

Merchantville-Pennsauken Water Commission

RESOLUTION ACCEPTING VOLUNTARY RETIREMENT AND PROVIDING FOR PROVISION OF COMMISSION POLICY FOR RETIREES

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 to contribute toward insurance premiums on their behalf; and

WHEREAS, the Commission had established a formal policy and practice regarding retiree compensation; and

WHEREAS, that policy and practice regarding retiree benefits was further codified and modified, and amended on April 23, 1998 while in open public meeting duly organized and advertised appeared in public session; and had proceeded under the Open Public Meetings Act; to adopt such formal resolution; and

WHEREAS, Bernhard H. Kofoet, having tendered his retirement on December 31, 2014, after having served the Commission for 26 years having commenced service to the Commission on or about July 1, 1988; and

THEREFORE, HEREBY BE IT RESOLVED, that the Commission accepts the Retirement of Mr. Kofoet in accordance with its Resolution and policy regarding those in service in his position prior to April 23, 1998, and thereby affords him the policy in effect at that time in keeping with the Commission's benefits as they are now current and under the terms of the current N.J.S.A. 40A:10-23(b).

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 a Unanimous Vote of all members present Commission at a meeting of said Commission on January 8, 2015 and said Resolution passed by a unanimous vote of the members of Commission present at the meeting.

MERCHANTVILLE-PENNSAUKEN WATER COMMISSION



Regina L. Davis, Commissioner and Secretary to the Commission

From the Desk Of:

Bernhard H. Kofet
2321 49th St.
Pennsauken, NJ 08110

To Whom It May Concern,

Please accept this letter as notice of my retirement from the position of Commissioner for the Merchantville Pennsauken Water Commission effective December 31, 2014.

I have been privileged to have had the opportunity to be part of a team that has built the Commission into an organization recognize by its peers as a premier water purveyor in the State of New Jersey.

I would ask that the commissioners and employees continue the outstanding work to further enhance the reputation of the organization and provide the Commission's constituency with the best service, best water and best rates that it is know for.

Thank You,



Bernhard H. kofet

RESOLUTION TO AWARD THE AUTHORIZED BIDS FOR PROPRIETARY GOODS OR SERVICES, TO WIT: KLENPHOS 300 FOR AN ANNUAL CONTRACT FOR 2015 OR UNTIL REPLACED BY A SUBSEQUENT BID

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 and the duty thereby to provide for the orderly and efficient operation of the Commission, finances, and water supply and quality; and

WHEREAS, the Commission has the obligation under N.J.S.A. 40:62-127 (b) to revise rates “. . .so that the waterworks shall be self-supporting, the earnings to be sufficient to provide for all expenses of operation and maintenance and such charges as interest, sinking fund and amortization, so as to prevent any deficit to be paid by taxation from accruing.”; and

WHEREAS, the Commission has annually while in open public meeting duly organized and advertised by the Commission appeared in public session; and had publicly considered and proceeded under the Open Public Meetings Act ; and

WHEREAS, the Commissioners had properly and publicly stated, to it, and having received and reviewed the certified statement as required under NJAC 5:34-9.1., and

WHEREAS, the Commissioners have properly considered and evaluated the evidence and descriptions presented by its staff and its engineer regarding the specialized nature of the Commissions needs; and

WHEREAS, the Commissioners have found that the “specialized nature” of the product and the Commissions needs have been properly demonstrated that the use of a good or service other than the proprietary one will undermine the functionality or operational performance of existing facilities; and

WHEREAS, the Commissioners have found that the “specialized nature” of the product and of the Commissions needs have been properly demonstrated that the use of a good or service other than the proprietary one is legally prohibited as the good or service is patented and the patented feature is essential of operational performance; and

WHEREAS, the Commissioners have found that the need for the product and of the Commissions needs have been properly demonstrated that the Proprietary goods and services are “necessary for the conduct of MPWC affairs” because the Commission has a substantial investment in facilities, training, replacement parts, or complimentary items that warrant reliance on a specific manufacturer or vendor to maintain the value of the investment; and

