

RESOLUTION #85-20

2020 Revenue Fund

BE IT RESOLVED, by the South Monmouth Regional Sewerage Authority that Revenue Fund Requisition #11-20 in the total amount of \$ 385,004.37 is hereby approved for transfer as follows:

1. That \$ 250,706.78 is transferred from the Revenue Fund to the Operating Fund in satisfaction of all approved bills attached hereto and made a part thereof as of this date.
2. That \$ 134,297.59 is transferred from the Revenue Fund to the Payroll Fund to reimburse the Authority for the prior month's gross payroll and employer payroll taxes.

BE IT FURTHER RESOLVED, that bills listed in the aforesaid Revenue Fund Requisition be and are hereby approved for payment from the Operating and Payroll Funds.

CERTIFIED TO BE A TRUE COPY OF A RESOLUTION DULY ADOPTED BY THE SOUTH MONMOUTH REGIONAL SEWERAGE AUTHORITY AT ITS REGULAR OPEN PUBLIC MEETING ON 11-12-20.

BY: Ken Farrell
KEN FARRELL – SECRETARY

2020 REVENUE FUND REQUISITION

Requisition #11-20

Total of Requisition: \$ 385,004.37

Date: November 12, 2020

CERTIFICATION

I hereby certify, on behalf of the South Monmouth Regional Sewerage Authority, that the expenses listed on the attached Revenue Fund Requisition have been approved for payment by the Authority. I further certify that (1) the expenses listed are reasonable, (2) the amounts being requisitioned for expenses plus amounts previously requisitioned during the present fiscal quarter for expenses classifiable in the same accounts do not exceed the amounts budgeted for those accounts for the quarter in the current budget on file with the Trustee.

SOUTH MONMOUTH REGIONAL SEWERAGE AUTHORITY

BY:



JOSEPH C. MAY - CHAIRMAN

SOUTH MONMOUTH REGIONAL SEWERAGE AUTHORITY
Supplemental Information to Requisition # 11 - 20
9-Nov-20

Total amount of checks **191,024.39**

Plus:

State Health Benefit Programs - Medical	37,070.18
State Health Benefit Programs - Rx	6,735.86
State Health Benefit Programs - Retirees	13,522.91
BC/BS - Dental Program	1,932.07
VSP - Eye Care	602.60

Re-imburse SMRSA for October, 2020 Gross Payroll	125,090.35
Re-imburse SMRSA for October, 2020 Employer Portion Federal Payroll Taxes	9,207.24

SUB - TOTAL **194,161.21**

Adjustments:

	0.00
Vodi # 19622	-181.23
	<u>0.00</u>

SUB - TOTAL **-181.23**

REQUESTED AMOUNT OF WIRE TRANSFER **385,004.37**

WIRE INSTRUCTIONS:

A/P Checks	191,024.39
SHBP	57,328.95
Dental/ Vision	2,534.67
Adjustments	<u>-181.23</u>

