

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

CONSENT RESOLUTION

Date: February 17, 2015

RESOLVED,

BE IT RESOLVED, that the following Consent Resolution herewith listed having been considered by the Commissioners of this Authority be and are hereby passed and approved.

RESOLUTIONS

- 09-2015 Approval of vouchers, payroll and tax deposits
- 10-2015 Approving Change Order No. 1 for Contract No. 264 – Pulis Avenue Sewer Extension under the NYS&W Railroad
- 11-2015 Approving Change Order No. 2 – Final for Contract No. 261 – Darlington Road Pump Station Valve Actuator and isolation Valve Installation Project
- 12-2015 Award of Contract No. 268 – Incinerator Emissions Upgrade Project
- 13-2015 Award of Contract No. 269 – Disposal of Incinerator Ash
- 14-2015 Approval of 2015 Meeting Schedule
- 15-2015 Appointment of Official Newspapers for 2015
- 16-2015 Regular Employment – Bart Brophy, Operations Supervisor
- 17-2015 Qualifications of Individuals/Firms for provision of Auditing Services
- 18-2015 Qualification of Individuals/Firms for provision of Engineering Services
- 19-2015 Qualification of Individuals/Firms for provision of Legal Services
- 20-2015 Qualifications of Individuals/Firms for provision of Bond Counsel
- 21-2015 Retention of Authority Auditor for 2015
- 22-2015 Retention of Authority Engineer 2015
- 23-2015 Retention of Authority Engineer for 2016 Service Charges
- 24-2015 Retention of Authority Engineer for General Incinerator Advice
- 25-2015 Retention of Authority General Counsel

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

CONSENT RESOLUTION

Date: February 17, 2015

- 26-2015 Retention of Authority Labor Counsel
- 27-2015 Retention of Authority Labor Counsel
- 28-2015 Retention of Authority Special Counsel
- 29-2015 Retention of Bond Counsel
- 30-2015 Retention of Risk Manager
- 31-2015 Authorization to enter into a Shared Services Agreement with the Borough of Saddle River
- 32-2015 Northwest Bergen County Utilities Authority, NJEIFP Loan No. S340700-NEW

MOTIONS

- 2015-03 Authorization for Executive Director and Assistant Executive Director to attend AEA Conference



 SECRETARY



 CHAIRMAN

See attached for all roll call votes

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelاهر	Plumley	Salazer	Chewcaskie
Offered									
Seconded									
Aye									
Nay									
Absent									
Abstain									
Recuse									

Roll Call Vote for: Resolution No. 09-2015 through 11-2015 and 13-2015 through 18-2015

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded			✓						
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

Roll Call Vote for Resolution 12-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye	✓	✓		✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse			✓						

Roll Call Vote for Resolution 19-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded								✓	
Aye	✓	✓	✓	✓		✓	✓	✓	
Nay									
Absent									
Abstain									
Recuse					✓				✓

Roll Call vote for Resolution No. 20-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded				✓					
Aye	✓	✓		✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse			✓						

Roll Call vote for Resolution No. 21-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered						✓			
Seconded					✓				
Aye	✓	✓	✓		✓	✓	✓	✓	✓
Nay				✓					
Absent									
Abstain									
Recuse									

Roll Call vote for Resolution No. 22-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded					✓				
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

Roll Call vote for Resolution No. 23-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded						✓			
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

Roll Call vote for Resolution No. 24-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded				✓					
Aye	✓	✓		✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse			✓						

Roll Call vote for Resolution No. 25-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded				✓					
Aye	✓	✓	✓	✓			✓	✓	✓
Nay						✓			
Absent									
Abstain									
Recuse					✓				

Roll Call vote for Resolution No. 26-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered								✓	
Seconded				✓					
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

Roll Call vote for Resolution No. 27-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered			✓						
Seconded						✓			
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

Roll Call vote for Resolution No. 28-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded					✓				
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

Roll Call vote for Resolution No. 29-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded				✓					
Aye	✓	✓		✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse			✓						

Roll Call vote for Resolution No. 30-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded		✓							
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

Roll Call vote for Resolution No. 31-2015 & 32-2015:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded								✓	
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

Roll Call vote for Motion 2015-03:

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaheer	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded						✓			
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. CS-FEB-2015

Date: February 17, 2015

**AUTHORIZATION TO GO INTO CLOSED SESSION TO DISCUSS THE
APPOINTMENT OF VARIOUS PROFESSIONALS AND CONSULTANTS**

WHEREAS, the meetings of the Commissioners of the Northwest Bergen County Utilities Authority (the "Authority") are subject to the Open Public Meetings Act, N.J.S.A. 10:4-1, et seq. ("OPMA"); and

WHEREAS, in accordance with the OPMA, the Authority may exclude the public from that portion of any meeting in which the Commissioners discuss matters involving the appointment of various professionals and consultants; and

WHEREAS, the Commissioners wish to review and discuss the various professionals that have submitted their qualifications in response to the Authority's Request for Qualification for the following positions

- (i) Authority Auditor for 2015
- (ii) Authority Engineer 2015
- (iii) Authority Engineer for 2016 Service Charges
- (iv) Authority Engineer for General Incinerator Advice
- (v) Authority General Counsel
- (vi) Authority Labor Counsel
- (vii) Authority Special Counsel
- (viii) Bond Counsel
- (ix) Risk Manager

(the "Positions"); and

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners of the Northwest Bergen County Utilities Authority go into closed session to discuss and consider the various professionals for appointments to the Positions; and be it

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. CS-FEB-2015

Date: February 17, 2015

AUTHORIZATION TO GO INTO CLOSED SESSION TO DISCUSS THE APPOINTMENT OF VARIOUS PROFESSIONALS AND CONSULTANTS

FURTHER RESOLVED, that the matters to be discussed in closed session may be disclosed to the public at a time in the future when these issues have been resolved and such disclosure will not harm the Authority.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered			✓						
Seconded						✓			
Aye	✓		✓		✓	✓	✓	✓	✓
Naye		✓		✓					
Absent									
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 09-2015

Date: February 17, 2015

APPROVAL OF VOUCHERS, PAYROLL TRANSFERS, PAYROLL TAX DEPOSITS AND PENSIONS & BENEFITS TRANSFERS

WHEREAS, the Northwest Bergen County Utilities Authority has received vouchers in claim for payment of materials supplied and/or rendered; and

WHEREAS, the said vouchers have been reviewed and the amount indicated on each voucher has been determined to be due and owing; and

WHEREAS, the Northwest Bergen County Utilities Authority has made payroll transfers, payroll tax deposits and Pensions & Benefits transfers for the month of January 2015 and Health Benefits and Dental Benefits transfers for February 2015; and

WHEREAS, the Commissioners of the Authority have reviewed the vouchers, payroll transfers, payroll tax deposits, Pensions and Benefits, and Health and Dental Benefits transfers listing on the attached reports and have found them to be in order.

NOW, THEREFORE, BE IT RESOLVED,

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority, that all vouchers, payroll transfers, payroll tax deposits, Pensions & Benefits and Health and Dental Benefits transfers listed and reports attached hereto, dated February 17, 2015 be and they hereby are approved for payment from the proper accounts as follows:

ACCOUNT: Payroll Account
Net Payroll: \$302,885.11

ACCOUNT: Tax Deposit Account
Total: \$142,208.96

ACCOUNT: Health Benefits Contribution Employer
Total Transfer: \$102,438.59

ACCOUNT: Health Benefits Contribution Employee
Total: \$9,924.30

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 09-2015

Date: February 17, 2015

APPROVAL OF VOUCHERS, PAYROLL TRANSFERS, PAYROLL TAX DEPOSITS AND PENSIONS & BENEFITS TRANSFERS

ACCOUNT: Dental Benefits
Total Transfer: \$3,912.16

ACCOUNT: PERS and Contributory Insurance
Total Transfer: \$27,409.70

ACCOUNT: PERS and Contributory Insurance for September 2014 RETRO
Total Transfer: \$5.12

ACCOUNT: Operating Account
Total: \$390,686.78

ACCOUNT: General Improvement Account
Total: \$186,989.92

ACCOUNT: 2014 WWT Project Account
Total: \$84,738.58


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelاهر	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded			✓						
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 10-2015

