

MCUA REGULAR MEETING
THURSDAY, SEPTEMBER 26, 2013
4:00 P.M.
AGENDA

Pledge of Allegiance

Approval of the Minutes of the Regular Meeting of August 22, 2013

RESOLUTIONS

1. Resolution No. A-9-13-1-R
Pretreatment Permit Action Nos. 20174, 28074, 05207, 24051 and 11024
2. Resolution No. WW-9-13-2-R
Contract Bid Award – Contract 13-8-3(CTP) – Allen-Bradley Equipment Maintenance Service and Parts Procurement 2014-2015 – Turtle & Hughes, Inc. – Not to Exceed \$680,032.00
3. Resolution No. WW-9-13-3-R
Contract Bid Award – Contract 13-8-4(CTP) – Annual Inspection and Maintenance of Overhead Cranes 213-2015 – Moye Handling Systems – Not to Exceed \$282,420.00
4. Resolution No. WW-9-13-4-R
Contract Bid Award – Contract 13-8-5(AC)
Supply and Delivery of Ground Quicklime and Hydrated Lime 2014 – Carmeuse Lime, Inc. – Not to Exceed \$1,800,000.00
5. Resolution No. WW-9-13-5-R
Contract Bid Award – Contract 13-8-6(AC) – Supply and Delivery of Lime Kiln Dust 2014 – Mintek Resources, Inc. – Not to Exceed \$298,800.00
6. Resolution No. WW-9-13-6-R
Contract Bid Award – Contract 13-8-7(AC) – Supply and Delivery of Potassium Permanganate 2014-2015 – Brenntag Northeast, Inc. – Not to Exceed \$763,560.00
7. Resolution No. WW-9-13-7-R
Contract Bid Award – Contract 13-9-1(AC) – Supply and Delivery of Lubrication Supplies 2014-2015 – David Weber Oil Co. – Not to Exceed \$108,115.98
8. Resolution No. WW-9-13-8-R
Contract Bid Award – Contract 13-9-2(AC)/Uniform Services 2014-2016 – American Wear, Inc. – Not to Exceed \$40,826.78
9. Resolution No. WW-9-13-9-R
Authorization to Rebid Contract 13-7-1(AC)(Rebid) for Stand-By Contract – Force Mains and Gravity Sewers
10. Resolution No. WW-9-13-10-R
Contract Award – Engineering Services Related to Water Quality and NJPDES Permitting Issues 2013-2014 – Najarian Associates – Not to Exceed \$273,820.00

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11. Resolution No. WW-9-13-11-R
Increase Authorized Funding for Wastewater Purchase Orders Under New Jersey State Contract Nos. T-0640 and T-1316 – Not to Exceed \$40,000.00 for T-0640 and Not to Exceed \$40,000.00 for T-1316
12. Resolution No. WW-9-13-12-R
Amend Resolution WW-8-13-10-R – Change Order No. 9 to Contract 09-02-9(CTP)(Rebid) Central Treatment Plant Generators and Main Electrical Switchgear Upgrades – Tru-Val Electric Corp. (\$21,528.00)CREDIT
13. Resolution No. WW-9-13-13-R
Change Order No. 1 – HSR to Contract No. 13-3-4(SPS) – Emergency Contract for Repair of Storm Damage – Hi Volt Electric
14. Resolution No. WW-9-13-14-R
Change Order No. 6-HSR to Contract No. 10-6-1(CTP) Rehabilitation of Main Substation Apparatus & Standby Services for Neta Maintenance Testing – M&L Power Systems, Inc.
15. Resolution No. WW-9-13-15-R
Authorization to Extend Contract Term to October 31, 2014 – Contract 12-7-1(AC)/Sludge Management Facility Odor Control System Cleaning, Maintenance and Appurtenance Work 11/1/2012 – 10/31/2014 – Cothery Construction Company, Inc. – Not to Exceed \$1,456,650.00
16. Resolution No. SW-9-13-16-R
Contract Award – Contract No. 13-6SW – Furnish and Deliver Aggregates at the Middlesex County Landfill – Trap Rock Industries, LLC. – Not to Exceed \$1,274,150.00 / Stavola Construction Materials, Inc. – Not to Exceed \$906,900.00
17. Resolution No. WW-9-13-17-R
Resolution Authorizing Agreement with the Borough of Carteret for Delivery of Certain Material to the Middlesex County Landfill

*** PUBLIC PORTION ***

COMMITTEE REPORTS

NEW BUSINESS

OLD BUSINESS

ADJOURNMENT

RESOLUTION NO. A-09-13-1-R

PRETREATMENT PERMIT ACTIONS

PERMIT NUMBERS: 20174, 28074, 0520724051, 11024

WHEREAS, the Middlesex County Utilities Authority ("Authority") has publicly advertised its intent to take certain actions on Non-Domestic Wastewater Discharge Permits pursuant to Federal Pretreatment Regulations 40CFR Part 403 and New Jersey Statute NJSA 58:11-49 et seq.; and

WHEREAS, said advertisement was made on August 26, 2013 in the Authority's official newspaper as required by law; and

WHEREAS, public comment has been received related to said actions and considered by the Authority;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Pretreatment Permit Actions on Permit Numbers 20174, 28074, 05207, 24051 and 11024" and subsequent documents associated with the matters addressed herein shall reference this Title.

2. The following permit actions on Non-domestic Wastewater Discharges into the Authority's treatment works are hereby approved:

<u>APPROVED ACTION</u>	<u>PERMIT NUMBER</u>	<u>DISCHARGER</u>
Renewal	20174	Sayreville Water Treatment Plant, Sayreville
Modification	28074	Chemtura Corporation d/b/a Hatco Corporation, Woodbridge
Termination	05207	Actavis Incorporated, Edison
Termination	24051	Campbell Soup Supply Company, LLC, South Plainfield
Termination	11024	Silver Line Building Products, LLC, Middlesex

3. This Resolution shall take effect immediately.

RESOLUTION NO. WW-9-13-2-R

CONTRACT BID AWARD - CONTRACT 13-8-3(CTP)
ALLEN-BRADLEY EQUIPMENT MAINTENANCE SERVICE
AND PARTS PROCUREMENT 2014-2015
TURTLE & HUGHES, INC.