TO OPERATING ACCOUNT **250,706.78**

Payroll & Related Taxes	134,297.59
Adjustments	<u>0.00</u>

TO PAYROLL ACCOUNT **134,297.59**

REQUESTED AMOUNT OF WIRE TRANSFER **385,004.37**

0.00

Range of Checking Accts: OPERATING to OPERATING Range of Check Ids: 19714 to 19789
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/void Ref NUM
19714	11/19/20	ADPINC50 ADP, LLC	1,065.50	233
19715	11/19/20	ADVANC60 ADVANCED GAS ENGINE SOLUTIONS	3,852.49	233
19716	11/19/20	ALLIN005 ALL INDUSTRIAL SAFETY PROD,INC	87.30	233
19717	11/19/20	ALLISO50 ALLISON PEST CONTROL	60.00	233
19718	11/19/20	AMERIO10 AMERICAN AQUATIC TESTING, INC	1,100.00	233
19719	11/19/20	APUZZ005 Apuzzo, William	330.00	233
19720	11/19/20	ASBURY33 ASBURY PARK PRESS	80.90	233
19721	11/19/20	ASHOME50 A'S HOME & GARDEN CENTER	23.75	233
19722	11/19/20	BANKO005 BANK OF AMERICA	1,497.35	233
19723	11/19/20	BETSY50 BETSY CONDIOTTI & ASSOCIATES	263.00	233
19724	11/19/20	BOROU48 BOROUGH OF MANASQUAN	92.22	233
19725	11/19/20	BOROU72 BOROUGH OF SPRING LAKE	201.36	233
19726	11/19/20	BOROU84 BOROUGH OF SPRING LAKE HT	243.75	233
19727	11/19/20	COAST50 COASTAL SOLUTIONS INC.	1,847.69	233
19728	11/19/20	COAST50 COASTAL SOLUTIONS INC.	1,177.12	233
19729	11/19/20	COASTS50 COAST STAR	216.20	233
19730	11/19/20	CONFIRE5 CONFIRE5 FIRE PROTECTION SVC	1,107.00	233
19731	11/19/20	DIFI50 D-FI PRODUCTIONS INC	415.00	233
19732	11/19/20	ENDRE005 ENDRESS & HAUSER, INC	1,984.75	233
19733	11/19/20	ENVIRO15 ENVIROLUCTIONS LLC	1,915.00	233
19734	11/19/20	FAZZIO50 Joseph Fazzio - Wall LLC	762.77	233
19735	11/19/20	FERGUS55 FERGUSON ENTERPRISES	2,332.11	233
19736	11/19/20	GARDE005 GARDEN STATE LABORATORIES, INC	207.50	233
19737	11/19/20	GEN-EL50 GEN-EL INDUSTRIES INC.	10,124.83	233
19738	11/19/20	GIGMOR01 GIG MORRIS FLORIST	174.95	233
19739	11/19/20	GILLE005 Gillette, Joseph	412.50	233
19740	11/19/20	GUAMI005 GAUM INC	1,512.00	233
19741	11/19/20	HARPE005 HARP ENVIRONMENTAL, LLC	750.00	233
19742	11/19/20	HOMED50 HOME DEPOT CREDIT SERVICE	1,770.51	233
19743	11/19/20	IDEXX005 IDEXX DISTRIBUTION, INC	761.10	233
19744	11/19/20	JCIJON50 JCI JONES CHEMICALS INC	12,305.16	233
19745	11/19/20	JERSEY16 JERSEY CENTRAL POWER & LI	16,762.03	233
19746	11/19/20	KESSLE50 KESSLER INSTRUMENTS INC.	324.50	233
19747	11/19/20	LANG005 LANGEL, KRISTEN	292.77	233
19748	11/19/20	LORCOP50 LORCO PETROLEUM SERVICES	200.00	233
19749	11/19/20	MANNAB50 MANNA & BONELLO P.A.	3,389.00	233
19750	11/19/20	MCMAST50 MCMASTER-CARR	248.21	233
19751	11/19/20	MEDI50 Medical Express	374.20	233
19752	11/19/20	MGL50 MGL Printing solutions	367.50	233
19753	11/19/20	MILLER50 MILLER, SUSAN	329.53	233
19754	11/19/20	MONMOU32 MONMOUTH COUNTY TREASURER	1,316.46	233
19755	11/19/20	MONMOU64 MONMOUTH TELECOM	339.31	233
19756	11/19/20	MOONE005 MOONEYHAN, BRIAN	412.50	233
19757	11/19/20	NJDIVM50 NJ MOTOR VEHICLES COMMISSION	1,020.50	233
19758	11/19/20	NJDIVM50 NJ MOTOR VEHICLES COMMISSION	75.00	233
19759	11/19/20	NJNATL33 NJ NAT'L GAS	367.53	233
19760	11/19/20	ONECAL55 ONE CALL CONCEPTS	620.26	233
19761	11/19/20	OPTIM005 OPTIMUM	362.46	233
19762	11/19/20	PANTEK50 PANTek Technologies, LLC	580.00	233
19763	11/19/20	PASSAI50 PASSAIC VALLEY SEWERAGE	4,855.00	233
19764	11/19/20	PATROC50 PMR Building Maintenance, LLC	575.00	233

