

RESOLUTION ACCEPTING BIDS, REJECTING ALL OTHER BIDS, AND AWARDING THE BELOW LISTED MAINTENANCE AND SUPPLY CONTRACTS COMMENCING 2014 FOR CONTRACT #'S 2014-03, 2014-07, AND 2014-09

WHEREAS, the Merchantville- Pennsauken Water Commission (hereafter, MPWC) in furtherance of its mission to product, store and supply safe drinking water to its constituents, is on an unpredictable and unquantifiable basis in need of contract services and supply of materials on an as needed basis ; and

WHEREAS, the MPWC caused to have the necessary contracts as set forth below publicly advertised in accordance with the requirements of the Public Contracts Act; and

WHEREAS, these are the remaining unawarded of the contracts starting in 2014; and

WHEREAS, the specifications and estimates for bids were prepared as best as could be done by the Commission based on knowledge of the facilities and past experience done and prepared by the Commission engineer; and

WHEREAS, advertised for the bid of the materials and services; and gave opportunities for questions and objections; and

WHEREAS, bids were received and opened as described in the final documents and

WHEREAS, the bids are all awarded on an "as-needed" basis in undesignated quantity and the numbers listed are not the amount to be paid but rather the amount bid based on the estimated quantities to establish a per item and quantity price; and

WHEREAS, #2014-03 is for professional services for chemical analysis; and #2014-09 is for supply of proprietary corrosion inhibitor and are each for one year; and

WHEREAS , #2014-07 is a proprietary contract for radio read meters/MIU leak detectors for unit pricing for a two year contract supply as needed; and

WHEREAS, the bid(s) have been evaluated by the MPWC and their Engineer, respectively and the recommendations are made as hereinafter provided to the lowest responsible and responsive bidder who has complied with the advertised specifications pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1, et. Seq. and in accordance with the instructions for bidding; and

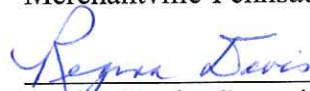
WHEREAS the designated Financial officer has certified to the availability of funds; and

WHEREAS, the Commissioners based upon the available and supplied information having found the referenced bidders on the attached list to be the lowest responsible bidders within the meaning of the Act; and so

NOW, THEREFORE BE IT RESOLVED, by the Commissioners of the MPWC on this 9th day of January 2014, in its duly advertised and publicly held meeting in the Township of Pennsauken, in the County of Camden, that this Commission awards the annual Maintenance and Supply Bids as listed on the attached summary sheet, and unless the said awardees fail to execute the contract or comply with all requirements as set forth in the bid packages, then all other bids shall upon execution be deemed rejected; and the MPWC staff are directed to take all necessary action to implement the appropriate agreements with those designated.

BE IT FURTHER RESOLVED that the original of this resolution be kept in the Official Records of the Commission. I hereby certify that this is a true and accurate recitation of the resolution adopted by the Merchantville-Pennsauken Water Commission on the date aforementioned.

Merchantville-Pennsauken Water Commission



Regina Davis, Commissioner and
Secretary of the Commission

| Annual Maintenance Bid Recommended Award | | | |
|------------------------------------------|----------------------------------|----------------------|--------------|
| Bid No. | Bid Description | Low Bidder | Total Amount |
| 14-03 | Chemical Analysis of Water* | Global Environmental | \$46,015.00 |
| 14-07 | Water Meters / MIU Leak Detector | Rio Supply | \$406,175.00 |
| 14-09 | Corrosion Inhibitor | Klenzoid | \$33,110.00 |

RESOLUTION ACCEPTING BIDS, REJECTING ALL OTHER BIDS, AND AWARDING THE BELOW LISTED ANNUAL SUPPLY CONTRACTS COMMENCING 2014 FOR CONTRACT #'S 2014-01 Ductile Iron & Copper Fittings

WHEREAS, the Merchantville- Pennsauken Water Commission (hereafter, MPWC) in furtherance of its mission to product, store and supply safe drinking water to its constituents, is on an unpredictable and unquantifiable basis in need of contract services and supply of materials on an as needed basis ; and