DATE: February 17, 2015

**APPROVING CHANGE ORDER NO. 1 FOR
CONTRACT # 264
PULIS AVENUE SEWER EXTENSION
UNDER THE NYS&W RAILROAD**

WHEREAS the Northwest Bergen County Utilities Authority (the "Authority") awarded Contract No. 264 – Pulis Avenue Sewer Extension Under the NYS&W Railroad ("the Project") to J. Fletcher Creamer & Sons, Inc. ("the Contractor") on March 18, 2014; and

WHEREAS the Contractor has requested certain changes to the Project as more particularly set forth in Change Order No. 1 attached hereto ("the Change Order"); and

WHEREAS the Authority's Engineer has reviewed the Contractor's proposed change order and determined that the Change Order is necessary to address site conditions and changes in the quantities of materials; and

WHEREAS the Authority's Engineer has recommended that the Change Order be approved by the Authority; and

WHEREAS the reductions in the quantity of materials or services provided, along with the increase in certain other quantities of materials or services provided, will result in net reduction of the cost of the Project by \$3.11; and

WHEREAS the Authority's staff has indicated that the Authority has sufficient funds to pay the Contractor for the Change Order; and

WHEREAS the Commissioners of the Authority have determined that the Change Order should be approved; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority that Change Order No. 1, to Authority Contract No. 264, is approved; and be it

FURTHER RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority that the Authority's Engineer is directed to coordinate and oversee the work consistent with all other work on the Project; and be it

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 10-2015

DATE: February 17, 2015

APPROVING CHANGE ORDER NO. 1 FOR
CONTRACT # 264
PULIS AVENUE SEWER EXTENSION
UNDER THE NYS&W RAILROAD

FURTHER RESOLVED that the Commissioners of the Northwest Bergen County Utilities Authority direct that processing of payment to the Contractor for the Change Order be in accordance with the payment procedures of Contract No. 264; and

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaheer	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded			✓						
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

1. ISSUING OFFICE NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY	2. PROJECT NO. NBUA-00098	3. CONTRACT NO. 5340700-09-1	4. MODIFICATION NO. 1
5. TO (CONTRACTOR) J. FLETCHER CREAMER & SON, INC 101 EAST BROADWAY HACKENSACK, NJ 07601		6. PROJECT LOCATION AND DESCRIPTION Pulis Ave Sanitary Sewer Extension Under the NYS&W RR NORWEST BERGEN COUNTY UTILITIES AUTHORITY, BERGEN COUNTY	

7. A proposal is required for making the hereinafter described change in accordance with specification and drawing revisions cited herein or listed in attachment hereto. Submit your proposal in space indicated on page 2, attach detailed breakdown of prime and sub-contract costs (See clause of this contract entitled, "Changes". DO NOT start work under this proposed change until you received a copy signed by the Contracting Officer or a directive to proceed).

Date Type Name and Title Signature

8. DESCRIPTION OF CHANGE: Pursuant to the clause of this contract covering changes, the contractor shall furnish all labor and material, and all work necessary to accomplish the following described work:

Items 3, 8, 10, 12, 13, 14, 15, 16 & 23 were adjusted to reflect as-built quantities.
Item S-1 was added to reflect the altered method of installation (jack and bore to open cut).

As a result of the above, the contract price is revised as follows:

NO	DESCRIPTION	UNIT	ORIGINAL UNIT PRICE	C.O. # One (1)	
				R*E*S	AMOUNT
3	Police Traffic Directors	LS	\$18,000.00	1.69	\$30,371.01
8	Coarse Aggregate - Pipe Bedding	CY	\$30.00	-5.00	(\$150.00)
10	Topsoil, Fertilizing, Seeding, and Mulching	SY	\$12.00	-65.00	(\$780.00)
12	Bituminous Stabilized Base Course I-2 Mix, 8" Thick County Roads	SY	\$25.00	-45.00	(\$1,125.00)
13	Bituminous Concrete Surface Course, I-5 Mix, 2" Thick	SY	\$15.00	184.00	\$2,760.00
14	Milling	SY	\$10.00	184.00	\$1,840.00
15	Temporary Pavement Repair (I&WD)	SY	\$0.01	-111.70	(\$1.12)
16	Concrete Curbs	LF	\$45.00	120.00	\$5,400.00
23	Jack and Bore - Rail Road Crossing	LF	\$2,700.00	-23.00	(\$62,100.00)
S-1	Open Cut Installation of Casing in RR Right-of-way	LF	\$1,034.00	23.00	\$23,782.00

TOTAL COST OF THIS MODIFICATION (\$3.11)

The contract time is hereby: increase ____ decrease ____ or remains the same X by 0 calendar days as a result of this modification.