WHEREAS, on August 13, 2013, the Middlesex County Utilities Authority (Authority) publicly advertised for bids for a contract entitled "Contract 13-8-3(CTP)/Allen-Bradley Equipment Maintenance Service and Parts Procurement 2014-2015," hereinafter referred to as "Contract 13-8-3(CTP);" and

WHEREAS, on August 28, 2013, the Authority received and publicly opened the sole bid submitted for Contract 13-8-3(CTP); and

WHEREAS, the said bids have been reviewed by the Authority's Staff who have advised that the bid of Turtle & Hughes, Inc. for minimum, maximum and average quantities as set forth in Exhibit A for the Unit Prices set forth in Exhibit C attached hereto, satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid; and

WHEREAS, Exhibit A of Contract 13-8-3(CTP) provides for the Contract Term to run two (2) years from Notice to Proceed; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Chief Financial Officer shall certify, in writing, the availability of sufficient funds for such supply and delivery services based upon the unit prices set forth in Exhibit C-1 up to the maximum quantities set forth in the excerpt from Exhibit A, for which funding shall be certified as ordered and drawn against the amount allotted in the Wastewater Operating Budget;

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Contract 13-8-3(CTP)/Allen-Bradley Equipment Maintenance Service and Parts Procurement 2014-2015 -Turtle & Hughes, Inc." and all subsequent documents associated with the matters addressed herein shall reference this Title.
2. The Commissioners hereby find the Total Extended Price of \$680,032.00 by Turtle & Hughes, Inc. to be the lowest responsive and responsible bid for Contract 13-8-3(CTP) when based on unit pricing.
3. The Commissioners hereby accept the bid of Turtle & Hughes, Inc. as set forth in Exhibit C-1 attached hereto for Contract 13-8-3(CTP) for the contract term.

4. Funding for purchases, supply and delivery under Contract 13-8-3(CTP) shall be certified as ordered by the Chief Financial Officer, shall not exceed \$680,032.00 and shall be drawn against the Wastewater Operating Budget.

5. The Executive Director is hereby authorized and directed to notify Turtle & Hughes, Inc. of the acceptance of its bid, and the Chairman and Secretary are authorized to execute any and all contracts with said bidder as required by Contract 13-8-3(CTP).

6. In the absence of the Chairman, the Authority's Vice Chairman is hereby authorized to execute said contract on the Chairman's behalf.

7. In the event Turtle & Hughes, Inc. fails to fulfill the terms set forth in Article 16 of Contract 13-8-3(CTP) for contract execution, the Executive Director is hereby authorized to make claim against Turtle & Hughes, Inc. 's Bid Security and rebid Contract 13-8-3(CTP).

8. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-3-R

CONTRACT BID AWARD - CONTRACT 13-8-4(CTP)
ANNUAL INSPECTION AND MAINTENANCE OF OVERHEAD CRANES 2013-2015
MOYE HANDLING SYSTEMS

WHEREAS, on August 19, 2013, the Middlesex County Utilities Authority (Authority) publicly advertised for bids for a contract entitled "Contract 13-8-4(CTP)/Annual Inspection and Maintenance of Overhead Cranes 2013-2015," hereinafter referred to as "Contract 13-8-4(CTP);" and

WHEREAS, on September 11, 2013, the Authority received and publicly opened two (2) bids submitted for Contract 13-8-4(CTP), that of Moye Handling Systems for \$282,420.00 and that of SISSCO for \$312,000.00; and

WHEREAS, the said bids have been reviewed by the Authority's Staff who have advised that the bid of Moye Handling Systems for the specified work as set forth in Exhibit A for the Unit Prices set forth in Exhibit C attached hereto, satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid; and

WHEREAS, Exhibit A of Contract 13-8-4(CTP) provides for the Contract Term to run two (2) years from Notice To Proceed; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Chief Financial Officer shall certify, in writing, the availability of sufficient funds for such supply and delivery services based upon the prices set forth in Exhibit C-1 for the work specified as set forth in the excerpt from Exhibit A, for which funding shall be certified as ordered and drawn against the amount allotted in the Wastewater Operating Budget;

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Contract 13-8-4(CTP)//Annual Inspection and Maintenance of Overhead Cranes 2013-2015- Moye Handling Systems", and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The Commissioners hereby find the Total Extended Price of \$282,420.00 by Moye Handling Systems to be the lowest responsive and responsible bid for Contract 13-8-4(CTP) when based on unit pricing.

3. The Commissioners hereby accept the bid of Moye Handling Systems as set forth in Exhibit C-1 attached hereto for Contract 13-8-4(CTP) for the term of two (2) years from Notice To Proceed.

4. Funding for purchases, supply and delivery under Contract 13-8-4(CTP) shall be certified as ordered by the Chief Financial Officer, shall not exceed \$282,420.00, and shall be drawn against the Wastewater Operating Budget.

5. The Executive Director is hereby authorized and directed to notify Moye Handling Systems of the acceptance of its bid, and the Chairman and Secretary are authorized to execute any and all contracts with said bidder as required by Contract 13-8-4(CTP).

6. In the absence of the Chairman, the Authority's Vice Chairman is hereby authorized to execute said contract on the Chairman's behalf.

7. In the event Moye Handling Systems fails to fulfill the terms set forth in Article 16 of Contract 13-8-4(CTP) for contract execution, the Executive Director is hereby authorized to make claim against Moye Handling Systems 's Bid Security and award Contract 13-8-4(CTP) to the second responsive and responsible bidder, subject to review of Counsel and ratification by the Authority's Board of Commissioners.

8. The Bid Securities of all unsuccessful bidders shall be returned to said unsuccessful bidders upon receipt, by the Authority, of executed Contracts by the successful bidder together with a Performance Bond and required Certificates of Insurance.

9. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-4- R

CONTRACT BID AWARD - CONTRACT 13-8-5(AC)
SUPPLY AND DELIVERY OF GROUND QUICKLIME AND HYDRATED LIME 2014
CARMEUSE LIME, INC.