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
19765	11/19/20	PETRO50 PETROCHOICE - CRAFT OIL	2,868.45		233
19766	11/19/20	PREMIER5 Premier Magnesia, LLC	25,797.73		233
19767	11/19/20	PURCH33 PURCHASE POWER PROC	500.00		233
19768	11/19/20	RARIT005 RARITAN SUPPLY GROUP, INC	37,047.86		233
19769	11/19/20	RUSSEL50 RUSSELL REID	12,439.61		233
19770	11/19/20	SCREWS50 SCREWS UNLIMITED, C & G	820.00		233
19771	11/19/20	SEABOA66 SEABOARD WELDING SUPPLY	1,615.44		233
19772	11/19/20	SHERMA50 SHERWIN WILLIAMS COMPANY,	1,160.25		233
19773	11/19/20	SHOREI50 SHORE INDUSTRIAL/IDEAL SU	12.72		233
19774	11/19/20	SIGNL005 SIGN LANGUAGE AIDE, LLC	200.00		233
19775	11/19/20	STONYB55 STONY BROOK REGIONAL	4,498.20		233
19776	11/19/20	TAYLOR50 TAYLOR HARDWARE STORE	50.20		233
19777	11/19/20	USABLU50 USA BLUE BOOK	102.68		233
19778	11/19/20	VANWIC50 VAN WICKLE AUTO SUPPLY	315.39		233
19779	11/19/20	VERIWIRE Verizon Wireless	363.02		233
19780	11/19/20	VERIZO25 VERIZON	711.90		233
19781	11/19/20	WALLTO50 WALL TOWNSHIP WATER/SEWER	961.88		233
19782	11/19/20	WASTEM50 WASTE MANAGEMENT OF NJ	90.64		233
19783	11/19/20	WATERW66 WATERWORKS SUPPLY CO	890.04		233
19784	11/19/20	WBMASON W.B. MASON	1,177.65		233
19785	11/19/20	WIELK005 WIELKOTZ & COMPANY, LLC	450.00		233
19786	11/19/20	WILLI50 WILLIER ELECTRIC MOTOR REPAIR	15,251.80		233
19787	11/19/20	WORKNG50 WORK 'N GEAR	97.75		233
19788	11/19/20	WRIGHT50 WEX Bank - WrightExpress	1,045.27		233
19789	11/19/20	WRIGHT50 WEX Bank - WrightExpress	1,070.34		233

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	76	0	191,024.39	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	76	0	191,024.39	0.00

RESOLUTION #86-20

Resolution Promotion of Mr. Jesse Haines to the Position of Journeyman II

WHEREAS, the Executive Director has consulted with Management Team and subsequently recommends to the Human Resource Committee of the South Monmouth Regional Sewerage Authority that the need exists to fill a current vacancy of a Journeyman II; and

WHEREAS, in accordance with the current collective bargaining agreement this position vacancy has been duly advertised; and

WHEREAS, after considering all potential and interested candidates the Executive Director recommends that Mr. Jesse Haines currently an Apprentice II be promoted to the position of Journeyman II to fill said vacancy; and

WHEREAS, it is desirous of the Authority to promote Mr. Jesse Haines to the position of Journeyman II.

NOW, THEREFORE, BE IT RESOLVED that the South Monmouth Regional Sewerage Authority approves the appointment and promotion of Mr. Jesse Haines as a Journeyman II effective November 16, 2020, at a salary of \$27.00 per hour as further described in the aforementioned collective bargaining agreement.

BE IT FURTHER RESOLVED that the Director of Human Resources is herein directed and authorized to facilitate all necessary changes in Mr. Haines's employment status to facilitate said promotion.

CERTIFIED TO BE A TRUE COPY OF A RESOLUTION
DULY ADOPTED BY THE SOUTH MONMOUTH
REGIONAL SEWERAGE AUTHORITY AT ITS REGULAR
OPEN PUBLIC MEETING ON 11-12-20.



KEN FARRELL - SECRETARY

RESOLUTION #87-20

Resolution Promotion of Mr. Tyler Zambella to the Position of Operator Journeyman

WHEREAS, the Executive Director has consulted with Management Team and subsequently recommends to the Human Resource Committee of the South Monmouth Regional Sewerage Authority that the need exists to fill a current vacancy of an Operator Journeyman; and

WHEREAS, in accordance with the current collective bargaining agreement this position vacancy has been duly advertised; and

WHEREAS, after considering all potential and interested candidates the Executive Director recommends that Mr. Tyler Zambella currently an Support Services Apprentice II be promoted to the position of Operator Journeyman to fill said vacancy; and

WHEREAS, it is desirous of the Authority to promote Mr. Tyler Zambella to the position of Operator Journeyman.

NOW, THEREFORE, BE IT RESOLVED that the South Monmouth Regional Sewerage Authority approves the appointment and promotion of Mr. Tyler Zambella as a Journeyman effective December 7, 2020, at a salary of \$31.10 per hour as further described in the aforementioned collective bargaining agreement.