WHEREAS, the MPWC caused to have the necessary contracts as set forth below publicly advertised in accordance with the requirements of the Public Contracts Act; and

WHEREAS, this is a remaining unawarded annual supply of the contracts starting in 2014; and

WHEREAS, the specifications and estimates for bids were prepared as best as could be done by the Commission based on knowledge of the facilities and past experience done and prepared by the Commission engineer; and

WHEREAS, bids were received and opened as described in the final documents; and

WHEREAS, it was advertised for the bid anticipated estimated materials; and prospective bidders were given the opportunity for questions and objections; and non-compliance bidders were given the opportunity to explain why they believed their bid was compliant or the bid item was equivalent; and

WHEREAS, the bids are all awarded on an "as-needed" basis in undesignated quantity and the numbers listed are not the amount to be paid but rather the amount bid based on the estimated quantities to establish a per item and quantity price; and

WHEREAS, the only other submitted bid was by HD Supply but was not responsive to the bid as their bid was not in compliance with the specifications of the bid in significant and material ways on 17 items, and therefore the Engineer recommends that bid be rejected as non-compliant; and

WHEREAS, the bid(s) have been evaluated by the MPWC and their Engineer, respectively and the recommendations were made that the below listed is the lowest responsible and responsive bidder who complied with the advertised specifications pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1, *et. seq.* and in accordance with the instructions for bidding; and

WHEREAS the designated Financial officer has certified to the availability of funds; and

NOW THEREFORE BE IT RESOLVED, by the Commissioners of the MPWC on this 9th day of January 2014, in its duly advertised and publicly held meeting in the Township of Pennsauken, in the County of Camden, the Commissioners based upon the available and supplied information having found WATER WORKS SUPPLY CO. to be the lowest responsible bidders within the meaning of the Act;

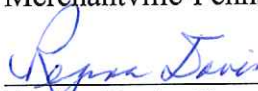
BE IT FURTHER RESOLVED that this Commission awards the annual Maintenance and Supply Bid to

WATER WORKS SUPPLY CO. in a bid amount of \$93, 711.97

and unless the said awardees fail to execute the contract or comply with all requirements as set forth in the bid packages, then all other bids shall upon execution be deemed rejected; and the MPWC staff are directed to take all necessary action to implement the appropriate agreements with those designated.

BE IT FURTHER RESOLVED that the original of this resolution be kept in the Official Records of the Commission. I hereby certify that this is a true and accurate recitation of the resolution adopted by the Merchantville-Pennsauken Water Commission on the date aforementioned.

Merchantville-Pennsauken Water Commission



Regina Davis, Commissioner and Secretary of the Commission

**THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION
RESOLUTION AUTHORIZING THE ACCEPTANCE AND APPROVAL OF
CHANGE ORDER # _____ OF CONTRACT FOR PAINTING CONTRACT
FOR THE PARK AVE WATER STORAGE TANK**

WHEREAS, the MERCHANTVILLE-PENNSAUKEN WATER COMMISSION ("MPWC") and its Engineers have determined it is advantageous for the Project and proper development of its system, ease of maintenance and to meet the heretofore unanticipated needs of the project and primarily facing conditions which were unknown and unforeseen requiring necessary changes; and

WHEREAS the MPWC Commissioners , Staff and its Consulting Engineer have said that such changes are necessary, recommended same and negotiated that changes with the contractor as to the changes call for; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION, AS FOLLOWS: The Commission hereby approves the attached Change order # _____ consisting of

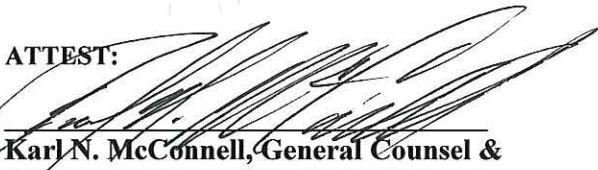
- 1) ADDING AN ADDITIONAL NINETY (90) TO THE TIME WITHIN WHICH TO COMPLETE THE CONTRACT DUE TO THE WEATHER MAKING COMPLETION IMPOSSIBLE and
- 2) This Resolution shall take effect immediately upon adoption this 9th day of JANUARY, 2014.

