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Musconetcong Sewerage Authority
Commissioners' Meeting
October 25, 2012

REGULAR MEETING OF THE MUSCONETCONG SEWERAGE AUTHORITY

Chairman Rattner called the meeting to order at 7:30 PM. Following salute to colors, announcement was made that adequate notice of this meeting had been provided for as defined by the "Open Public Meetings Act".

MEMBERS PRESENT:	Donald Bates, James Benson, David Hoyt, John Kieser, Patrick Kunkel, Melanie Michetti, Daren Phil, Michael Pucilowski, Steven Rattner, Joseph Schwab, Edward Schwartz
MEMBERS ABSENT:	John Sylvester
OTHERS PRESENT:	Larry Kron, Esq., Lee Purcell, P.E., James Schilling, Marvin Joss, QPA

Chairman Rattner open and closed the meeting to the public.

The meeting minutes of September 27, 2012 were approved on a motion offered by Mrs. Michetti, seconded by Mr. Pucilowski. Roll Call:

Mr. Bates	Yes	Mr. Phil	Abstained
Mr. Benson	Yes	Mr. Pucilowski	Yes
Mr. Hoyt	Yes	Mr. Rattner	Yes
Mr. Kieser	Yes	Mr. Schwab	Yes
Mr. Kunkel	Yes	Mr. Schwartz	Yes
Mrs. Michetti	Yes		

The special budget meeting minutes of October 2, 2012 were tabled for further review by the commissioners.

The Expenditures/Treasurer's Report of October was accepted on a motion offered by Mr. Schwab seconded by Mr. Kunkel and the affirmative roll call vote of members present.

Commissioner Schwab stated that he had discussed the Jogi Construction payment voucher with Mr. Purcell. The check and voucher were prepared over four months ago and a maintenance bond has not yet been received. A motion was made by Mr. Schwab to void check #1069 to Jogi Construction from the Musconetcong Sewerage Authority Construction Account. The motion was seconded by Mr. Pucilowski and the affirmative roll call vote of members present.

Commissioner Schwab noted that there was one other amendment to the vouchers for mileage reimbursement for Susan Grebe, which was listed as $39.14 and should have been listed as $39.41. The amended pending vouchers were approved for payment on a motion offered by Mr. Schwab, seconded by Mr. Schwartz and the affirmative roll call vote of members present.

CONSTRUCTION TOTAL	$0.00
ESCROW ACCT	$0.00
OPERATING ACCOUNT	
ADP	$599.86
ATS Environmental	$350.00
AllMax Software, Inc	$840.00
Atlantic Tomorrows Office	$336.00
Association of Environmental Authorities	$2,355.00
Bates, Donald	$502.00
James Benson	$300.00
Certified Labs	$910.91
Cintas First Aid	$91.43
Cintas Corp.	$778.59
Daily Record	$6.76
Fisher Scientific	$225.55
Fleet Pump & Service Group	$28,857.50
Susan Grebe	$39.41
Hess	$3,615.85
Industrial Controls Distributors	$2,148.73
JCP&L	$6,475.44
Kemira Water Solutions	$9,576.14
Longo Electrical-Mechanical, Inc.	$950.00
Lowe's	$78.08
McMaster-Carr	$174.74
Melanie Michetti	$700.00

NJ American Water	$459.37
NJ Division of Fire Safety	$199.99
NJSHBP	$14,891.60
Napa Auto Parts	$47.45
Nusbaum Stein	$2,512.50
One Call Concepts	$33.04
PPL Energy Plus	$15,192.49
QC Labs	$648.00
Quill Corp.	$385.80
Steven Rattner	$502.00
Reuter & Hanney, Inc.	$780.00
Rowe & Company, Inc.	$179.90
James Schilling	$502.00
Joseph Schwab	$502.00
Edward Schwartz	$502.00
Shell Fleet Plus	$979.73
Spectraserv	$12,348.00
Trump Taj Mahal Casino Resort	$990.00
Verizon	$648.13
Verizon Communication	$49.99
Water Environment Federation	$79.00
Waste Management	$462.16

The following correspondence for the month of October was received and filed on a motion offered by Mr. Kunkel, seconded by Mr. Bates and the affirmative vote of members present.