WHEREAS, the NJDEP permit for the MPWC treatment system requires that the Merchantville Pennsauken Water Commission use Klenphos-300 as a corrosion inhibitor at each of its treatment facilities; and

WHEREAS, Klenphos-300 is known to be a blend of zinc potassium pyrophosphate and the unique circumstances as to a facility or environment preclude the use of other goods or services as none were able to meet the necessary performance requirements besides the proprietary product; and

WHEREAS, the MPWC Staff and Commission has held off making this resolution and awarding this contract at the request of other suppliers who sought to be able to bid and comply with the specifications; and

WHEREAS, the MPWC staff has repeatedly encouraged and provided the potential suppliers with the information contacts and description of the route to obtain DEP approval so as to meet the specifications; and

WHEREAS, the other bidders requesting such have conceded that they have not met specifications and have not been approved by the NJDEP for the MPWC permit; and
WHEREAS the designated Financial officer has certified to the availability of funds; and
WHEREAS, the Board, after allowing for public comment prior to a vote there upon voted by roll call vote in open session to take the following action:

NOW, THEREFORE BE IT SO RESOLVED by the MPWC

IN THE COUNTY of Camden, STATE OF NEW JERSEY, That effective this day that the contracting unit has authorized the award of a proprietary bid on behalf of the Commission for the KLENPHOS 300 corrosion inhibitor as described in the attachment hereto and the Award of Said contract to the only bidder meeting the required specifications:

KLENZOID of 9125 Spring Mill Road, Conshohocken, PA
for \$38, 346.00 on an estimated volume basis.

I hereby certify that the foregoing is a true copy of the resolution adopted by the Merchantville-Pennsauken Water Commission at its Regular Meeting held on January 12, 2015.

MERCHANTVILLE-PENNSAUKEN WATER COMMISSION:

A handwritten signature in blue ink that reads "Regina L. Davis". The signature is written in a cursive style and is positioned above a solid horizontal line.

BY: Regina I. Davis, Commissioner &
Secretary to the Commission

RESOLUTION ACCEPTING BIDS, REJECTING ALL OTHER BIDS, AND AWARDING THE ANNUAL CONTRACTS FOR 2015 GENERATOR MAINTENANCE

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 in need of replacement media, services and materials as to the filter at the Browning Road Wells; 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, 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, multiple parties submitted bids for the contract; 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 pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1, et. Seq. and in accordance with the specifications; 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 below 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 12 th day of January 2015, 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 Bid as follows

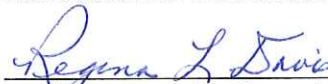
POWER EQUIPMENT for \$14,250.00
on an estimated anticipated per unit basis

And that 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

BE IT FURTHER RESOLVED, that the original this resolution be kept in the 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 January 12, 2015.

Merchantville-Pennsauken Water Commission



Regina L. Davis, Commissioner and Secretary
To the Commission

Merchantville-Pennsauken Water Commission

Resol. No. 2015-05

RESOLUTION ACCEPTING BIDS, REJECTING ALL OTHER BIDS, AND AWARDING THE ANNUAL CONTRACTS FOR 2015 COPPER & DUCTILE IRON PRODUCTS SUPPLY

WHEREAS, the Merchantville- Pennsauken Water Commission (hereafter, MPWC) in furtherance of its mission to produce, store and supply safe drinking water to its constituents, is in need of annual maintenance and service and supply contracts from outside vendors; and

WHEREAS, the MPWC caused to have the necessary proposal for contracts as set forth below publicly advertised in accordance with the requirements of the Public Contracts Act; 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, the MPWC advertised for the bid of the materials and/or services; and gave opportunities for questions and objections; and

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

WHEREAS, among submitted responses for the contract, 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 pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1, et. Seq. and in accordance with the specifications; and