I hereby certify that this is a true copy of a Resolution adopted by the MERCHANTVILLE-PENNSAUKEN WATER COMMISSION on JANUARY 9, 2014.

MERCHANTVILLE-PENNSAUKEN WATER COMMISSION

BY: Regina Davis
Regina Davis, Secretary

SEAL

ATTEST:

Karl N. McConnell, General Counsel &
Attorney-at-Law of the State of New Jersey

**RESOLUTION AUTHORIZING ADJUSTMENTS OF
COMPENSATION FOR ALL PERMANENT EMPLOYEES AND THE AWARD OF MERIT
BONUSES TO CERTAIN EMPLOYEES AS LISTED HEREIN**

WHEREAS, the Merchantville-Pennsauken Water Commission (hereafter the MPWC or Commission) is a public entity and a body politic of the State of New Jersey created pursuant to New Jersey Statutes 40:62-108 et seq.; and

WHEREAS, the Commission has the authority to provide for the orderly and efficient operation of the Commission finances, and to employ and compensate employees; and

WHEREAS, the Commission met on this December 12, 2013 while in open public meeting duly organized and advertised appeared in public session; and had after executive session for personnel having considered and proceeded under the Open Public Meetings Act ; and

WHEREAS, the Commission had established a Commissioners Salary Committee to research in detail and consider and report to the Commissioners; and

WHEREAS, the Commission has adopted the recommendations of the Salary Committee;

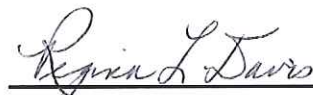
NOW, THEREFORE BE IT SO RESOLVED by the Commissioners of the MPWC in lawful meeting publically advertised and held in Township of Pennsauken, County of Camden, State of New Jersey, that effective the immediately the following changes in compensation are enacted as follows:

- 1) the attached list of merit bonuses for the salaried employees on the attached list is approved effective immediately.

AND THEREFORE BE IT FURTHER RESOLVED that the MPWC staff is hereby directed to effectuate and make said compensation changes and payments in accordance with its proper procedures.

I, **REGINA DAVIS**, SECRETARY of the Merchantville-Pennsauken Water Commission, hereby certify the foregoing to be a true and correct copy of the Resolution adopted by Commission at a meeting of said Commission on January 9, 2014 and said Resolution passed by a unanimous vote of the members of Commission present at the meeting.

MERCHANTVILLE-PENNSAUKEN WATER COMMISSION



REGINA DAVIS, Secretary

ATTEST:



Bernhard H. Kofet, President

Bonuses for A Salaried Employee

for the 2013 year as approved by the Commissioners Salary Committee and recommended to the full Commission as of January 9, 2014:

The following salaried employees shall receive bonuses as set forth below;

1) Michael Saraceni, COO \$ 4,000.00

RESOLUTION NO. 2014-05

MERCHANTVILLE-PENNSAUKEN WATER COMMISSION

RESOLUTION AWARDING TO AT&T A NON-EXCLUSIVE LEASE OF A CERTAIN PORTION OF LAND IN THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, AND STATE OF NEW JERSEY FOR TELECOMMUNICATIONS ANTENNAE AND EQUIPMENT.

(Existing Tank antennae lease at Marion Ave., BID # 2014-02)

WHEREAS, after public bid in accordance with both the laws of the State of New Jersey and prior formal Resolution of this Commission; and

WHEREAS, New Cingular Wireless PCS, LLC, a Delaware limited liability company, by AT&T Mobility Corporation has submitted a Bid in excess of the minimum low bid at \$40,900.00 for the first year; and

WHEREAS, the Merchantville-Pennsauken Water Commission has been requested by same to lease a certain portion of its real property and space on its water tank in the Township of Pennsauken, owned by it and known as 6950 Marion Avenue and also known as Block 3107, Lots 22 & 21.01 on the tax map of the Township of Pennsauken, such Lease to be for the lease of an area of land(more particularly described in the Bid and Award documents) inside of an existing shed for the placement of an equipment cabinet in conjunction with the placement of antennae on and existing tower on that site; and