A. 9/21/12 Township of Mount Olive-Tax Assessor – "Further Statements" forms
B. 9/27/12 LTPA – Change Order No. 4 for Contract No. 230
C. 10/4/12 James Schilling – 2013 Budget Proposal
D. 10/10/12 NJDEP Division of Water Quality – Contract No. 230 – Change Order No. 4
E. 10/17/12 L. Kron, Esq. – Res. #12-38 Award Contract P-13 for Cationic Emulsion Polymer
F. 10/17/12 L. Kron, Esq. – Res. #12-37 Awarding Contract SA-13 for Light Soda Ash
G. 10/19/12 V. Montanino - MSA 2013 Budget Document
H. 10/17/12 NJDEP – TWA Approval for ITC Active Adult Community
I. 10/19/12 L. Kron, Esq. – Server Network Computers
J. 10/22/12 V. Montanino – 2013 Annual Charges to be Adopted Dec. 20, 2012

Mr. Schilling indicated that flow readings for the month of October will be available in early November. As of October 19th, the MSA disposed of 253,000 gallons of sludge to Passaic Valley Sewerage. The total for September's 2012 sludge was 343,000 gallons.

Mr. Schilling reported UV parts associated with the UV-12 bid arrived on September 12th. The MSA Staff has finished cleaning out channels and installing new UV parts. All three trains are changed out and two of the units are on-line with a 40% energy reduction. Fecal coli form and e-coli results have been fantastic. The third train remains ready to go on-line.

Mr. Schilling also reported that he met with Robertet Company representatives on October 16th to provide them with a letter of Discharge denial to the MSA as their discharge results were not consistent with domestic waste characterization. The letter was reviewed by MSA counsel and engineering firms.

Mr. Schilling also reported that the Soda Ash and Polymer bids were received on October 17th. Univar Chemical was the low bidder for the Soda Ash contract with a 2.5% increase for the first year and a 4.5% increase for year 2. Overall the economic impact over a two year period would be $2,209.80. Mr. Schilling recommended awarding the 2 year contract for Soda Ash to Univar Chemical. Polydyne was the low bidder for the Polymer contract and there was no increase for the two year period. He recommended awarding the 2 year Polymer contract to Polydyne.

Mr. Schilling discussed the 2013 budget revisions per the MSA Auditor, Vincent Montanino, RMA. He noted that the Pension account was reduced from $92,500.00 to $84,700.00. The $7,800.00 variance has been shifted to Hospitalization and the overall budget remains unchanged. Chairman Rattner noted that it is reflected in the document that would be voted on at the meeting this evening.

Mr. Schilling also reported that the console for the UST monitoring system has failed and is beyond repair. The unit needs to be replaced and it is a compliance requirement. The cost to replace the unit is $9,745.00. It can be done under State Contract by the approved vendor. Mr. Schilling recommended that the work be done immediately to avoid any non-compliance issues.

Mr. Schilling also mentioned that he is seeking approval to move forward with Northeast Computer Company to set up the new computer system with software. The system will provide backup capabilities which the MSA does not currently have. He indicated that Northeast Computer has a great reputation and provided the lowest cost proposal. He received three reputable letters of reference for Northeast Computer. Chairman Rattner questioned the software that would be provided and how it would

be administered. He also noted that there could be some security concerns to consider. He said that the software and internal controls should be reviewed by the Auditor. There was discussion concerning who would be the responsible administrator for the new system and the server that would be installed. There was further discussion as to how the whole system would work and what additional features would actually be provided. The commissioners also discussed and questioned the feasibility of changing over to a new computer system that would be networked with a server and the access capabilities for MSA employees. They discussed the capabilities of the current computer system versus the new computer system capabilities. Mr. Schilling explained further about what his goals and objectives were for the new computer system. The commissioners further discussed the security concerns and the software package that would be purchased. It was decided that further information from Northeast Computer would be required and a letter should be sent to Northeast Computer specifically indicating the questions and concerns with the new system that would be provided. Mr. Schilling said he would obtain the additional information from Northeast Computer that the commissioners required and send it out to everyone as soon as he received it.