WHEREAS, on August 22, 2013, the Middlesex County Utilities Authority (Authority) publicly advertised for bids for a contract entitled "Contract 13-8-5(AC)/Supply and Delivery of Ground Quicklime and Hydrated Lime 2014," hereinafter referred to as "Contract 13-8-5(AC);" and

WHEREAS, on September 12, 2013, the Authority received and publicly opened two (2) bids submitted for Contract 13-8-5(AC), that of Carmeuse Lime, Inc. for \$1,033,740.00 and that of Graymont (PA) for \$1,130,580.00; and

WHEREAS, the said bids have been reviewed by the Authority's Staff who have advised that the bid of Carmeuse Lime, Inc. for minimum, maximum and average quantities as set forth in Exhibit A for the Unit Prices set forth in Exhibit C attached hereto, satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid; and

WHEREAS, Exhibit A of Contract 13-8-5(AC) provides for the Contract Term to run from January 1, 2014, through December 31, 2014; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Chief Financial Officer shall certify, in writing, the availability of sufficient funds for such supply and delivery services based upon the unit prices set forth in Exhibit C-1 up to the maximum quantities set forth in the excerpt from Exhibit A, for which funding shall be certified as ordered and drawn against the amount allotted in the Wastewater Operating Budget;

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Contract 13-8-5(AC)/Supply and Delivery of Ground Quicklime and Hydrated Lime 2014 - Carmeuse Lime, Inc." and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The Commissioners hereby find the Total Contract value to be \$2,652,613.20 based on maximum quantities and find the Total Extended Bid Price of \$1,799,020.00 by Carmeuse Lime, Inc. to be the lowest responsive and responsible bid for Contract 13-8-5(AC) when based on unit pricing.

3. The Commissioners hereby accept the bid of Carmeuse Lime, Inc. as set forth in Exhibit C-1 attached hereto for Contract 13-8-5(AC) for the term from January 1, 2014, through December 31, 2014.

4. Funding for purchases, supply and delivery under Contract 13-8-5(AC) shall be certified as ordered by the Chief Financial Officer, shall not exceed \$1,800,000.00, and shall be drawn against the Wastewater Operating Budget.

5. Should the Authority determine that additional funding must be made available in order to accommodate additional work utilizing the unit prices set forth in Exhibit C-1, the Authority will request Board approval for the additional funding at that time via Resolution.

6. The Executive Director is hereby authorized and directed to notify Carmeuse Lime, Inc. of the acceptance of its bid, and the Chairman and Secretary are authorized to execute any and all contracts with said bidder as required by Contract 13-8-5(AC).

7. In the absence of the Chairman, the Authority's Vice Chairman is hereby authorized to execute said contract on the Chairman's behalf.

8. In the event Carmeuse Lime, Inc. fails to fulfill the terms set forth in Article 16 of Contract 13-8-5(AC) for contract execution, the Executive Director is hereby authorized to make claim against Carmeuse Lime, Inc.'s Bid Security and award Contract 13-8-5(AC) to the second responsive and responsible bidder, subject to review of Counsel and ratification by the Authority's Board of Commissioners.

9. The Bid Securities of all unsuccessful bidders shall be returned to said unsuccessful bidders upon receipt, by the Authority, of executed Contracts by the successful bidder together with a Performance Bond and required Certificates of Insurance.

10. This resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-5-R

CONTRACT BID AWARD - CONTRACT 13-8-6(AC)
SUPPLY AND DELIVERY OF LIME KILN DUST 2014
MINTEK RESOURCES, INC.

WHEREAS, on August 23, 2013, the Middlesex County Utilities Authority (Authority) publicly advertised for bids for a contract entitled "Contract 13-8-6(AC)/Supply and Delivery of Lime Kiln Dust 2014," hereinafter referred to as "Contract 13-8-6(AC);" and

WHEREAS, on September 12, 2013, the Authority received and publicly opened the sole bid submitted for Contract 13-8-6(AC) that of Mintek Resources, Inc. for \$298,800.00; and

WHEREAS, the said bids have been reviewed by the Authority's Counsel, and Staff who have advised that the bid of Mintek Resources, Inc. for minimum, maximum and average quantities as set forth in Exhibit A for the Unit Prices set forth in Exhibit C attached hereto, satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid; and

WHEREAS, Exhibit A of Contract 13-8-6(AC) provides for the Contract Term to run from January 1, 2014, through December 31, 2014; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Chief Financial Officer shall certify, in writing, the availability of sufficient funds for such supply and delivery services based upon the unit prices set forth in Exhibit C-1 up to the maximum quantities set forth in the excerpt from Exhibit A, for which funding shall be certified as ordered and drawn against the amount allotted in the Wastewater Operating Budget;

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Contract 13-8-6(AC)/Supply and Delivery of Lime Kiln Dust 2014 - Mintek Resources, Inc." and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The Commissioners hereby find the Total Extended Price of \$298,800.00 by Mintek Resources, Inc. to be the lowest responsive and responsible bid for Contract 13-8-6(AC) when based on Maximum Quantity unit pricing.

3. The Commissioners hereby accept the bid of Mintek Resources, Inc. as set forth in Exhibit C-1 attached hereto for Contract 13-8-6(AC) for the contract term.

4. Funding for purchases, supply and delivery under Contract 13-8-6(AC) shall be certified as ordered by the Chief Financial Officer, shall not exceed \$298,800.00, and shall be drawn against the Wastewater Operating Budget.

5. The Executive Director is hereby authorized and directed to notify Mintek Resources, Inc. of the acceptance of its bid, and the Chairman and Secretary are authorized to execute any and all contracts with said bidder as required by Contract 13-8-6(AC).

6. In the absence of the Chairman, the Authority's Vice Chairman is hereby authorized to execute said contract on the Chairman's behalf.

7. In the event Mintek Resources, Inc. fails to fulfill the terms set forth in Article 16 of Contract 13-8-6(AC) for contract execution, the Executive Director is hereby authorized to make claim against Mintek Resources, Inc.'s Bid Security and rebid Contract 13-8-6(AC).

8. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-6-R

CONTRACT BID AWARD - CONTRACT 13-8-7(AC)
SUPPLY AND DELIVERY OF POTASSIUM PERMANGANATE 2014-2015
BRENNTAG NORTHEAST, INC.

WHEREAS, on August 23, 2013, the Middlesex County Utilities Authority (Authority) publicly advertised for bids for a contract entitled "Contract 13-8-7(AC)/Supply and Delivery of Potassium Permanganate 2014-2015," hereinafter referred to as "Contract 13-8-7(AC);" and

WHEREAS, on September 12, 2013, the Authority received and publicly opened two (2) bids submitted for Contract 13-8-7(AC), that of Brenntag Northeast, Inc. for \$1,527,120.00 and that of Univar USA, Inc. for \$1,579,920.00; and

WHEREAS, the said bids have been reviewed by the Authority's Staff who have advised that the bid of Brenntag Northeast, Inc. for minimum, maximum and average quantities as set forth in Exhibit A for the Unit Prices set forth in Exhibit C attached hereto, satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid; and

WHEREAS, Exhibit A of Contract 13-8-7(AC) provides for the Contract Term to run from January 1, 2014, through December 31, 2014, subject to extension through December 31, 2015, by Resolution of the Board of Commissioners based upon satisfactory performance of services; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Chief Financial Officer shall certify, in writing, the availability of sufficient funds for such supply and delivery services based upon the unit prices set forth in Exhibit C-1 up to the maximum quantities set forth in the excerpt from Exhibit A, for which funding shall be certified as ordered and drawn against the amount allotted in the Wastewater Operating Budget;

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Contract 13-8-7(AC)/Supply and Delivery of Potassium Permanganate 2014-2015 - Brenntag Northeast, Inc." and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The Commissioners hereby finds the Total Contract value of \$2,435,040.00 based on maximum quantities and accepts the Total Extended Bid Price of \$1,527,120.00 based on bid quantities by Brenntag Northeast, Inc. to be the lowest responsive and responsible bid for Contract 13-8-7(AC) when based on unit pricing.