The foregoing modification is hereby accepted:


 _____ CONTRACTOR	_____ OWNER	 _____ (NJPE SEAL) ENGINEER
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BY: J. FLETCHER CREAMER & SON, INC	BY: <u>NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY</u>	BY: <u>T&M ASSOCIATES</u>
DATE: <u>1/16/15</u>	DATE: _____	DATE: <u>1/22/15</u>

APPROVAL:

_____ STATE OF NEW JERSEY _____ DATE

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

14. ISSUING OFFICE & PROJECT NO. NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY	15. CONTRACT NO. S340700-09-1	16. MODIFICATION NO. 1
17. ORIGINAL CONTRACT BID PRICE <u>\$313,807.25</u>		TOTAL OF PREVIOUS CHANGE ORDERS <u>\$0.00</u>
TOTAL CONTRACT COST INCLUDING CHANGE ORDERS <u>\$313,804.14</u>		(including CO#1 amount of > <u>\$3.11</u>
18. NECESSITY FOR CHANGE AND REASON FOR OMISSION FROM PLANS AND SPECIFICATIONS: <p style="margin-left: 40px;"><i>Items 3, 8, 10, 12, 13, 14, 15, 16 & 23 were adjusted to reflect as-built quantities. Item S-1 was added to reflect the altered method of installation (jack and bore to open cut). The jack and bore shaft positions were changed to facilitate a traffic control request. 23 LF of proposed pipe to be installed via jack and bore methods was installed via open cut methods.</i></p>		
19. OTHER IMPACTS RESULTANT OF THIS CHANGE: <p style="margin-left: 40px;">This change will not have any additional impacts.</p>		
20. RESUME OF NEGOTIATIONS OR RECOMMENDATIONS (Loanee's Representative): <p style="margin-left: 40px;">The Engineer has reviewed the request for the additional effort and costs and after negotiation found both the request and final cost reasonable and acceptable for the work proposed.</p>		
DATE:	TYPE NAME AND TITLE OF LOANEE'S REPRESENTATIVE:	SIGNATURE:
1/22/15	Keith W. Henderson, P.E.	

T&M ASSOCIATES
 CONSULTING & MUNICIPAL ENGINEERS
 ELEVEN TINDALL ROAD
 MIDDLETOWN, NEW JERSEY 07748

SHEET NO. 1 OF 2
 PROJECT NO. NBUA-00098

CHANGE ORDER NO. 1

DATE: January 7, 2015
 PROJECT: Pulis Ave Sanitary Sewer Extension Under the NYS&W Railroad
 OWNER: Northwest Bergen County Utilities Authority (NBCUA)
 CONTRACTOR: J. Fletcher Creamer & Son, Inc.

DESCRIPTION OF CHANGE:

REDUCTIONS:

8	Coarse Aggregate - Pipe Bedding	<i>Reduced to reflect as-built quantities</i>
10	Topsoil, Fertilizing, Seeding, and Mulching	<i>Reduced to reflect as-built quantities</i>
12	Bituminous Stabilized Base Course 1-2 Mix, 8" Thick County Roads	<i>Reduced to reflect as-built quantities</i>
15	Temporary Pavement Repair (I&VD)	<i>Reduced to reflect as-built quantities</i>
23	Jack and Bore - Rail Road Crossing	<i>Reduced to reflect as-built quantities</i>


EXTRA:

3	Police Traffic Directors	<i>Increased to reflect as-built quantities</i>
13	Bituminous Concrete Surface Course, 1-5 Mix, 2" Thick	<i>Increased to reflect as-built quantities</i>
14	Milling	<i>Increased to reflect as-built quantities</i>
16	Concrete Curbs	<i>Increased to reflect as-built quantities</i>

SUPPLEMENTARY:

S-1	Open Cut Installation of Casing in RR Right-of-way	<i>Added to contract for installation of casing pipe in RR right-of-way via open cut method</i>
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APPROVAL RECOMMENDED:



KEITH W. HENDERSON, P.E.
 NORTHWEST BERGEN COUNTY UTILITIES
 AUTHORITY ENGINEER

ACCEPTED:



CONTRACTOR
 J. Fletcher Creamer & Son, Inc.