Mr. Schilling noted that the MSA receives a $250.00 reduction for the MEL-JIF workers' compensation claims fund assessment for each commissioner who attends the Risk Management for Local Officials training program at the Association of Environmental Authorities Conference.

Mr. Schilling also pointed out that he compared January through September 2011 versus January through September of 2012 and when the numbers are compared he has reduced sludge by 2,126,000 gallons, which is $167,954.00 in savings.

There was some discussion regarding the upcoming storm that was being predicted and if preparations were being planned and put in place. Mr. Schilling responded that he was aware of the storm, and he and the employees were taking the necessary precautions and the generators have been filled with fuel.

Lastly, Mr. Schilling announced that he reviewed Marvin Joss', QPA resume and certifications and was impressed. He invited Mr. Joss to this month's meeting. Mr. Joss was present and was introduced so that he could discuss his services and qualifications. Mr. Joss indicated that he was presently the purchasing agent for Clinton Township and Netcong Borough. Chairman Rattner questioned what exactly Mr. Joss' services would entail. Mr. Joss said he would review all purchase orders and payment vouchers to make sure everything is in order. He expected to work with the staff as purchasing issues arise, bids were taken, and with services that would need to be purchased. He would make sure that processes were carried out correctly and would be available for any questions and advice for the MSA staff and commissioners. Chairman Rattner questioned how much time he would spend at the MSA. Mr. Joss said he could be available whenever is convenient for the MSA and could be present at the meetings. Mr. Joss discussed the differences that having a purchasing agent would make for the bidding threshold and for soliciting various quotes for equipment, services and merchandise. There was some discussion about purchasing procedures and the advantages of having a purchasing agent on staff. Mr. Keiser suggested that Mr. Joss review the written MSA purchasing policy in place and update it. Mr. Schwab questioned Mr. Joss about how he would assist the MSA Administrator and Director. Mr. Joss indicated that for the first couple of months he would be discussing and reviewing all purchase orders and payment vouchers with the Administrator and Director and questioning the various purchases and contracts to see what advice he would be able to provide. Mr. Schwartz questioned if Mr. Joss' procedures would impede the day to day purchasing. Mr. Joss responded that his services would not impede the day to day purchasing. There was further discussion and suggestions on how Mr. Joss could go about reviewing the month to month and recurring purchases. Mr. Kron suggested that Mr. Joss send him his contract for services so it could be reviewed. The commissioners further discussed purchasing procedures and the advantages of hiring a purchasing agent. Chairman Rattner asked Mr. Joss to send his proposal to Mr. Schilling for an initial review and then it could be sent the commissioners and Mr. Kron for approval. There were no further questions and the commissioners thanked Mr. Joss for coming to the meeting to discuss his services.

The Repairs and Maintenance Report was accepted on a motion offered by Mr. Hoyt, seconded by Mr. Schwab and the affirmative vote of members present.

Lee Purcell, P.E. indicated that Mr. Kron would report on the request for the NJDEP appeal process and stay. Mr. Kron noted that nothing had changed. The MSA still has the appeal pending and the stay order until it is decided. Mr. Purcell indicated that the commissioners should recognize that the stay is very important because the MSA will be in a long process and can operate under the existing permit. Chairman Rattner asked Mr. Kron what the expected time frame would be to resolve the issue. Mr. Kron felt that the NJDEP would not move forward on the appeal and would let the changing regulations and phosphorus limits amend the permit process and the NJDEP will not move for an actual hearing. Chairman Rattner indicated that he was asking for budget purposes and operational costs. He further discussed rates for the member towns and indicated that he would be sending a letter explaining the costs and future rates. There was also discussion about sending out the budget rates early before they have been approved and adopted.