3. The Commissioners hereby accept the bid of Brenntag Northeast, Inc. as set forth in Exhibit C-1 attached hereto for Contract 13-8-7(AC) for the term from January 1, 2014, through December 31, 2014.

4. Funding for purchases, supply and delivery under Contract 13-8-7(AC) shall be certified as ordered by the Chief Financial Officer, shall not exceed \$763,560.00 for Year One, and shall be drawn against the Wastewater Operating Budget.

5. Should the Authority determine that additional funding must be made available in order to accommodate additional work utilizing the unit prices set forth in Exhibit C-1, the Authority will request Board approval for the additional funding at that time via Resolution.

6. The Executive Director is hereby authorized and directed to notify Brenntag Northeast, Inc. of the acceptance of its bid, and the Chairman and Secretary are authorized to execute any and all contracts with said bidder as required by Contract 13-8-7(AC).

7. In the absence of the Chairman, the Authority's Vice Chairman is hereby authorized to execute said contract on the Chairman's behalf.

8. In the event Brenntag Northeast, Inc. fails to fulfill the terms set forth in Article 16 of Contract 13-8-7(AC) for contract execution, the Executive Director is hereby authorized to make claim against Brenntag Northeast, Inc.'s Bid Security and award Contract 13-8-7(AC) to the second responsive and responsible bidder, subject to review of Counsel and ratification by the Authority's Board of Commissioners.

9. The Bid Securities of all unsuccessful bidders shall be returned to said unsuccessful bidders upon receipt, by the Authority, of executed Contracts by the successful bidder together with a Performance Bond and required Certificates of Insurance.

10. This resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-7-R

CONTRACT BID AWARD - CONTRACT 13-9-1(AC)
SUPPLY AND DELIVERY OF LUBRICATION SUPPLIES 2014-2015
DAVID WEBER OIL CO.

WHEREAS, on August 28, 2013, the Middlesex County Utilities Authority (Authority) publicly advertised for bids for a contract entitled "Contract 13-9-1(AC)/Supply and Delivery of Lubrication Supplies 2014-2015," hereinafter referred to as "Contract 13-9-1(AC);" and

WHEREAS, on September 17, 2013, the Authority received and publicly opened the sole bid submitted for Contract 13-9-1(AC); and

WHEREAS, the said bids have been reviewed by the Authority's Staff who have advised that the bid of David Weber Oil Co. for minimum, maximum and average quantities as set forth in Exhibit A for the Unit Prices set forth in Exhibit C attached hereto, satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid; and

WHEREAS, Exhibit A of Contract 13-9-1(AC) provides for the Contract Term to run from January 1, 2014, through December 31, 2014, subject to extension through December 31, 2015, by Resolution of the Board of Commissioners based upon satisfactory performance of services; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Chief Financial Officer shall certify, in writing, the availability of sufficient funds for such supply and delivery services based upon the unit prices set forth in Exhibit C-1 up to the maximum quantities set forth in the excerpt from Exhibit A, for which funding shall be certified as ordered and drawn against the amount allotted in the Wastewater Operating Budget;

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Contract 13-9-1(AC)/Supply and Delivery of Lubrication Supplies 2014-2015 - David Weber Oil Co.," and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. David Weber Oil Co. to be the lowest responsive and responsible bid for Contract 13-9-1(AC) when based on unit pricing.

3. The Commissioners hereby finds the Total Contract value to be \$230,223.25 (as corrected) based on bid quantities and accepts the bid of David Weber Oil Co. as set forth in Exhibit C-1 attached hereto for Contract 13-9-1(AC) for the term from January 1, 2014 through December 31, 2014.

4. Funding for purchases, supply and delivery under Contract 13-9-1(AC) shall be certified as ordered by the Chief Financial Officer, shall not exceed \$108,115.98 (as corrected) for Year One, and shall be drawn against the Wastewater Operating Budget.

5. The Executive Director is hereby authorized and directed to notify David Weber Oil Co. of the acceptance of its bid, and the Chairman and Secretary are authorized to execute any and all contracts with said bidder as required by Contract 13-9-1(AC).

6. In the absence of the Chairman, the Authority's Vice Chairman is hereby authorized to execute said contract on the Chairman's behalf.

7. In the event David Weber Oil Co. fails to fulfill the terms set forth in Article 16 of Contract 13-9-1(AC) for contract execution, the Executive Director is hereby authorized to make claim against David Weber Oil Co.'s Bid Security and rebid Contract 13-9-1(AC).

8. This resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-8-R

CONTRACT BID AWARD - CONTRACT 13-9-2(AC)/UNIFORM SERVICES 2014-2016
AMERICAN WEAR, INC.

WHEREAS, on August 29, 2013, the Middlesex County Utilities Authority (Authority) publicly advertised for bids for a contract entitled "Contract 13-9-2(AC)/Uniform Services 2014-2016," hereinafter referred to as "Contract 13-9-2(AC);" and

WHEREAS, on September 19, 2013, the Authority received and publicly opened the sole bid submitted for Contract 13-9-2(AC) that of American Wear, Inc. for \$122,480.34; and

WHEREAS, the said bids have been reviewed by the Authority's Staff who have advised that the bid of American Wear, Inc. for minimum, maximum and average quantities as set forth in Exhibit A for the Unit Prices set forth in Exhibit C attached hereto, satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid; and

WHEREAS, Exhibit A of Contract 13-9-2(AC) provides for the Contract Term to run from January 1, 2014, through December 31, 2014, subject to extensions through December 31, 2016, by Resolution of the Board of Commissioners based upon satisfactory performance of services; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Chief Financial Officer shall certify, in writing, the availability of sufficient funds for such supply and delivery services based upon the unit prices set forth in Exhibit C-1 up to the maximum quantities set forth in the excerpt from Exhibit A, for which funding shall be certified as ordered and drawn against the amount allotted in the Wastewater Operating Budget;

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Contract 13-9-2(AC)/Uniform Services 2014-2016 - American Wear, Inc.," and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The Commissioners hereby find the Total Extended Price based on Bid Quantities (average) for the three year contract term of \$122,480.34 by American Wear, Inc. to be the lowest responsive and responsible bid for Contract 13-9-2(AC) when based on unit pricing.