BE IT FURTHER RESOLVED that the Director of Human Resources is herein directed and authorized to facilitate all necessary changes in Mr. Zambella's employment status to facilitate said promotion.

CERTIFIED TO BE A TRUE COPY OF A RESOLUTION
DULY ADOPTED BY THE SOUTH MONMOUTH
REGIONAL SEWERAGE AUTHORITY AT ITS REGULAR
OPEN PUBLIC MEETING ON 11-12-20.



KEN FARRELL - SECRETARY

RESOLUTION #88-20

Resolution Authorizing the Award of a Non-Fair and Open Contract for the Rental of Temporary Piping and Fittings as it Relates to the Force Main/Outfall Pipe Project

WHEREAS, the South Monmouth Regional Sewerage Authority has a need to Rent certain Pipes and Fittings in connection with the Force Main/Outfall Pipe Project in Manasquan as a Non-fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

WHEREAS, Xylem Dewatering Solutions of Edison, New Jersey hereinafter referred to as the Contractor, has submitted a proposal dated November 6, 2020 indicating they will perform aforesaid services for \$12,422.70; and

WHEREAS, the Finance Manager has determined and certified in writing that the value of the acquisition will exceed the cumulative \$17,500.00 annual Pay to Play threshold for this contractor, but not exceed the \$44,000.00 Public Bidding Threshold for entities employing a qualified Purchasing Agent; and

WHEREAS, the Contractor has completed and submitted a Business Entity Disclosure Certification which certifies that the Contractor has not made any reportable contributions to a political or candidate committee in any municipality within the South Monmouth Regional Sewerage Authority Service Area in the previous one year, and that the contract will prohibit the Contractor from making any reportable contributions through the term of the contract; and

WHEREAS, The Finance Officer has certified that there are sufficient funds available to pay the compensation for said services according to N.J.A.C. 5:30-5.4.

NOW THEREFORE, BE IT RESOLVED that the Commissioners of the South Monmouth Regional Sewerage Authority authorizes the Executive Director to enter into a contract with the Contractor as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that public notice of the award of said contract shall be advertised publicly by the Authority, as required by law.

CERTIFIED TO BE A TRUE COPY OF A RESOLUTION
DULY ADOPTED BY THE SOUTH MONMOUTH
REGIONAL SEWERAGE AUTHORITY AT ITS REGULAR
MEETING ON 11-12-20.



KEN FARRELL – SECRETARY

BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
 Required Pursuant To N.J.S.A. 19:44A-20.8
SOUTH MONMOUTH REGIONAL SEWERAGE AUTHORITY

Part I – Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that the Xylem Dewatering Solutions, Inc. has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding _____ to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the **Boroughs of Belmar, Brielle, Manasquan, Lake Como, Sea Girt, Spring Lake, Spring Lake Heights and Wall** as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

See Attached Lists	

Part II – Ownership Disclosure Certification

× I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership
 Corporation
 Sole Proprietorship
 Subchapter S Corporation
 Limited Partnership
 Limited Liability Corporation
 Limited Liability Partnership

Name of Stock or Shareholder	Home Address
<u>None</u>	

Part 3 – Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: Xylem Dewatering Solutions, Inc

Signed: *Michael P. Ivory*

Print Name: Michael P. Ivory

Title: Regional Sales Manager - NE

Date: 10-29-2020



Subscribed and sworn before me this 29th day of October, 2020

My Commission expires: 03/03/2021



Diane M. Temean

(Affiant) Diane M. Temean, Notary
 State of New Jersey
 County of Gloucester

(Print name & title of affiant) (Corporate Seal)

BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
Required Pursuant To N.J.S.A. 19:44A-20.8
SOUTH MONMOUTH REGIONAL SEWERAGE AUTHORITY

The following is statutory text related to the terms and citations used in the Business Entity Disclosure Certification form.

“Local Unit Pay-To-Play Law” (P.L. 2004, c.19, as amended by P.L. 2005, c.51)

19:44A-20.6 Certain contributions deemed as contributions by business entity.

5. When a business entity is a natural person, a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity. When a business entity is other than a natural person, a contribution by any person or other business entity having an interest therein shall be deemed to be a contribution by the business entity.

19:44A-20.7 Definitions relative to certain campaign contributions.