Mr. Purcell discussed the NJDEP request for a needs survey with a listing of anticipated projects. He had prepared a draft letter which should be combined with the MSA's additional needs and forwarded to the NJDEP.

Mr. Purcell reported that the NJDEP is suggesting that all municipal water and sewer utilities prepare an Asset Management Report. He recommended that the MSA seriously consider developing an Asset Management Plan, which would help keep track of the aging of the system, all the pump stations and the components, and the Authority would be able to target when those issues may arise and be better prepared to address the issues in the future.

Mr. Purcell reported on the status of the close-out of the NJEIT Project No. S340384-08. LTPA is still awaiting the receipt of the contractor's maintenance bond for Contract No. 220. They have contacted the contractor regarding the issuance of the maintenance bond. The only payment request to close the project out is approximately $9,000.00, which is for the contractor's last bill and one other engineering fee. There was discussion about the required maintenance bond from the contractor, the time limit, and what can be done if the contractor does not provide the maintenance bond. It was decided that Mr. Kron should review the contractor's performance bond and follow up at the next meeting.

Mr. Purcell also reported that the NJDEP has approved Change Order No. 4 for Contract No. 230, so the project is prepared for closure.

Mr. Purcell also reported on the water service from Stanhope for Pump Station No. 6. LTPA and Mr. Schilling met with Bill Storms of Stanhope on October 22nd. He noted that the project will cost less than $10,000.00 to install. The adjacent property owner will be notified by the MSA of the work as requested by the Stanhope Administrator. There was discussion regarding the encroachment into the property owner's property and Mr. Purcell indicated that the work will not be on the property, the work would be performed in the right-of-way. Chairman Rattner questioned why water was not installed when the pump station was constructed and why water is needed for the pump station now. Mr. Purcell responded that the pump station was originally built by the Borough of Stanhope and he was not sure why water was not provided. Mr. Purcell noted that a backflow preventer would be required. Mr. Schwab asked if the contractor would be responsible for the various permit fees that would be required or the MSA. Mr. Purcell responded that it depends on how the contract is set up. Mrs. Michetti indicated that the NJDOT does waive permit fees for municipalities, but she was not sure if the Authority could get the permit fee waived and suggested the MSA apply for the permit to possibly have the fee waived. Mr. Schwartz questioned about purchasing a 150 gallon water tank to use at the pump station to save money and why is water being required now. Mr. Schilling responded that there would not be enough water pressure to clean the pump station and that there has been complaints about odor. Mr. Schwab indicated that this work needs to be done and should be accomplished now and not put off. The plan provided by LTPA was reviewed and discussed. The specific work required of the project was discussed further. A motion was made by Mr. Schwab for LTPA to start the design services phase of the project with a cost not to exceed $1,500.00. Mrs. Michetti questioned that the proposed water service was not within the private property of the neighboring house. She noted that the plan showed that it was over on private property by 3 or 4 feet. Mr. Purcell said it would only be in the State road right-of-way and suggested that the design would show it better. The motion was seconded by Mrs. Michetti. Mr. Kron asked if the commissioners may want to include the $1,500.00 for design service and the $2,000.00 for the construction inspection that was being required by LTPA for the project into one lump sum. Mr. Schwab amended his motion and offered that the MSA authorize LTPA for design and construction period services for the water service connection at the Acorn Street Pump Station, MSA Pump Station No. 6, not to exceed $3,500.00, which includes $1,500.00 for design services and $2,000.00 for the construction period services, seconded by Mrs. Michetti and the affirmative roll call vote of members present.