3. The Commissioners hereby accept the bid of American Wear, Inc. as set forth in Exhibit C-1 attached hereto for Contract 13-9-2(AC) for the term from January 1, 2014 through December 31, 2014.

4. Funding for purchases, supply and delivery under Contract 13-9-2(AC) shall be certified as ordered by the Chief Financial Officer, shall not exceed \$40,826.78 for Year One, and shall be drawn against the Wastewater Operating Budget.

5. The Executive Director is hereby authorized and directed to notify American Wear, Inc. of the acceptance of its bid, and the Chairman and Secretary are authorized to execute any and all contracts with said bidder as required by Contract 13-9-2(AC).

6. In the absence of the Chairman, the Authority's Vice Chairman is hereby authorized to execute said contract on the Chairman's behalf.

7. In the event American Wear, Inc. fails to fulfill the terms set forth in Article 16 of Contract 13-9-2(AC) for contract execution, the Executive Director is hereby authorized to make claim against American Wear, Inc.'s Bid Security and rebid Contract 13-9-2(AC).

8. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-9- R

AUTHORIZATION TO REBID
CONTRACT 13-7-1(AC)(REBID) FOR STAND-BY CONTRACT -
FORCE MAINS AND GRAVITY SEWERS

WHEREAS, on September 4, 2013, the Middlesex County Utilities Authority (Authority) publicly advertised for bids for a contract entitled "Contract 13-7-1(AC)(Rebid)/Stand-by Contract - Force Mains and Gravity Sewers," hereinafter referred to as "Contract 13-7-1(AC) (Rebid);" and

WHEREAS, on September 17, 2013, the Authority received and publicly opened bids submitted for Contract 13-7-1(AC)(Rebid); and

WHEREAS, the Authority's Staff, Legal Counsel, and Engineering Consultant have determined that both Bidders submitted non-conforming bids as detailed in Attachment No. 1 attached; and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Contract 13-7-1(AC)(Rebid) for Stand-by Contract - Force Mains and Gravity Sewers- Authorization to Rebid," and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The Executive Director is hereby authorized to direct the Authority's staff to revise specifications as may be necessary and to rebid Contract 13-7-1(AC)(Rebid) .

3. The Bid Securities of all bidders shall be returned

4. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-10-R

CONTRACT AWARD - ENGINEERING SERVICES RELATED TO
WATER QUALITY AND NJPDES PERMITTING ISSUES 2013-2014
NAJARIAN ASSOCIATES

WHEREAS, pursuant to N.J.S.A. 40A:11-5 the Middlesex County Utilities Authority (“Authority”) may procure professional services without the necessity of advertising for bids pursuant to N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, pursuant to P.L. 2004 L. 19, as amended by P.L. 2005 c. 51, [N.J.S.A. 19:44-20-4 et seq. (“Act”)] the Authority must follow the requirements set forth in the Act in awarding professional services contracts having an anticipated value in excess of \$17,500; and

WHEREAS, the Authority has solicited qualifications from professionals for engineering services related to Water Quality and NJPDES Permitting Issues pursuant to a “fair and open process” pursuant to provisions of the Act (N.J.S.A. 19:44A-20.7); and

WHEREAS, upon review of the sole firm that submitted qualifications, it was determined that Najarian Associates was a qualified firm for the services mentioned herein as described in Attachment No. 1; and

WHEREAS, said engineering services provided by Najarian Associates are professional services within the definition contained in N.J.S.A. 40A:11-2; and

WHEREAS, the Authority issued a Request for Proposal to Najarian Associates for engineering services mentioned herein; and

WHEREAS, Najarian Associates has prepared a proposal and schedule of rates and services as required by N.J.A.C. 5:34-4.5(c) which shall be the basis for payment for engineering services related to the Wastewater Division as detailed in pertinent part in Attachment A; and

WHEREAS, in accordance with the Local Public Contracts Law Regulations N.J.A.C. 5:34-1 et seq., the Authority, and its Members and Commissioners, desire to retain Najarian Associates as Water Quality And NJPDES Permitting Issues 2013-2014 consulting engineer to the Wastewater Division; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4 et seq., the Chief Financial Officer has certified, in writing, the availability of sufficient funds in an amount not to exceed \$273,820.00, including fees and expenses, for Najarian Associates to undertake engineering services matters relating to the Wastewater Division, which funds shall be drawn from the Wastewater Operating Budget; and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Engineering Services Related to Water Quality and NJPDES Permitting Issues 2013-2014 - Najarian Associates," and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. In compliance with procedures and requirements for the fair and open process set forth in the Act, Najarian Associates shall be, and is hereby retained to perform engineering services as Water Quality And NJPDES Permitting Issues 2013-2014 consulting engineer for and on behalf of the Authority for the term commencing September 29, 2013, and terminating September 28, 2014.

3. The Authority's Counsel and Staff are hereby authorized to prepare the necessary agreement documents which will incorporate substantially the terms set forth in the Request for Proposal and in Attachment A hereto, and the Chairman and Secretary are hereby authorized to execute an Agreement for said services.

4. In the absence of the Chairman, the Authority's Vice Chairman is hereby authorized to execute said contract on the Chairman's behalf.

5. Payment for these engineering services shall not to exceed \$273,820.00 and shall be drawn from Wastewater Operating Budget.

6. The retainage of Najarian Associates authorized herein shall be made without public bidding pursuant to the Local Public Contracts Law of the State of New Jersey for the reason that Najarian Associates is licensed to provide these engineering services which profession is recognized by law.

7. This resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

8. The Executive Director of the Authority is hereby authorized and directed to cause notice of this Resolution as required by N.J.S.A. 40A:11-5(1)(a) to be published in an appropriate newspaper.