OWNER'S APPROVALS:

NOTE: All work to be done
 according to Contract
 Specifications.

SEE ATTACHED DETAIL	ADDITIONAL	REDUCTION
A. TOTAL REDUCTIONS THIS C.O.	XXXXXXXXXX	(\$64,156.12)
B. TOTAL EXTRAS THIS C.O.	\$40,371.01	XXXXXXXXXX
C. TOTAL SUPPLEMENTARY THIS C.O.	\$23,782.00	XXXXXXXXXX
TOTALS THIS C.O.	\$64,153.01	\$64,156.12
NET CHANGE THIS CHANGE ORDER		\$3.11
PREVIOUS CHANGE ORDERS	\$0.00	\$0.00
TOTAL CHANGE ORDERS TO DATE	\$64,153.01	\$64,156.12
NET CHANGE IN CONTRACT		\$3.11

ORIGINAL CONTRACT BID PRICE	\$313,807.25
CHANGE ORDERS TO DATE	-\$3.11
REVISED CONTRACT PRICE	\$313,804.14

PROJECT: Pulis Ave Sanitary Sewer Extension Under the NYS&W Railroad

OWNER: Northwest Bergen County Utilities Authority (NBCUA)

CONTRACTOR: J. Fletcher Creamer & Son, Inc.

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT	
REDUCTIONS	8	Coarse Aggregate - Pipe Bedding	5.00	CY	\$30.00	\$150.00
	10	Topsoil, Fertilizing, Seeding, and Mutching	65.00	SY	\$12.00	\$780.00
	12	Bituminous Stabilized Base Course I-2 Mix, 8" Thick County Roads	45.00	SY	\$25.00	\$1,125.00
	15	Temporary Pavement Repair (I&WD)	111.70	SY	\$0.01	\$1.12
	23	Jack and Bore - Rail Road Crossing	23.00	LF	\$2,700.00	\$62,100.00
					\$0.00	
					\$0.00	

A. TOTAL REDUCTIONS \$64,156.12

EXTRAS	3	Police Traffic Directors	1.00	LS	\$30,371.01	\$30,371.01
	13	Bituminous Concrete Surface Course, I-5 Mix, 2" Thick	184.00	SY	\$15.00	\$2,760.00
	14	Milling	184.00	SY	\$10.00	\$1,840.00
	16	Concrete Curbs	120.00	LF	\$45.00	\$5,400.00
					\$0.00	

B. TOTAL EXTRA \$40,371.01

SUPPLEMENTARY	S-1	Open Cut Installation of Casing in RR Right-of-way	23.00	LF	\$1,034.00	\$23,782.00
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	

C. TOTAL SUPPLEMENTARY \$23,782.00

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 11-2015

Date: February 17, 2015

APPROVING CHANGE ORDER NO. 2 – FINAL
CONTRACT # 261
DARLINGTON ROAD PUMP STATION VALVE ACTUATOR
AND ISOLATION VALVE INSTALLATION PROJECT

WHEREAS the Northwest Bergen County Utilities Authority (the “Authority”) awarded Contract No. 261 – Darlington Road Pump Station Valve Actuator and Isolation Valve Installation Project (“the Project”) to Rapid Pump & Meter Co. (“the Contractor”) on October 1, 2013; and

WHEREAS the Contractor has requested certain changes to the Project as set forth more particularly in Change Order No. 2 Final attached hereto (“the Change Order”); and

WHEREAS the Authority’s Engineer has reviewed the Contractor’s proposed change order and determined that the Change Order is necessary to address site conditions or changes in the quantities of materials to reflect the as-built conditions of the Project; and

WHEREAS the Authority’s Engineer has recommended that the Change Order be approved by the Authority; and

WHEREAS the decrease in the total cost of the Project as a result of this Change Order is \$1,897.84; and