Mr. Purcell reported on the handrails at the MSA Phase 1 Treatment Plant. A meeting was held on October 22nd, attended by Mr. Schilling, MSA Director, and John Black and Jim Demitriou of LTPA. They made a walk-through inspection of the handrails that are in need of repairs. He stated that the original plant was construction approximately 20 years ago and has been in operation for 20 years. About 10 years ago some of the handrails required remediation because of freezing and thawing in the posts, which created cracking, spalling and raising of the handrails. About 25% of the handrails need to be remediated again although there are several other areas in the facility that also require remediation after the 20 year period. He indicated that the equalization basin/grit chamber, the primary clarifier, aeration tank, secondary clarifier, stairs for secondary clarifier, stairs for the final treatment building and sludge thickener areas are in need of remediation. He estimated there are approximately 71 points of repair that need to be considered. The remediation work that was done originally 10 years ago cost in the vicinity of $50,000.00. The order of magnitude cost of repair and remediation for this work that needs to be done is probably near $100,000.00 in today's market and the project cannot be done without public bidding. If LTPA is authorized, bid documents will need to be prepared for the remediation based on the inspection. The engineering cost for the design, bid period services and supervision of construction would be a lump sum of $25,000.00. If the work is authorized, the design would need to be completed first. There would be no permits required for the work because it is a remediation of existing facilities. Bid documents would need to be prepared to go out to bid, and secure the low bid proposal, after which LTPA would recommend the award and the construction could proceed. He said it would take about four months from authorization to received bids and award the contract, so the work could be done at the earliest in the early spring. Chairman Rattner said he did not think the work could be done in the winter. Mr. Purcell responded that the work could not be done in the winter because of the concrete. Chairman Rattner asked how many points, out of the 71 points that need remediation, are going to be repairing of what has previously been repaired. Mr. Purcell stated that he could not directly answer the question. Chairman Rattner asked if the work could be done so that repairs would not be required again in 10 years.

Mr. Purcell suggested using kick-plates. He noted that the contractor who did the original work, and then the contractor who did the remedial work, used the method of grouting and sealing of the sockets, and the work was probably not done entirely correct. He believed that the repairs should have lasted longer than 10 years. Mr. Schwab asked if the contractor's methods where not proper. Mr. Purcell said that the method of constructing the grouting should not have failed and it did. Mr. Schilling asked if there was a way to do the work so that it would not be required again in 10 years. Mr. Purcell said he would review it and suggested maybe a whole new handrail system would have to be installed. Mr. Keiser made a motion that Mr. Purcell submit a detailed proposal with a very specific details of work that would be required and a proposal of his fees. Mr. Keiser would then like to address the problem through the Engineering Committee and do a site inspection with the Engineering Committee to look at the physical situation and they can update the commissioners with a presentation and recommend how to proceed. Mr. Phil seconded the motion. Chairman Rattner questioned Mr. Purcell as to why the cost was going to be so high for some grouting and repairs. Mr. Purcell said that the work would not just simply include putting grouting into the holes. Chairman Rattner also noted about the safety issues. Mr. Schilling said that additionally to the safely concerns he was also concerned about the failing concrete breaking off and falling into the tank and damaging the pumps and equipment. Chairman Rattner again asked about the cost and if the bigger percentage was because there is that much more work to be done. Mr. Purcell said that a detailed analysis would have to be provided for each area that has to be remediated and a specialist will be required to do that work. After that, LTPA would have to prepare the specifications to do the remedial work. He also indicated there is a lot more work required than just patching up the areas in need of repair. Chairman Rattner suggested that it would probably be more beneficial to find a better way of attaching the railings like some of the other railings in the plant rather than repairing them. Mr. Purcell said he could design a new railing system and prepare a cost estimate for that work, although the remediation he is proposing should suffice if it is constructed properly. Mr. Keiser made a motion again that he would like to propose that Mr. Purcell prepare a detailed proposal outlining very specifically the scope of the work that would be required, what created the problem, what his preliminary recommendation is for the resolution with a detailed proposal for his engineering services and make that presentation to the Engineering Committee. The Engineering Committee would then inspect the physical situation, review the proposal, discuss the various alternatives and get back to the commissioners with a recommendation on how to proceed and what the Engineering Committee believes the budget would be. Mr. Phil seconded the motion. Mr. Pucilowski questioned if Mr. Keiser's proposal would include looking at other alternatives besides re-grouting the railings. Mr. Keiser said yes, the Engineering Committee and Mr. Purcell would review alternative solutions as well, and Mr. Purcell would include those solutions in his proposal. The motion was approved by the affirmative vote of all members present. Mr. Purcell said that if the commissioners are looking for the remediation as LTPA has indicated that is one proposal and if the commissioners are looking for a new handrail system that would be an entirely different issue and cost nature. He indicated he has to understand exactly what the commissioners are asking for. Mr. Keiser noted that at this time he would like to see a preliminary proposal as he outlined. There was additional discussion regarding replacing the railings and the different methods that could be considered along with the costs. Mr. Phil said he believed the work that was done 10 years ago has prematurely failed. He suggested doing a little more investigating and paying the extra cost for the work to be done properly this time so it would last longer than 10 or 20 years and it would be well worth it in the future. Mr. Purcell stated that the remediation being required should be done as soon as possible and he would do his best to prepare his proposal in a timely manner.