WHEREAS, the Commission Engineer has recommended the following award; 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 below referenced bidder to be the lowest responsible bidder within the meaning of the Act; and so

NOW, THEREFORE BE IT RESOLVED, that the only bid found to be in compliance with the specifications by the Commissioners of the MPWC on this 12 th day of January 2015, in its duly advertised and publicly held meeting in the Township of Pennsauken, in the County of Camden, Is the Bidder listed below and all other bids are found to be non-compliant and failing to meet specifications; and that this Commission awards the annual 2015 Supply Bid to:

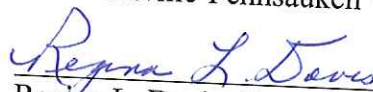
Waterworks Supply Company for \$90,132.65
on an estimated anticipated per unit basis as bid

And that 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

BE IT FURTHER RESOLVED, that the original this resolution be kept in the 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 January 12, 2015.

Merchantville-Pennsauken Water Commission



Regina L. Davis, Commissioner and Secretary
To the Commission

MERCHANTVILLE-PENNSAUKEN WATER COMMISSION

REORGANIZATION RESOLUTION OF THE COMMISSION appointing and DESIGNATING its OFFICERS for the Coming COMMISSION YEAR

WHEREAS, this Water Commission, a governmental entity and corporate politic of the State of New Jersey was created on July 1, 1926 by the Supreme Court Justice in accordance with the statute and on application jointly by the Borough of Merchantville and the Township of Pennsauken pursuant to L. 1923 c. 195, now known as N.J.S. 40:62-108 *et seq.* and thereafter permanent created in its present form in 1942; and

WHEREAS, the Merchantville Pennsauken Water Commission pursuant to the Laws of the State of New Jersey under N.J.S. 40:62-108 *et seq.* and the relevant acts amendatory and supplemental thereto, provides that the commissioners newly appointed thereto shall be sworn in and the Commission reorganized and officers elected among them for the coming year of the Commission, and the Commissioners having reorganized in Public meeting duly advertised do hereby after vote appoint the following to the positions as follows for the next year, or until replaced in accordance with the statutes and by-laws:

PRESIDENT- JOSEPH SCAVUZZO

VICE-PRESIDENT- PATRICK BRENNAN

TREASURER- G. BURTON GERMAN

SECRETARY- REGINA L. DAVIS

ASST. TREASURER & ASST. SECRETARY - GEORGE PIPERNO

By Resolution and vote of the Commissioners on February 12, 2015; Result of Roll call Vote:

Commissioners:	#YEAs	#NAYs	# ABSTAINs	# Absent
Brennan	X			
Davis	X			
German	X			
Piperno	X			
Scavuzzo	X			

Date: 2/12/2015 Regina L. Davis

REGINA L. DAVIS, Commissioner & Secretary to the Commission

The Official Minutes of the MPWC and the Official List of Each Commissioner's Roll Call vote is maintained in the official records of the Commission maintained by the Chief Operating Officer.

MERCHANTVILLE-PENNSAUKEN WATER COMMISSION

RESOLUTION DESIGNATING DEPOSITORY FOR OPERATING/CHECKING ACCOUNTS AND FUNDS OF THE COMMISSION AND DESIGNATING SIGNATORIES FOR SUCH ACCOUNTS/INSTRUMENTS AND FOR PAYROLL ACCOUNT

WHEREAS, the Merchantville Pennsauken Water Commission pursuant to the Laws of the State of New Jersey under L. 1923 c. 195, now known as N.J.S. 40:62-108 et seq. and the relevant acts amendatory and supplemental thereto, provides that monies held in any separate fund, i.e., operating fund general fund, capital fund, trust fund, and all escrow accounts shall be treated as monies held in trust, and shall not be diverted to any other purpose.