WHEREAS the Commissioners of the Authority have determined that the Change Order should be approved; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority that Change Order No. 2 – Final, to Authority Contract No. 261, is approved; and be it

FURTHER RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority that the Authority’s Engineer is directed to coordinate and oversee the work consistent with all other work on the Project; and be it

FURTHER RESOLVED that the Commissioners of the Northwest Bergen County Utilities Authority direct that processing of payment to the Contractor be in accordance with the payment procedures of Contract No. 261; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 11-2015

Date: February 17, 2015

APPROVING CHANGE ORDER NO. 2 - FINAL
CONTRACT # 261
DARLINGTON ROAD PUMP STATION VALVE ACTUATOR
AND ISOLATION VALVE INSTALLATION PROJECT

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewaskie
Offered		✓							
Seconded			✓						
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

T&M ASSOCIATES
CONSULTING & MUNICIPAL ENGINEERS
ELEVEN TINDALL ROAD
MIDDLETOWN, NEW JERSEY 07748

SHEET NO. 1 OF 2
PROJECT NO. NBUA-00381

CHANGE ORDER NO. 2 - FINAL

DATE: December 8, 2014

PROJECT: Darlington Road Pump Station Valve Actuator and Isolation Valve Installation - Contract No. 261

OWNER: Northwest Bergen County Utilities Authority

CONTRACTOR: Rapid Pump and Meter Co.

DESCRIPTION OF CHANGE:

REDUCTIONS:

Item 2 Miscellaneous Work Allowance (I&WD) Reduced to reflect as-built conditions

EXTRA:

SUPPLEMENTARY:

APPROVAL RECOMMENDED:


Keith Henderson, P.E.

AUTHORITY ENGINEER

ACCEPTED:


CONTRACTOR:
Rapid Pump and Meter Co.

OWNER'S APPROVALS:

NOTE: All work to be done according to Contract Specifications.

SEE ATTACHED DETAIL	ADDITIONAL	REDUCTION
A. TOTAL REDUCTIONS THIS C.O.	XXXXXXXXXXXX	(\$1,897.84)
B. TOTAL EXTRAS THIS C.O.	\$0.00	XXXXXXXXXXXX
C. TOTAL SUPPLEMENTARY THIS C.O.	\$0.00	XXXXXXXXXXXX
TOTALS THIS C.O.	\$0.00	\$1,897.84
NET CHANGE THIS CHANGE ORDER		\$1,897.84
PREVIOUS CHANGE ORDERS	\$7,003.48	\$0.00
TOTAL CHANGE ORDERS TO DATE	\$7,003.48	\$1,897.84
NET CHANGE IN CONTRACT	\$5,105.64	

ORIGINAL CONTRACT BID PRICE	<u>\$125,200.00</u>
CHANGE ORDERS TO DATE	<u>\$5,105.64</u>
REVISED CONTRACT PRICE	<u>\$130,305.64</u>

PROJECT: Darlington Road Pump Station Valve Actuator and Isolation Valve Installation - Contract No. 261

OWNER: Northwest Bergen County Utilities Authority

CONTRACTOR: Rapid Pump and Meter Co.

	ITEM NO.	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
R E D U C T I O N	2	Miscellaneous Work Allowance (I&WD)	-0.19	\$10,000.00	(\$1,897.84)
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
A. TOTAL REDUCTIONS					(\$1,897.84)

E X T R A					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
B. TOTAL EXTRA					\$0.00

S U P P L E M E N T A R Y					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
C. TOTAL SUPPLEMENTARY					\$0.00

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 12-2015

Date: February 17, 2015

**AUTHORIZATION TO AWARD CONTRACT NO. 268 – INCINERATOR EMISSIONS
UPGRADE PROJECT**

WHEREAS, upon advertisement and pursuant to specifications, the Authority solicited bid proposals in connection with Contract No. 268 – Incinerator Emissions Upgrade Project; and

WHEREAS, the bid proposals were received by the Authority on January 28, 2015; and

WHEREAS, bids from the three bidders, Tomar Construction, LLC, Iron Hills Construction, and Industrial Furnace Company, Inc. were as follows:

Tomar Construction, LLC	\$5,948,000.00
Iron Hills Construction, Inc.	\$6,489,800.00
Industrial Furnace Co., Inc.	\$6,970,000.00