6. As used in sections 2 through 12 of this act:

“business entity” means any natural or legal person, business corporation, professional services corporation, limited liability company, partnership, limited partnership, business trust, association or any other legal commercial entity organized under the laws of this State or of any other state or foreign jurisdiction;

“interest” means the ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit, as appropriate;

Temporary and Executing

12. Nothing contained in this act shall be construed as affecting the eligibility of any business entity to perform a public contract because that entity made a contribution to any committee during the one-year period immediately preceding the effective date of this act.

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**The New Jersey Campaign Contributions and Expenditures Reporting Act (N.J.S.A. 19:44A-1 et seq.)**

**19:44A-3 Definitions.** In pertinent part...

p. The term "political party committee" means the State committee of a political party, as organized pursuant to R.S.19:5-4, any county committee of a political party, as organized pursuant to R.S.19:5-3, or any municipal committee of a political party, as organized pursuant to R.S.19:5-2.

q. The term "candidate committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) for the purpose of receiving contributions and making expenditures.

r. the term "joint candidates committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) by at least two candidates for the same elective public offices in the same election in a legislative district, county, municipality or school district, but not more candidates than the total number of the same elective public offices to be filled in that election, for the purpose of receiving contributions and making expenditures. For the purpose of this subsection: ...; the offices of member of the board of chosen freeholders and county executive shall be deemed to be the same elective public offices in a county; and the offices of mayor and member of the municipal governing body shall be deemed to be the same elective public offices in a municipality.

**19:44A-8 and 16 Contributions, expenditures, reports, requirements.**

*While the provisions of this section are too extensive to reprint here, the following is deemed to be the pertinent part affecting amounts of contributions:*

“The \$300 limit established in this subsection shall remain as stated in this subsection without further adjustment by the commission in the manner prescribed by section 22 of P.L.1993, c.65 (C.19:44A-7.2)

# C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

## Public Agency Instructions

This page provides guidance to public agencies entering into contracts with business entities that are required to file Political Contribution Disclosure forms with the agency. **It is not intended to be provided to contractors.** What follows are instructions on the use of form local units can provide to contractors that are required to disclose political contributions pursuant to N.J.S.A. 19:44A-20.26 (P.L. 2005, c. 271, s.2). Additional information on the process is available in Local Finance Notice 2006-1 ([www.nj.gov/dca/lgs/lfns/lfnmenu.shtml](http://www.nj.gov/dca/lgs/lfns/lfnmenu.shtml)).

1. The disclosure is required for all contracts in excess of \$17,500 that are **not awarded** pursuant to a “fair and open” process (N.J.S.A. 19:44A-20.7).
2. Due to the potential length of some contractor submissions, the public agency should consider allowing data to be submitted in electronic form (i.e., spreadsheet, pdf file, etc.). Submissions must be kept with the contract documents or in an appropriate computer file and be available for public access. **The form is worded to accept this alternate submission.** The text should be amended if electronic submission will not be allowed.
3. The submission must be **received from the contractor and** on file at least 10 days prior to award of the contract. Resolutions of award should reflect that the disclosure has been received and is on file.
4. The contractor must disclose contributions made to candidate and party committees covering a wide range of public agencies, including all public agencies that have elected officials in the county of the public agency, state legislative positions, and various state entities. The Division of Local Government Services recommends that contractors be provided a list of the affected agencies. This will assist contractors in determining the campaign and political committees of the officials and candidates affected by the disclosure.
  - a. The Division has prepared model disclosure forms for each county. They can be downloaded from the “County PCD Forms” link on the Pay-to-Play web site at [www.nj.gov/dca/lgs/p2p](http://www.nj.gov/dca/lgs/p2p). They will be updated from time-to-time as necessary.
  - b. A public agency using these forms **should edit them to properly reflect the correct legislative district(s)**. As the forms are county-based, **they list all legislative districts** in each county. **Districts that do not represent the public agency should be removed from the lists.**
  - c. Some contractors may find it easier to provide a single list that covers all contributions, regardless of the county. These submissions are appropriate and should be accepted.
  - d. The form may be used “as-is”, subject to edits as described herein.
  - e. The “Contractor Instructions” sheet is intended to be provided with the form. It is recommended that the Instructions and the form be printed on the same piece of paper. The form notes that the Instructions are printed on the back of the form; where that is not the case, the text should be edited accordingly.
  - f. The form is a Word document and can be edited to meet local needs, and posted for download on web sites, used as an e-mail attachment, or provided as a printed document.
5. It is recommended that the contractor also complete a “Stockholder Disclosure Certification.” This will assist the local unit in its obligation to ensure that contractor did not make any prohibited contributions to the committees listed on the Business Entity Disclosure Certification in the 12 months prior to the contract. (See Local Finance Notice 2006-7 for additional information on this obligation) A sample Certification form is part of this package and the instruction to complete it is included in the Contractor Instructions.  
**NOTE: This section is not applicable to Boards of Education.**