Now, therefore, be it resolved that MPWC hereby and until further notice designates:

1st Colonial Community of Collingswood

and including all banks/Financial Institution located in the State of New Jersey shall be the depository for the general operating / checking account of the Commission and Signatories on the accounts shall be as follows AND Two of the following must sign all disbursements:

The Account/Instruments which must be signed by two and shall be signed by ONE of the following:

Treasurer of the Commission, G. BURTON GERMAN, or

Assistant Treasurer of the Commission, GEORGE PIPERNO **and one of the Following:**

President of the Commission, JOSEPH SCAVUZZO or

Vice-President of the Commission, PATRICK BRENNAN

Except for the regular PAYROLL ACCOUNT where only one signature is required from any of:

Michael Saraceni, C.O.O., or

Richard Spafford, Engineering Director, or

_____, or

_____, as authorized signatures for the MPWC Payroll Account.

By Resolution and vote of the Commissioners on February 12, 2015

Result of Roll call Vote:

Commissioners:	#YEAs	#NAYs	# ABSTAINs	# Absent
Brennan	X			
Davis	X			
German	X			
Piperno	X			
Scavuzzo	X			

Date: 2/12/2015 Regina L. Davis

SEAL _____, Commissioner and Secretary to the Commission

MERCHANTVILLE-PENNSAUKEN WATER COMMISSION
RESOLUTION DESIGNATING AND AUTHORIZING SIGNATORIES FOR
MERCHANTVILLE-PENNSAUKEN WATER COMMISSION
Flexible Spending/ Section 125 ACCOUNT

WHEREAS, the Merchantville Pennsauken Water Commission pursuant to the Laws of the State of New Jersey under L. 1923 c. 195, now known as N.J.S. 40:62-108 et seq. and the relevant acts amendatory and supplemental thereto, provides that monies held in any separate fund, i.e., operating fund general fund, capital fund, trust fund, and all escrow accounts shall be treated as monies held in trust, and shall not be diverted to any other purpose; and

WHEREAS, said authorizing statute also provides for the MPWC to have the authority to handle and direct funds for the benefit of the Commission; and

WHEREAS, P.L. 2011, Chapter 78 has required that all public employers establish Flexible Spending accounts for pre-tax dollars pursuant to Section 125 of the IRS Code; and

WHEREAS, the MPWC has establish both a medical healthcare FSA as well as a Dependent Care FSA; and

WHEREAS the MPWC has established a separate bank account for funding of such at 1st Colonial National Bank; and/or any other bank it may so decide or chose to use in addition to or instead of same; and

WHEREAS the MPWC in order to permit the efficient routine authorized transactions and to permit administrative authorization to avoid delays in processing, to permit the administrator access to the MPWC funds without permitting them access to the MPWC general funds, and to segregate such funds;

THEREFORE, IT IS HEREBY RESOLVED BY THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION as follows:

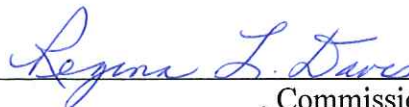
Chief Operating Officer, **Michael A. Saraceni**, or Director of Engineering, **Richard Spafford**, or President of the Commission, _____, or Treasurer of the Commission, _____ are HEREBY authorized as individual signatories on the account at 1st Colonial National Bank in order to sign FSA account checks, transfers, and disbursement authorizations to the extent such is required. (**ONLY One REQUIRED**)

By Resolution and vote of the Commissioners on February 12, 2015: Result of Roll call Vote:

Commissioners:	#YEAs	#NAYs	# ABSTAINs	# Absent
Brennan	X			
Davis	X			
German	X			
Piperno	X			
Scavuzzo	X			

I HEREBY CERTIFY THAT THE FOREGOING IS ACCURATE RECITATION OF A RESOLUTION AND VOTE AS ADOPTED BY THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION, COUNTY OF CAMDEN, NJ AT ITS REGULAR MEETING HELD ON February 12, 2015.

Date: 2/12/2015



_____, Commissioner & Secretary to the Commission

SEAL

The Official Minutes of the MPWC and the Official List of Each Commissioner's Roll Call vote are maintained in the official records of the MPWC by the Chief Operating Officer.