WHEREAS, the Commission has reviewed the proposal and has determined that the proposal is reasonable; and

WHEREAS, the Merchantville-Pennsauken Water Commission wishes to offer such a portion of real property for lease under the terms and conditions as provided for in the proposed Bid Package and Bid and there being no other bidders at this time; and

WHEREAS, the Commission has determined that the AT&T bid was the most profitable while still being in compliance with all material terms after public advertisement and auction under applicable statutes ;

NOW, THEREFORE, BE IT RESOLVED by the Merchantville-Pennsauken Water Commission that 1.) the lease for the property in question shall be awarded to, New Cingular Wireless PCS, LLC, a Delaware limited liability company, by AT&T Mobility Corporation under the terms described in Bid Package and the Bid itself; and.2) The proper officials are hereby authorized to execute the lease on behalf of the Commission provided that should said awardees execute the contract and comply with all requirements as set forth in the bid packages otherwise this award shall be deemed void.

BE IT FURTHER RESOLVED that the original of this resolution be kept in the Official Records of the Commission. I hereby certify that this is a true and accurate recitation of the resolution adopted by the Merchantville-Pennsauken Water Commission on the 19th of February, 2014.

Merchantville-Pennsauken Water Commission



Regina Davis, Secretary

The Official Minutes of the MPWC and the Official List the Commissioners vote are maintained in the official records of the Commission by the Chief Operating Officer

The MERCHANTVILLE-PENNSAUKEN
WATER COMMISSION

County of CAMDEN:
State of New Jersey :

Affidavit of Oath of Office

"I, BERNHARD KOFOET , do solemnly swear (or affirm) that I will support the Constitution of the United States and the Constitution of the State of New Jersey, and that I will bear true faith and allegiance to the same and to the Governments established in the United States and in this State, under the authority of the people. So help me God."

"I, further do solemnly swear (or affirm) that I will faithfully, impartially and justly perform all the duties of the office of COMMISSIONER OF THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION according to the best of my ability. So help me God."

I hereby affix my signature under oath.

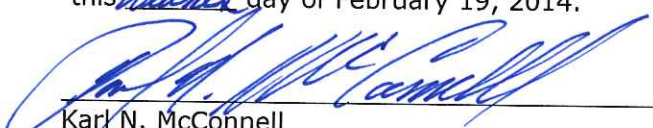
Name BERNARD KOFOET 

ADDRESS 2321 49TH STREET

PENNSAUKEN, N.J. 08110

Sworn and Subscribed before the undersigned

this Wednesday day of February 19, 2014.


Karl N. McConnell
Attorney -at-Law of the State of New Jersey

Merchantville-Pennsauken Water Commission

Executive Session Resolution Of 2 - 19 - 2014 (insert date)

WHEREAS, the Merchantville-Pennsauken Water Commission (hereafter MPWC) is a public entity and a body politic of the State of New Jersey created pursuant to New Jersey Statutes 40:62-108 et seq.; and **WHEREAS**, the Commission has the authority and the duty thereby to provide for the orderly and efficient operation of the area of its franchise and all of its operations, including its meetings; and

WHEREAS, the Commission on this date while in open public meeting duly organized and advertised by the Commission had publically considered and determined that the dictates of the Open Public Meetings Act which provides for and allows under these circumstances for this body to go into Executive Session which is closed to the Public; and **WHEREAS**, the Commission, after allowing for public comment prior to a vote thereupon, voted by roll call vote, in open session to take the following action:

NOW, THEREFORE BE IT SO RESOLVED Merchantville-Pennsauken Water Commission IN THE COUNTY of Camden, STATE OF NEW JERSEY, That effective immediately the Commission hereby resolves to: 1) Go into Closed or Executive session for the purposes of discussing the following:

- A) Matters deemed confidential by provision Of Federal or State law or Rule of Court.
 - B) Matters in which release of information would impair a right to receive federal funds
 - C) Matters which if disclosed would constitute an unwarranted invasion of privacy relative to an individual's personal or family circumstances or material relating to medical, rehabilitation, custodial or child protection issues;
 - D) Matters involving contract or collective negotiations or an agreement resulting there from;
 - E) Matters involving an interest in real property, the setting of rates or investment of public funds which could possibly adversely affect the public interest if such were disclosed;
 - F) Matters involving tactics or techniques used for safety or security and/or any investigations or possible violations of regulations or laws;
 - G) Matters involving pending or anticipated litigation or contract negotiation (other than collective negotiations) and/or any matters involving attorney-client privilege; VEGA v MPWC; & MPWC v CB&I.
 - H) Matters involving the appointment, termination, terms and conditions of employment, evaluation, performance or any specific prospective or current public officer or employee of the Water Commission;
 - I) Matters which the Commission is required by other law or regulation to keep confidential;
- (_____ here make reference to that law or regulation),

2) That the minutes of the Executive Session shall be made public about: 6 MONTHS AFTER ALL CONCLUSION OF RESPECTIVE LITIGATION & TIME FOR APPEAL or upon only further resolution of the body /or due to the nature of the material shall only be released at that time once redacted or not made public; and

3) The Commission WILL BE Or WILL NOT BE (circle one) Returning to open session at approximately: _____

4) That this resolution shall either be reflected in the official minutes or kept on file for public inspection.

Result of Roll call Vote: #YEAs #NAYs # ABSTAINs # Absent

Official List of Each member's Roll Call vote are maintained in the official records of the Water Commission by the Commission Secretary in the final and approved official minutes of the body.

Date: _____

Regina L Davis
Patrick Brennan, Commission Secretary
REGINA DAVIS

RESOLUTION AUTHORIZING THE ACCEPTANCE AND APPROVAL OF CHANGE ORDER #3 OF CONTRACT FOR PAINTING CONTRACT FOR THE PARK AVE WATER STORAGE TANK

WHEREAS, the MERCHANTVILLE-PENNSAUKEN WATER COMMISSION ("MPWC") and its Engineers have determined it is advantageous for the Project and proper development of its system, ease of maintenance and to meet the heretofore unanticipated needs of the project and primarily facing conditions which were unknown and unforeseen requiring necessary changes; and


WHEREAS the MPWC Commissioners , Staff and its Consulting Engineer have said that such changes are necessary, recommended same and negotiated that changes with the contractor as to the changes call for; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION, AS FOLLOWS: The Commission hereby approves the attached Change order #3 consisting of

- 1) ADDING AN ADDITIONAL THIRTY (30) TO THE TIME WITHIN WHICH TO COMPLETE THE CONTRACT DUE TO THE WEATHER MAKING COMPLETION IMPOSSIBLE and
- 2) This Resolution shall take effect upon the expiration of the current 90 day extension if and only if in the opinion of the Commission' s Engineer it is necessary and the weather has continued to impede completion.

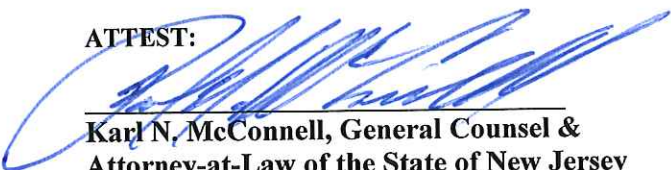
I hereby certify that this is a true copy of a Resolution adopted by the MERCHANTVILLE-PENNSAUKEN WATER COMMISSION on MARCH 13, 2014.

MERCHANTVILLE-PENNSAUKEN WATER COMMISSION

BY: 
Regina Davis, Commissioner and Secretary of the Commission

SEAL

ATTEST:


Karl N. McConnell, General Counsel & Attorney-at-Law of the State of New Jersey

THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION

**RESOLUTION OF THE MERCHANTVILLE-PENNSAUKEN
WATER COMMISSION CONFIRMING THE FINDINGS OF
THE NEW JERSEY LOCAL FINANCE BOARD**

BACKGROUND

WHEREAS, The Merchantville-Pennsauken Water Commission ("Commission") has submitted an application to the Local Finance Board, in the Division of Local Government Services, New Jersey Department of Community Affairs ("Local Finance Board") in connection with its Project Financing, in an amount not to exceed \$2,800,000 pursuant to *N.J.S.A. 40A:5A-6*; and