RESOLUTION NO. WW-9-13-11-R

INCREASE AUTHORIZED FUNDING FOR WASTEWATER PURCHASE ORDERS
UNDER NEW JERSEY STATE CONTRACT NOS. T-0640 AND NO. T-1316

WHEREAS, the Middlesex County Utilities Authority (“Authority”) has determined that in order to conduct required activities, the Authority’s Wastewater Division must purchase adequate materials, equipment and supplies; and

WHEREAS, the Authority’s staff evaluates all options in order to recommend the purchase of materials, equipment and supplies that represent the best value and cost available to the Authority; and

WHEREAS, the Authority desires, whenever practicable and advantageous, to utilize the type of New Jersey State Contracts available to local contracting units; and

WHEREAS, pursuant to N.J.S.A. 40A:11-11 the Authority may, without advertising for bids, or having rejected all bids obtained pursuant to advertising therefor, purchase any materials, supplies or equipment under any contract or contracts for such materials, supplies or equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury (“State Contracts”); and

WHEREAS, pursuant to Resolution No. WW-12-12-4-R for reasons of efficiency and economy, the Authority gave blanket resolution authorization for the use of the New Jersey State Contracts for the State “T Numbers”; and

WHEREAS, the Authority’s Staff has recommended that the budget for the State Contracted “T Numbers” be amended as set forth in Attachment No. 1 hereto to increase the Purchase Limit for T-0640 for Fencing by an amount not to exceed \$40,000.00 and T-1316 for Telephone Equipment, Lease & Maintenance Services by an amount not to exceed \$40,000.00; and

WHEREAS, pursuant to N.J.A.C. 5:34-5.1 et seq., the Chief Financial Officer has certified, in writing, the availability of sufficient funds in the Wastewater Operating Budget in the amount not to exceed those set forth for said purchases for each State Contract as set forth in Attachment No. 1 hereto;

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be “Increase Authorized Funding Wastewater Purchase Orders Under New Jersey State Contract Nos. T-0640 and T-1316”, and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The Authority's Purchasing Agent is hereby authorized to execute appropriate documents through the Authority's established Purchase Requisition and Purchase Order Process for the purchase of materials, supplies and equipment under State Contract Nos. T- 0640 and T-1316 as set forth in Attachment No. 1 hereto.

3. Payment for the purchase of materials, supplies and equipment under said State Contract shall be drawn from the Wastewater Operating Budget in amount not to exceed those set forth in Attachment No. 1 hereto.

4. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-12-R

AMEND RESOLUTION WW-8-13-10-R
CHANGE ORDER NO. 9 TO CONTRACT 09-02-9(CTP)(REBID)
CENTRAL TREATMENT PLANT
GENERATORS AND MAIN ELECTRICAL SWITCHGEAR UPGRADES
TRU-VAL ELECTRIC CORP.

WHEREAS, on August 22, 2013, the Middlesex County Utilities Authority (Authority) Commissioners approved the above referenced Resolution WW-8-13-10-R for a credit of (\$24,792.00); and

WHEREAS, upon further discussions between parties, the Board approved credit was revised to \$21,528.00 as detailed in Attachment No.1 attached; and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Amend Resolution WW-8-13-10-R Change Order No. 9 to Contract 09-02-9(CTP)(Rebid)/Central Treatment Plant - Generators and Main Electrical Switchgear Upgrades- Tru-Val Electric Corp." and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The following Change Order shall be and is hereby approved:

Contractor:	Tru-Val Electric Corp.
Contract No.:	09-02-9(CTP)(Rebid)
Change Order No.:	9
Description of Work:	Credit for various costs associated with completed work
Change Order Amount:	(\$21,528.00)
Comments:	NONE

3. The appropriate Officers and Staff of the Authority are hereby authorized and directed to execute said Change Order substantially if the form attached hereto, and subject to final counsel review.

4. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-13-R

CHANGE ORDER No. 1-HSR TO CONTRACT#13-3-4(SPS)
EMERGENCY CONTRACT FOR REPAIR OF STORM DAMAGE
HI VOLT ELECTRIC

WHEREAS, on October 30, 2012 Hurricane Sandy made landfall on the New Jersey shore line causing extensive damage to Middlesex County Utilities Authority (Authority) facilities, mainly the Sayreville and Edison Pump Stations, which was determined to be a condition that was a hazard to the health, safety, and welfare to the public requiring the Authority to declare a state of emergency; and

WHEREAS, the Middlesex County Utilities Authority (Authority) previously executed a contract to and with Hi Volt Electric for Contract 13-3-4(SPS)/Emergency Contract for Repair of Storm Damage; and

WHEREAS, Authority's Staff has recommended the approval and execution of a Change Order to said Contract to provide a 123 day time extension (from October 1, 2013 to February 1, 2014) to the Contract term for no additional funding in order to procure long lead time material required to complete on going repairs at the Sayreville Pump Station; and

WHEREAS, said Change Order has been deemed to be in the best interests of the Authority; and

WHEREAS, the Authority has determined that said Change Order itself does not cause the change orders executed on this Contract to exceed 20% of the Original Contract amount; and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Change Order No. 1-HSR to Contract 13-3-4(SPS)/Emergency Contract For Repair Of Storm Damage- Hi Volt Electric", and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The following Change Order shall be and is hereby approved:

Contractor:	Hi Volt Electric
Contract No.:	13-3-4(SPS)
Change Order No.:	1-HSR
Description of Work:	Extend contract term by 123 calendar days
Change Order Amount:	\$0.00
Comments:	Hurricane Sandy

3. The appropriate Officers and Staff of the Authority are hereby authorized and directed to execute said Change Order substantially in the form attached hereto.

4. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-14-R

CHANGE ORDER No. 6-HSR TO CONTRACT#10-6-1(CTP)
REHABILITATION OF MAIN SUBSTATION APPARATUS &
STANDBY SERVICES FOR NETA MAINTENANCE TESTING
M&L POWER SYSTEMS, INC.

