located on the property would have to be replaced; and

WHEREAS, as a result, additional work associated with the replacement of the JCP&L transformer is necessary as set forth in the attached Notice of Work Change for Contract No. 54 dated May 16, 2017 prepared by the Authority Engineer (the “Notice of Work Change”) in accordance with Article XXI of the Contract; and

WHEREAS, Change Order No. 3 is required to allow for additional time for the completion of the Contract and an increase to the Contract amount to include the additional work required in connection with the JCP&L transformer as set forth in the Notice of Work Change; and

WHEREAS, Change Order No. 3 will increase the time for completion of the Contract eighty-eight (88) calendar days, such that the new completion date for the Contract shall be August 25, 2017; and

WHEREAS, Rock Solid is directed to proceed with the additional work required in connection with the JCP&L transformer as set forth in the Notice of Work Change immediately, but under no event later than May 30, 2017; and

WHEREAS, Change Order No. 3 will increase the Contract amount for the Contract in the amount not to exceed \$171,471.70, which is an increase in the originally awarded Contract amount of 58%; and

WHEREAS, the need for Change Order No. 3 is due to unforeseen circumstances and/or differing site conditions resulting from JCP&L requiring a new transformer during Rock Solid's coordination of the utilities required under the Contract, which were beyond the Authority's control; and

WHEREAS, public bidding of the additional work would further delay completion of construction, may result in an increase in the Contract amount, would result in additional costs associated with a rebid, and would cause a substantial inconvenience to the public and the Authority's operations; and

WHEREAS, in accordance with N.J.A.C. 5:30-11.9, the Authority Engineer has submitted a memoranda certifying and explaining the factual circumstances which justify issuance of the proposed change order; and

WHEREAS, based upon the Authority Engineer's recommendation, the Authority wishes to approve this change order; and

WHEREAS, the Treasurer has certified in writing that there are sufficient funds for this change order.

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

1. The above listed change order to Contract No. 54 (i) for the additional work required in connection with the JCP&L transformer as set forth in the Notice of Work Change; (ii) increasing the time for completion of the Contract eighty-eight (88) calendar days, such that the new completion date for the Contract shall be August 25, 2017; and (iii) increasing the Contract amount for the Contract in the amount not to exceed \$171,471.70, which is an increase in the originally awarded Contract amount of 58% be and hereby is approved.
2. The Authority Attorney and Authority Engineer be and hereby are authorized to negotiate the terms and conditions of a written amendment to the Contract covering said change order with Rock Solid.
3. The Authority Chairman and Secretary be and hereby are authorized to enter into a written amendment to the Contract covering said change order with Rock Solid, the form and substance of which agreement shall be acceptable to the Authority Attorney, all in accordance with the terms and conditions of this Resolution.
4. The Authority Secretary be and hereby are authorized and directed to print a brief notice of this change order in accordance with N.J.A.C. 5:30-11.9.

BE IT FURTHER RESOLVED, the Authority Chairman or Authority Administrator is authorized to execute any documents, as needed, in connection with this resolution.

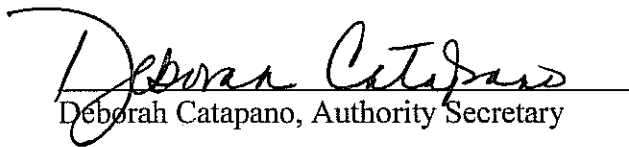
Moved by: Mrs. Garafola

Seconded by: Mr. Paolella

Roll Call Vote	Yes	No	Absent	Abstained
Chairman Checchio	x			
Mr. Mosquera			x	
Ms. Garafola	x			
Mr. Vetter	x			
Mr. Truglio			x	
Mr. Paolella (Alt 1)	x			
Mr. DeNave (Alt 2)	x			

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 the Work/Public Meeting of the Warren Township Sewerage Authority on May 17, 2017.


Deborah Catapano, Authority Secretary