WHEREAS, the application was reviewed by the Local Finance Board on January 15, 2014; and

WHEREAS, *N.J.S.A. 40A:5A-7* requires the Commission to certify to the Local Finance Board, by resolution, that each member of the Commission has personally reviewed the findings and recommendations of the Local Finance Board with respect to the proposed financing, as evidenced by a group affidavit of the Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION, AS FOLLOWS:

Section 1. The Commission hereby certifies that each member of the Commission has reviewed the findings and recommendations contained in the resolutions of the Local Finance Board with respect to the proposed financing.


Section 2. The Secretary of the Commission is hereby authorized and directed to submit a certified copy of this resolution and the required group affidavit to the Local Finance Board to demonstrate evidence of such compliance.

Section 3. All resolutions, or parts thereof, inconsistent herewith are hereby rescinded or repealed to the extent of any such inconsistency.

Section 4. This Resolution shall take effect immediately upon adoption this 13th day of March, 2014.

| | | | | | |
|----------------|-----------|-----------------------------------------|-----------------------------|----------------------------------|---------------------------------|
| Recorded Vote: | Kofoet: | <input checked="" type="checkbox"/> AYE | <input type="checkbox"/> NO | <input type="checkbox"/> ABSTAIN | <input type="checkbox"/> ABSENT |
| | Brennan: | <input checked="" type="checkbox"/> AYE | <input type="checkbox"/> NO | <input type="checkbox"/> ABSTAIN | <input type="checkbox"/> ABSENT |
| | German: | <input checked="" type="checkbox"/> AYE | <input type="checkbox"/> NO | <input type="checkbox"/> ABSTAIN | <input type="checkbox"/> ABSENT |
| | Davis: | <input checked="" type="checkbox"/> AYE | <input type="checkbox"/> NO | <input type="checkbox"/> ABSTAIN | <input type="checkbox"/> ABSENT |
| | Scavuzzo: | <input checked="" type="checkbox"/> AYE | <input type="checkbox"/> NO | <input type="checkbox"/> ABSTAIN | <input type="checkbox"/> ABSENT |

The foregoing is a true copy of a resolution adopted by the governing body of THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION at a meeting thereof duly called and held on March 13, 2014.



Regina Davis, Secretary
The Merchantville-Pennsauken Water Commission

[SEAL]





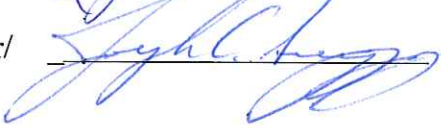
**Group Affidavit Form
Certification of Governing Body**

State of New Jersey)
) ss
County of Camden)

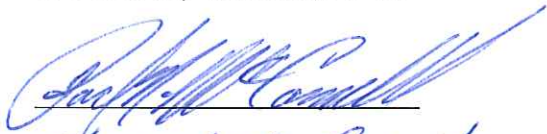
We, the members of the governing body of THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION ("Commission"), being of full age and being duly sworn according to law, upon our oath depose and say:

1. We are duly appointed members of the governing body of the Commission.

2. We certify that, pursuant to *N.J.S.A. 40A:5A-7*, we have personally reviewed the findings and recommendations of the Local Finance Board ("Board") issued at a meeting of the Board on January 15, 2014, in connection with the Project Financing, in an amount not to exceed \$2,800,000.

| <u>Names</u> | <u>Title</u> | <u>Signature</u> |
|-----------------------|-----------------------------------|--------------------------------------------------------------------------------------|
| Bernhard H. Kofoct | President |  |
| Patrick Brennan | Vice President |  |
| G. Burton German, Jr. | Treasurer |  |
| Regina Davis | Secretary |  |
| Joseph Scavuzzo | Assistant Treasurer/ Secretary |  |

Sworn to and subscribed before me
this 13th day of March, 2014.