WHEREAS, on October 30, 2012 Hurricane Sandy made landfall on the New Jersey shore line causing extensive damage to Middlesex County Utilities Authority (Authority) facilities, mainly the Sayreville and Edison Pump Stations, which was determined to be a condition that was a hazard to the health, safety, and welfare to the public requiring the Authority to declare a state of emergency; and

WHEREAS, the Middlesex County Utilities Authority (Authority) previously executed a contract to and with M&L Power Systems, Inc. for Contract 10-6-1(CTP)/Rehabilitation of Main Substation Apparatus & Standby Services For NETA Maintenance Testing; and

WHEREAS, based on discussions with Federal Emergency Management Agency (Agency), the Agency recommended utilizing publically bid contracts where possible, the Authority's Staff has recommended the approval and execution of a Change Order to said Contract to extend the contract term 123 calendar days to February 1, 2014, for the purpose of providing continuing emergency Hurricane Sandy storm restoration services at various Authority locations; and

WHEREAS, said Change Order has been deemed to be in the best interests of the Authority; and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Change Order No. 6-HSR to Contract 10-6-1(CTP)/Rehabilitation of Main Substation Apparatus & Standby Services For NETA Maintenance Testing- M&L Power Systems, Inc.", and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The following Change Order shall be and is hereby approved:

Contractor:	M&L Power Systems, Inc.
Contract No.:	10-6-1(CTP)
Change Order No.:	6-HSR
Description of Work:	123 calendar day extension of Contract Term to February 1, 2014
Change Order Amount:	\$ 0.00
Comments:	Hurricane Sandy

3. The Commissioners acknowledge and approve extension of Contract 10-6-1(CTP) through February 1, 2014.

4. The appropriate Officers and Staff of the Authority are hereby authorized and directed to execute said Change Order substantially in the form attached hereto.

5. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. WW-9-13-15-R

AUTHORIZATION TO EXTEND CONTRACT TERM TO OCTOBER 31, 2014
CONTRACT 12-7-1(AC)/SLUDGE MANAGEMENT FACILITY ODOR CONTROL
SYSTEM CLEANING, MAINTENANCE, AND APPURTENANT WORK 11/1/2012 -
10/31/2014

COTHERY CONSTRUCTION COMPANY, INC.

WHEREAS, the Middlesex County Utilities Authority (“Authority”) executed a Contract with Cothery Construction Company, Inc. effective on November 1, 2012, and entitled Contract 12-7-1 (AC)/Sludge Management Facility Odor Control System Cleaning, Maintenance, and Appurtenant Work 11/1/2012 - 10/31/2014, hereinafter “Contract 12-7-1(AC),” and

WHEREAS, the provisions said Contract 12-7-1(AC) established a Contract term running from November 1, 2012, to October 31, 2013, subject to extension through October 31, 2014, by Resolution of the Authority’s Board of Commissioners based upon satisfactory performance of services; and

WHEREAS, the Authority’s technical staff has evaluated the services performed under Contract 12-7-1(AC) and has determined that they have been in substantial compliance with the terms and conditions of Contract 12-7-1(AC); and

WHEREAS, the Authority’s technical staff has recommended the extension of Contract 12-7-1(AC) through October 31, 2014;

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, the Chief Financial Officer shall certify, in writing, the availability of sufficient funds for such supply and delivery services based upon the unit prices set forth in Exhibit C-1 up to the maximum quantities set forth in Exhibit A, for which funding shall be certified as ordered and drawn against the Wastewater Operating Budget;

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be “Extension of Term for Contract 12-7-1(AC)/Sludge Management Facility Odor Control System Cleaning, Maintenance, and Appurtenant Work 11/1/2012 - 10/31/2014- Cothery Construction Company, Inc.,” and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The term of Contract 12-7-1(AC) is hereby extended through October 31, 2014, subject to receipt of current insurance certificates, warranties, indemnifications and other such documentation as Cothery Construction Company may be required to furnish pursuant to the terms and conditions of Contract 12-7-1(AC).

3. Extension of Contract 12-7-1(AC) shall be predicated upon the bid prices set forth in Exhibit C-1 attached hereto.

4. Funding for purchases, supply and delivery under Contract 12-7-1(AC) shall be certified as ordered by the Chief Financial Officer, shall not exceed \$1,456,650.00, and shall be drawn against the Wastewater Operating Budget.

5. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION NO. SW-9-13-16-R

**CONTRACT AWARD - CONTRACT NO. 13-6SW
FURNISH AND DELIVER AGGREGATES AT THE
MIDDLESEX COUNTY LANDFILL**

**TRAP ROCK INDUSTRIES, LLC
STAVOLA CONSTRUCTION MATERIALS, INC.**

WHEREAS, the Middlesex County Utilities Authority (“Authority”) publicly advertised for bids for a contract entitled “Furnish and Deliver Aggregates at the Middlesex County Landfill / Contract No. 13-6SW,” hereinafter referred to as the (“Contract”); and

WHEREAS, on September 20, 2013 the Authority received and publicly opened the three (3) bids received for the Contract from:

Gibraltar Rock, Inc. (Gibraltar)
Trap Rock Industries, LLC (Trap Rock), and
Stavola Construction Materials, Inc. (Stavola)

WHEREAS, said bids are as follows:

GIBRALTAR:

BID ITEM 1A, Top Cover Material, per ton:	\$ 9.93
BID ITEM 2A, Alternative Top Cover, per ton:	\$10.79
BID ITEM 3A, 2 1/2 Inch Clean Stone, per ton:	\$14.75
BID ITEM 3B, Dense Graded Aggregate, per ton:	\$10.49
BID ITEM 3C, 3/4 Inch Clean Stone, per ton:	\$14.24
BID ITEM 4A, Recycled Stone, per ton:	NO BID

TRAP ROCK:

BID ITEM 1A, Top Cover Material, per ton:	\$ 9.58
BID ITEM 2A, Alternative Top Cover, per ton:	NO BID
BID ITEM 3A, 2 1/2 Inch Clean Stone, per ton:	\$13.33
BID ITEM 3B, Dense Graded Aggregate, per ton:	\$ 9.83
BID ITEM 3C, 3/4 Inch Clean Stone, per ton:	\$13.33
BID ITEM 4A, Recycled Stone, per ton:	NO BID

STAVOLA:

BID ITEM 1A, Top Cover Material, per ton:	\$ 9.77
BID ITEM 2A, Alternative Top Cover, per ton:	\$10.69
BID ITEM 3A, 2 1/2 Inch Clean Stone, per ton:	\$13.99
BID ITEM 3B, Dense Graded Aggregate, per ton:	\$ 9.77
BID ITEM 3C, 3/4 Inch Clean Stone, per ton:	\$13.99
BID ITEM 4A, Recycled Stone, per ton:	\$10.34

WHEREAS, the mathematically low bidders on each Bid Item are as follows:

BID ITEM 1A, Top Cover Material	TRAP ROCK
BID ITEM 2A, Alternative Top Cover	STAVOLA
BID ITEM 3A, 2 1/2 Inch Clean Stone	TRAP ROCK
BID ITEM 3B, Dense Graded Aggregate	STAVOLA
BID ITEM 3C, 3/4 Inch Clean Stone	TRAP ROCK
BID ITEM 4A, Recycled Stone, per ton:	STAVOLA