The Engineer's Report was accepted on a motion offered by Mrs. Michetti, seconded by Mr. Schwab and the affirmative vote of members present.

Mr. Schilling updated the commissioners on the security gate work. The Township of Mount Olive approved the permit. The contractor taking over the project has indicated it will take two weeks to complete the project once he starts the work.

Mr. Pucilowski reported on the Engineering Committee meeting that took place prior to the meeting. They had discussed the hiring of a backup engineer for when there would be conflicts with LTPA's work. He hopes to accomplish the hiring by the meeting in February 2013. They have contacted the municipalities and asked if anyone can recommend an engineer who might qualify as the backup engineer for the MSA.

There was some discussion regarding the distribution of the meeting minutes to the commissioners for review before approval. They decided they would prefer to have the minutes initially distributed in a word document format. Once the minutes are approved they should be posted on the website and distributed in a PDF document format.

Res. No. 12-37 Awarding Contract 12-37 for Light Soda Ash to Univar USA, Inc. for the Calendar Years 2013 and 2014 was moved by Mr. Hoyt, seconded by Mr. Pucilowski and the affirmative roll call vote of members present.

RESOLUTION NO. 12-37

Resolution of the Musconetcong Sewerage Authority Awarding Contract No. SA-13 for Light Soda Ash (Sodium Carbonate) to Univar USA, Inc., for the Calendar Years 2013 and 2014

WHEREAS, on October 17, 2012, the Musconetcong Sewerage Authority received the following bids for Light Soda Ash (Sodium Carbonate), 80 tons per year:

Contractor	1 Year Price/Ton (2013) 1/1/2013 to 12/31/2013	1 Year Price/Ton (2014) 1/1/2014 to 12/31/2014
Univar USA, Inc.	$394.90	$412.90
Coyne Chemical Co.	$399.48	$415.20

WHEREAS, the Commissioners of the Musconetcong Sewerage Authority hereby make the following findings of fact:

1. Univar USA, Inc., submitted the lowest bid for the contract for the calendar years 2013 and 2014 in the amounts of $394.90 and $412.90 per ton, respectively.
2. The bid of Univar USA, Inc., is a conforming bid in that it complied with all of the requirements of the Notice to Bidders and specifically:
   A. P.L. 1975, c 127 (N.J.A.C. 17:27) Affirmative Action Requirements;
   B. Business Registration Act;
   C. Non-Collusion – Anti-Kickback Requirements;
   D. P.L. 1977, c33, Ownership Disclosure Requirements; and
   E. Public Law 2005, Chapter 51 – Contractor Certification and Disclosure of Political Contributions.
3. The Commissions of the Authority believe that it is in the best interest of the Authority to accept the bid for two (2) years as the bid for the calendar year 2014 results in an increase of $1,440.00 over the calendar year 2013, and would save the Authority the publishing fees and costs of re-advertising, as well as "locking in" a small increase in the total cost.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that Contract No SA-13 for Light Soda Ash (Sodium Carbonate) is hereby awarded to Univar USA, Inc., in the amounts of $394.90 per ton for the calendar year 2013, and $412.90 per ton for the calendar year 2014.

Res. No. 12-38 Approving Annual Budget for Fiscal Year from January 1, 2013 to December 31, 2013 was moved by Mr. Kunkel, seconded by Mr. Benson and the affirmative roll call vote of members present.

RESOLUTION NO. 12-38

APPROVE THE BUDGET
MUSCONETCONG SEWERAGE AUTHORITY
FISCAL YEAR: from Jan. 1, 2013 to Dec. 31, 2013

WHEREAS, the Annual Budget and Capital Budget for the Musconetcong Sewerage Authority for the fiscal year beginning January 1, 2013 and ending December 31, 2013 has been presented before the governing body of the Musconetcong Sewerage Authority at its open public meeting of October 25, 2012; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of $5,100,000.00, Total Appropriations including any Accumulated Deficit if any, of $5,895,090.00, and Total Unrestricted Net Assets utilized of $795,090.00; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of $140,000.00 and Total Unrestricted Net Assets planned to be utilized as funding thereof, of $0.00; and

WHEREAS, the schedule of rates, fees, and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Musconetcong Sewerage Authority at an open public meeting held on October 25, 2012 that the Annual Budget, including Supplemental Schedules, and the Capital Budget/Program of the Musconetcong Sewerage Authority for the fiscal year beginning January 1, 2013 and ending December 31, 2013 is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the Musconetcong Sewerage Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 20, 2012.

Res. No. 12-39 Awarding Contract P-13 to Polydyne Inc. for Zetag 8818 Cationic Emulsion Polymer, Fifty (50) Drums (440 Net Pounds) for a term of Two (2) Years Beginning January 1, 2013 was moved by Mr. Benson, seconded by Mr. Schwartz and the affirmative roll call vote of members present.

RESOLUTION NO. 12-39

Resolution of the Musconetcong Sewerage Authority Awarding Contract No. P-13 to Polydyne Inc. for Zetag 8818 Cationic Emulsion Polymer, Fifty (50) Drums (440 Net Pounds) for a Term of Two (2) Years Beginning January 1, 2013

WHEREAS, on October 17, 2012, the Musconetcong Sewerage Authority received the following bids for fifty (50) drums of approximately 440 net pounds each of Zetag 8818 Cationic Emulsion Polymer for terms of one (1) and two (2) years, respectively, beginning January 1, 2013:

Contractor	Bid Amount 1/1/13 to 12/31/13	Bid Amount 1/1/14 to 12/31/14
Polydyne Inc.	$1.14 lb	$1.14 lb
Coyne Chemical Co.	$1.2985 lb	$1.3640 lb

WHEREAS, the Commissioners of the Musconetcong Sewerage Authority hereby make the following findings of fact:

1. Polydyne Inc., submitted the lowest bid for the contract which bid is in the amount of $1.14 per pound for fifty (50) drums of approximately 440 net pounds each of Zetag 8818 Cationic Emulsion Polymer or Equivalent for the period January 1, 2013 to December 31, 2013, and $1.14 per pound for the period January 1, 2014 to December 31, 2014.
2. The bid of Polydyne Inc., is a conforming bid in that it complied with all of the requirements of the Notice to Bidders and specifically:
   A. P.L. 1975, c 127 (N.J.A.C. 17:27) Affirmative Action Requirements;
   B. Business Registration Act;
   C. Non-Collusion – Anti-Kickback Requirements;
   D. P.L. 1977, c33, Ownership Disclosure Requirements; and
   E. Public Law 2005, Chapter 51 – Contractor Certification and Disclosure of Political Contributions.
3. The Commissioners believe that it is in the best interest of the Authority to accept the bid for two (2) years as the bid for the calendar year 2014 provides for no increase over the bid for the calendar year 2013, and would save the Authority the publishing fees and costs of re-advertising, and the possibility of an increase.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that Contract P-13 for fifty (50) drums of approximately 440 net pounds each of Zetag 8818 Cationic Emulsion Polymer or Equivalent is hereby awarded to Polydyne Inc., on its bid of $1.14 per pound for the period January 1, 2013 to December 31, 2013, on its bid of $1.14 per pound for the period January 1, 2014 to December 31, 2014.

Res. No. 12-40 Awarding Contract Northeast Computer Repair for Server Build, Setup of Office Network, Transfer of all Data to Server, Setup of Network Attached Storage Backup Unit, Setup of Network Security Hardware Device, Configure User Access to Server and Other PC's, Setup of Remote Desktop Access, Software Upgrades on Terminals, Anti-Virus Software Installation on all PC's, etc., in Accordance With N.J.S.A. 40A:11-6.1 was tabled until the meeting of November 15, 2012.

Res. No. 12-41 Awarding Contract to Independence Constructors, Inc., for Replacement of a Tank Monitoring/Leak Detection System in Accordance with State Contract No. A75553 Pursuant to N.J.S.A. 40A:11-12 was moved by Mr. Pucilowski, seconded by Mr. Schwartz and the affirmative roll call vote of members present.

RESOLUTION NO. 12-41

Resolution of the Musconetcong Sewerage Authority Awarding a Contract to Independence Constructors, Inc., for Replacement of a Tank Monitoring/Leak Detection System in Accordance with State Contract No. A75553 Pursuant to N.J.S.A. 40A:11-12

WHEREAS, N.J.S.A. 40A:11-12 provides that all contracts for goods and services entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury may be awarded without competitive bidding; and

WHEREAS, Independent Constructors, Inc., is authorized pursuant to Contract No. A75553 to provide above ground fuel tanks, associated equipment, installation, tank removal, and system services for the term from December 1, 2009 to July 31, 2013; and

WHEREAS, the Musconetcong Sewerage Authority requires replacement of the Tank Monitoring/Leak Detection System at its facility; and

WHEREAS, the Musconetcong Sewerage Authority has received a quotation from Independence Constructors, Inc., to perform said work in the amount of $9,745.00 in accordance with the attached Proposal.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that a Contract is hereby awarded to Independence Constructors, Inc., on its bid of $9,745.00 to remove the existing tank monitor associated with an X000 gallon diesel UST; install new probe, interstitial and sump sensor; install new monitor and console with printer and train personnel on system and explain compliance requirements in accordance with its bid of October 11, 2012; and be it

FURTHER RESOLVED, that the amount of the Contract shall not exceed $9,745.00 without further approval from the Musconetcong Sewerage Authority, and the Musconetcong Sewerage Authority shall not be liable to pay any amount over and above $9,745.00 without prior written approval; and be it

FURTHER RESOLVED, that Steven Rattner as Chairman is hereby authorized to execute the Contract with Independence Constructors, Inc., on behalf of the Musconetcong Sewerage Authority.

Chairman Rattner made a note of the upcoming storm and briefly discussed some of the emergency purchasing requirements.

Motion made by Mr. Kunkel, seconded by Chairman Rattner and the affirmative roll call vote of members present, Chairman Rattner adjourned the meeting at 9:26 PM.

Respectfully Submitted:

Susan Grebe

Susan Grebe,
Administrative Assistant