KARL N. MCCORDELL
ATTORNEY-AT-LAW OF
THE STATE OF NEW JERSEY

RESOLUTION AUTHORIZING PARTICIPATION IN THE CAMDEN COUNTY COOPERATIVE PURCHASING PROGRAM

WHEREAS, The Merchantville-Pennsauken Water Commission (Hereinafter, MPWC) is a regional water authority created in 1926 pursuant to N.J.S.A. 40:62-108 and located in Camden County; and

WHEREAS, the MPWC purchasing and contracting is governed by the Local Public Contracts Act , N.J.S.A. 40:11-1, *et seq.*; and

WHEREAS, N.J.S.A. 40:11-11(5) authorizes contracting units to establish and enter into Cooperative Pricing Agreements; and

WHEREAS, by Resolution adopted October 26, 1995, the Board of Chosen Freeholders of the County of Camden established the Camden County Cooperative Pricing System with the County of Camden as the Lead Agency, and authorized the execution of Cooperative Pricing Agreements with the initial members, to wit: Boroughs of Audubon, Barrington, Collingswood, Haddon Heights, Haddonfield and the Township of Haddon; and

WHEREAS, in order for the MPWC to avail itself of any superior prices and purchasing power afforded by the Camden County Cooperative Pricing System (CCCPS), there is a need to authorize the execution of a Cooperative Pricing Agreement with Camden County, and in turn the County shall seek the approval from the Department of Community Affairs for MPWC participation in the CCCPS; and

NOW, THEREFORE, BE IT RESOLVED by the MPWC Commissioners that the MPWC is hereby authorized to Participate in the Camden County Cooperative Pricing System, and its Commissioners, officers and staff are hereby authorized to enter into such agreements and to execute such documents as are necessary to accomplish that purpose; and

BE IT FURTHER RESOLVED that the original of this resolution be kept in the Official Records of the Commission. I hereby certify that this is a true and accurate recitation of the resolution adopted by the Merchantville-Pennsauken Water Commission on the 13th of March, 2014.

Merchantville-Pennsauken Water Commission

Regina L. Davis

Regina Davis, Secretary

The Official Minutes of the MPWC and the Official List the Commissioners vote are maintained in the official records of the Commission by the Chief Operating Officer.

I HEREBY CERTIFY THAT THE ABOVE ACTION WAS TAKEN AND THE ABOVE RESOLUTION WAS EXECUTED IN MY PRESENCE BY THE COMMISSIONER AND COMMISSIONAL SECRETARY ON THIS 13TH DAY OF MARCH 2013 IN THE TOWNSHIP OF PENNSAUKEN COUNTY OF CAMDEN AT A REGULAR PUBLIC MEETING OF THE COMMISSION.

KARL N. MCCONNELL, GENERAL

COUNSEL AND ATTORNEY-AT-LAW OF THE STATE OF NEW JERSEY.

Merchantville-Pennsauken Water Commission-Executive Session

Resolution Of 3 - 13 - 2014 (insert date) Time Out 7:00; Back In or Adjourn 7:25pm

WHEREAS, the Merchantville-Pennsauken Water Commission (hereafter MPWC) is a public entity and a body politic of the State of New Jersey created pursuant to New Jersey Statutes 40:62-108 et seq.; and **WHEREAS**, the Commission has the authority and the duty thereby to provide for the orderly and efficient operation of the area of its franchise and all of its operations, including its meetings; and

WHEREAS, the Commission on this date while in open public meeting duly organized and advertised by the Commission had publically considered and determined that the dictates of the Open Public Meetings Act which provides for and allows under these circumstances for this body to go into Executive Session which is closed to the Public; and

WHEREAS, the Commission, after allowing for public comment prior to a vote thereupon, voted by roll call vote, in open session to take the following action:

NOW, THEREFORE BE IT SO RESOLVED Merchantville-Pennsauken Water Commission hereby resolves to: 1) Go into Closed or Executive session for the purposes of discussing the following:

- A) Matters deemed confidential by Federal or State law or Rule of Court ATTY-CLIENTS;
- B) Matters where release of information would impair a right to receive federal funds _____;
- C) Matters if disclosed would constitute an unwarranted invasion of privacy to a individual's personal or family circumstances or material relating to medical, rehabilitation, custodial or child protection issues _____;
- D) Matters involving contract or collective negotiations or an agreement resulting therefrom _____;
- E) Matters involving an interest in real property, the setting of rates or investment of public funds which could possibly adversely affect the public interest if such were disclosed _____;
- F) Matters involving tactics or techniques used for safety or security and/or any investigations or possible violations of regulations or laws _____;
- G) Matters involving pending or anticipated litigation or contract negotiation (other than collective negotiations) and/or any matters involving attorney-client privilege CURRENT LITIGATION _____;
- H) Matters involving the appointment, termination, terms and conditions of employment, evaluation, performance or any specific prospective or current public officer or employee of the Water Commission; _____;

I) Matters which the Commission is required by other law or regulation to keep confidential; (_____ here make reference to that law or regulation),

2) That the minutes of the Executive Session shall be made public about: 6 MONTH AFTER CONCLUSION OF FINAL TIME FOR APPEAL _____ or upon only further resolution of the body /or due to the nature of the material shall only be released at that time once redacted or not made public; and

3) The Commission WILL BE or WILL NOT BE (circle one) returning to open session estimated at approximately: _____

4) That this resolution shall either be reflected in the official minutes or kept on file for public inspection.

Result of Roll call Vote: #YEAS 5 #NAYS # ABSTAINS # Absent

Date: 3/13/14

Regina Davis
Regina Davis, Commission Secretary

RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE SALE OF PUBLIC PROPERTY ON-LINE THROUGH NJ STATE CONTRACT VENDOR GOVDEALS.

WHEREAS, the Merchantville-Pennsauken Water Commission (MPWC) is the owner of certain surplus property, as set forth in Attachment A, which is no longer needed for public use; and

WHEREAS, the MPWC's attempt at regular advertised public bid sale resulted in no qualifying bids and only one bid below the advertised minimum which was rejected by the Commission; and

WHEREAS, the MPWC is selling said surplus property in an "as is" condition without express or implied warranties, and

WHEREAS, the On-Line auction shall be conducted pursuant to the provision of N.J.S.A. 40A:11-36, New Jersey State Contract A-83453/T2581 and New Jersey Local Finance Notice 2008-9; and

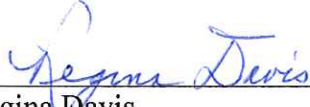
WHEREAS, the MPWC will utilize the online auction services of GovDeals, posted on the GovDeals Website www.govdeals.com; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of MPWC, in the County of Camden, State of New Jersey, as follows:

1. The sale of surplus property as indicated in Schedule A shall be sold to the highest qualified bidder, through GovDeals in accordance with the terms and conditions of the contract. The terms and conditions of the agreement entered into with GovDeals are available online at www.govdeals.com and also available in the Merchantville-Pennsauken Water Commission's office; and
2. The surplus property identified shall be sold in an "as is" condition without express or implied warranties and with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property; and
3. The Commissioners reserve the right to accept or reject any bid submitted.

I hereby certify that this is a True and Accurate Recitation of the Resolution adopted by the Merchantville-Pennsauken Water Commission at the duly advertised and legally held public meeting on April 10, 2014.

Date: 4/10/2014



 Regina Davis,
 Commissioner, and Secretary of the
 Merchantville-Pennsauken Water Commissioner

Attachment A to

RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE SALE OF PUBLIC PROPERTY ON-LINE THROUGH NJ STATE CONTRACT VENDOR GOVDEALS

The Surplus Property pursuant to the provision of N.J.S.A. 40A:11-36, New Jersey State Contract A-83453/T2581 and New Jersey Local Finance Notice 2008-9, and for listing at online auction services of GovDeals, posted on the GovDeals Website www.govdeals.com:

- 1) 2002 White Ford Explorer, VIN # 1FMZU72EX2UB55269; with 78,425 miles;
- 2) 2005 White Ford Explorer, VIN # 1FMZU73K45ZA58015; with 58,579 miles;
- 3) 2007 White Ford Explorer, VIN # 1FMEU73E27UB74208; with 49,920 miles; and
- 4) Hasler M3000, Folder/Inserter Machine, Model No b3180 s/n 06dx5395, pristine condition, like new.