# C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

## Contractor Instructions

Business entities (contractors) receiving contracts from a public agency that are NOT awarded pursuant to a “fair and open” process (defined at N.J.S.A. 19:44A-20.7) are subject to the provisions of P.L. 2005, c. 271, s.2 (N.J.S.A. 19:44A-20.26). This law provides that 10 days prior to the award of such a contract, the contractor shall disclose contributions to:

- any State, county, or municipal committee of a political party
- any legislative leadership committee\*
- any continuing political committee (a.k.a., political action committee)
- any candidate committee of a candidate for, or holder of, an elective office:
  - of the public entity awarding the contract
  - of that county in which that public entity is located
  - of another public entity within that county
  - or of a legislative district in which that public entity is located or, when the public entity is a county, of any legislative district which includes all or part of the county

The disclosure must list reportable contributions to any of the committees that exceed \$300 per election cycle that were made during the 12 months prior to award of the contract. See N.J.S.A. 19:44A-8 and 19:44A-16 for more details on reportable contributions.

N.J.S.A. 19:44A-20.26 itemizes the parties from whom contributions must be disclosed when a business entity is not a natural person. This includes the following:

- individuals with an “interest” ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit
- all principals, partners, officers, or directors of the business entity or their spouses
- any subsidiaries directly or indirectly controlled by the business entity
- IRS Code Section 527 New Jersey based organizations, directly or indirectly controlled by the business entity and filing as continuing political committees, (PACs).

When the business entity is a natural person, “a contribution by that person’s spouse or child, residing therewith, shall be deemed to be a contribution by the business entity.” [N.J.S.A. 19:44A-20.26(b)] The contributor must be listed on the disclosure.

Any business entity that fails to comply with the disclosure provisions shall be subject to a fine imposed by ELEC in an amount to be determined by the Commission which may be based upon the amount that the business entity failed to report.

The enclosed list of agencies is provided to assist the contractor in identifying those public agencies whose elected official and/or candidate campaign committees are affected by the disclosure requirement. It is the contractor’s responsibility to identify the specific committees to which contributions may have been made and need to be disclosed. The disclosed information may exceed the minimum requirement.

The enclosed form, a content-consistent facsimile, or an electronic data file containing the required details (along with a signed cover sheet) may be used as the contractor’s submission and is disclosable to the public under the Open Public Records Act.

The contractor must also complete the attached Stockholder Disclosure Certification. This will assist the agency in meeting its obligations under the law. **NOTE: This section does not apply to Board of Education contracts.**

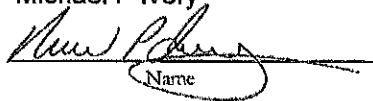
\* N.J.S.A. 19:44A-3(s): “The term “legislative leadership committee” means a committee established, authorized to be established, or designated by the President of the Senate, the Minority Leader of the Senate, the Speaker of the General Assembly or the Minority Leader of the General Assembly pursuant to section 16 of P.L.1993, c.65 (C.19:44A-10.1) for the purpose of receiving contributions and making expenditures.”





**South Monmouth Regional Sewerage Authority  
Non-Fair and Open Contract  
Political Contribution Disclosure**

If awarded to Xylem Dewatering Solution, Inc this contract will be based on the merits and abilities of \_\_\_Xylem Dewatering Solutions, Inc to provide the goods or services as described herein. This contract will not be awarded through a “Fair and Open Process” pursuant to N.J.S.A. 19:44A-20.4 et seq. As such, the undersigned does hereby attest that Xylem Dewatering Solutions, Inc it’s subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution, in excess of \$300, that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to any political party committee in the any municipality of the Authority service area if a member of that political party is serving in an elective public office of that municipality when the contract is awarded, or to any candidate committee of any person serving in an elective public office of that municipality when the contract is awarded.

Michael P Ivory  
  
Name

10-29-2020  
Date

Regional Sales Manager  
Official Position