WHEREAS, notwithstanding the individual Unit Prices contained in the Bid documents Trap Rock's combined price for Bid Items 3A, 3B and 3C is the lowest and pursuant to the bid evaluation method prescribed by the Authority's specifications Trap Rock is therefore the lowest responsible and responsive bidder for Bid Item 3; and

WHEREAS, the said bids have been reviewed by the Authority's Counsel and Staff who have advised that the said bid of Trap Rock for Bid Item Nos. 1A and 3 for minimum, maximum and average quantities as set forth in Exhibit A for the Unit Prices set forth in Exhibit C attached hereto, satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid and have recommended that the Contract for these Items be awarded to Trap Rock; and

WHEREAS, the said bids have been reviewed by the Authority's Counsel and Staff who have advised that the said bid of Stavola for Bid Item Nos. 2A and 4A for minimum, maximum and average quantities as set forth in Exhibit A for the Unit Prices set forth in Exhibit C attached hereto, satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid and have recommended that the Contract for these Items be awarded to Stavola; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4 *et seq.*, the Chief Financial Officer shall certify, in writing, the availability of sufficient funds for such supply and delivery services based upon the unit prices set for in Exhibit C-1 up to the maximum quantities set forth in the attached excerpt from Exhibit A for the Bid Items identified herein, for which funding shall be certified as ordered and drawn against the amount allotted in the Solid Waste Division Operating Budget.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Contract Award - Contract No. 13-6SW/Furnish and Deliver Aggregates at the Middlesex County Landfill –Trap Rock Industries, LLC – Item Nos. 1A and 3 and Stavola Construction Material, Inc. – Item Nos. 2A and 4A," and all subsequent documents concerning the matters addressed herein shall reference this title.
2. The Commissioners hereby find and accept the Trap Rock bid for only Bid Item Nos. 1A and 3 to be the lowest responsive and responsible bid for the Contract as set forth in Exhibit C-1 attached hereto.

3. The Commissioners hereby find and accept the Stavola bid for only Bid Item Nos. 2A and 4A to be the lowest responsive and responsible bid for the Contract as set forth in Exhibit C-1 attached hereto.

4. The amount of the Contracts referenced above shall not exceed the following extended totals without further authorization from the Authority Commissioners, but the not-to-exceed amounts stated below shall not be deemed to modify any term of the specifications with respect to the Authority's minimum or maximum purchase of any category of material under the Contracts, all of which terms shall be governed by the specifications in each case:

BID ITEM 1A, Top Cover Material	\$1,149,000.00
BID ITEM 2A, Alternative Top Cover	\$ 855,200.00
BID ITEM 3A, 2 1/2 Inch Clean Stone	\$ 93,310.00
BID ITEM 3B, Dense Graded Aggregate	\$ 24,575.00
BID ITEM 3C, 3/4 Inch Clean Stone	\$ 6,665.00
BID ITEM 4A, Recycled Stone	\$ 51,700.00

5. The Commissioners hereby accept the Total Extended Price for the Contract term in the amount of \$1,149,600.00 for Bid Item No. 1A of Trap Rock to be the lowest recognized and responsible bid for the Contract.

6. The Commissioners hereby accept the Total Extended Price for the Contract term in the amount of \$855,200.00 for Bid Item No. 2A of Stavola to be the lowest recognized and responsible bid for the Contract.

7. The Commissioners hereby accept the Total Extended Price for the Contract term in the amount of \$124,550.00 for Bid Item No. 3 of Trap Rock to be the lowest recognized and responsible bid for the Contract.

8. The Commissioners hereby accept the Total Extended Price for the Contract term in the amount of \$51,700.00 for Bid Item No. 4A of Stavola to be the lowest recognized and responsible bid for the Contract.

9. Funding for the purchase, supply and delivery under the Contracts shall be certified as ordered by the Chief Financial Officer and shall be drawn against the Solid Waste Division Operating Budget.

10. The Executive Director is hereby authorized and directed to notify Trap Rock of the acceptance of its bid for Item Nos. 1A and 3 and Stavola of the acceptance of its bid for Item Nos. 2A and 4A, and the Chairman or Vice Chairman and Secretary are authorized to execute any and all contracts with said bidder as required by the Contract.

11. The Bid Securities of all unsuccessful bidders shall be returned to said unsuccessful bidders upon receipt, by the Authority, of executed Contracts by the successful bidders together with a Performance and Payment Bond and required Certificates of Insurance.
12. Although each of the Contracts is to be deemed separate for accounting purposes, for administrative convenience the Authority may accept a single form of contract and a single performance security from Trap Rock in the amount of \$1,274,150.00 for Bid Item Nos. 1A and 3, a single form of contract and single performance security from Stavola in the amount of \$906,900.00 for Bid Item Nos. 2A and 4A.
13. This Resolution shall take effect immediately following Freeholder review period.

RESOLUTION NO. WW-9-13-17-R

**RESOLUTION AUTHORIZING AGREEMENT WITH THE BOROUGH OF CARTERET
FOR DELIVERY OF CERTAIN MATERIAL TO
THE MIDDLESEX COUNTY LANDFILL**

WHEREAS, the Middlesex County Utilities Authority (“MCUA”) owns and operates a state of the art landfill facility located in East Brunswick, Middlesex County, New Jersey commonly known as the Middlesex County Landfill (the “Landfill”); and

WHEREAS, the Borough of Carteret (Carteret) is undertaking a Marina Project involving the removal of dredge spoils (Material), which Material will be processed by Carteret into a form useable for Landfill operations;

WHEREAS, Carteret desires to deliver the Material to the Landfill and the MCUA is willing to accept up to 30,000 cubic yards of the Material for use at the Landfill; and

WHEREAS, the Executive Director and General Counsel have negotiated a proposed Agreement with Carteret for the acceptance of the Material in accordance with the terms and conditions set forth in the Agreement (“Agreement”), which includes the payment by Carteret of \$20.00 for each ton of material delivered to the landfill.

NOW, THEREFORE BE IT RESOLVED by the Commissioners of the MCUA as follows:

1. For all future reference the title of this Resolution shall be “Resolution Authorizing Agreement with the Borough of Carteret for Delivery of Certain Material to the Middlesex County Landfill.”
2. The Commissioners hereby approve the Agreement between the MCUA and Carteret in substantially the form annexed hereto and authorizes the Executive Director to execute such Agreement.
3. This Resolution shall take effect upon the expiration of the Freeholders’ veto period in accordance with law.