WHEREAS, the Authority’s Executive Director, Consulting Engineer and General Counsel have reviewed the bid proposals; and

WHEREAS, the Authority has determined that Tomar Construction, LLC, has submitted all of the required documents; and

WHEREAS, the Authority has determined that the submission of an Independent Accountant’s Review Report in lieu of a Certified Financial Statement is not a material defect in the Tomar Construction bid proposal; and

WHEREAS, the Authority has determined that Tomar Construction, LLC, is the “lowest responsible bidder”; and

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of Northwest Bergen County Utilities Authority that the Contract 268 – Incinerator Emissions Upgrade Project be awarded to Tomar Construction, LLC; and be it

FURTHER RESOLVED, that the award of Contract No. 268 to Tomar Construction, LLC, is contingent upon and subject to the receipt of closing and funding of a project loan from the New Jersey Environmental Infrastructure Trust which loan is the source of funds for the Incinerator Emissions Upgrade Project; and be it

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 12-2015

Date: February 17, 2015

AUTHORIZATION TO AWARD CONTRACT NO. 268 – INCINERATOR EMISSIONS UPGRADE PROJECT

FURTHER RESOLVED, that the bid bonds of the other bidders be returned in accordance with N.J.S.A. 40A:11-1 et seq.; and be it

FURTHER RESOLVED, that the formal action(s) of the Commissioners of the Northwest Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14(b); and be it

FURTHER RESOLVED, that the Chairman or Vice-Chairman of the Authority shall be and hereby is authorized to execute any such contract on behalf of the Authority.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.

Secretary's signature and title SECRETARY

Chairman's signature and title CHAIRMAN

Roll call vote table with columns for commissioners (Bonagura, DaPuzzo, DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie) and rows for actions (Offered, Seconded, Aye, Nay, Absent, Abstain, Recuse).

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 13-2015

Date: February 17, 2015

AWARD BID – CONTRACT NO. 269 – DISPOSAL OF INCINERATOR ASH

WHEREAS the Executive Director of the Northwest Bergen County Utilities Authority (the "Authority") was authorized to advertise for the receipt of bids for Contract No. 269 – Disposal of Incinerator Ash (Contract No. 269); and

WHEREAS on February 3, 2015, the date designated for the public opening and read of such bids, one (1) bid was received in response to the invitation to bid; and

WHEREAS, Spectraserv, Inc. submitted the only bid as follows:

- 104.80 per ton for the existing amount of ash
104.80 per ton for future accumulated ash; and

WHEREAS after review, the bid was found to be within the anticipated parameters and legally sufficient.

NOW, THEREFORE, BE IT

RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority that the bid of Spectraserv, Inc., 75 Jacobus Avenue, South Kearny, NJ 07032 for Contract No. 269 – disposal of incinerator ash be and the same is hereby accepted at the cost of \$104.80 per ton for existing and future accumulated ash for a period of two (2) years; and it is

FURTHER RESOLVED that the Chairman or Vice-Chairman is hereby authorized to execute such contract on behalf of the Authority.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 17, 2015.

[Signature]
SECRETARY

[Signature]
CHAIRMAN

Table with 10 columns (Bonagura, DaPuzzo, DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie) and 6 rows (Offered, Seconded, Aye, Nay, Absent, Abstain). Includes handwritten checkmarks in the 'Aye' row for all names.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY
MEETING SCHEDULE FOR 2015

Regularly scheduled meetings and Work Sessions will take place on the 3rd Tuesday of the month at 7:00pm at the Authority Offices located at 30 Wyckoff Avenue, Waldwick, New Jersey, unless otherwise noted on the schedule outlined below.

Month	TUESDAY Work Session & Regular Meetings	WEDNESDAY Work Session & Regular Meetings	Notes
March	17 th		
April	21 st		
May	19 th		
June	16 th		
July	21 st		
August	No meetings scheduled		
September		16 th *	*3 rd Wednesday of the Month
October	20 th		A special meeting will be held to adopt the preliminary budget to send to the Div. of Local Govt. & set date for the Public Hearing
November	10 th *		*2 nd Tuesday of the month
December	15 th		Public Hearing for Budget will be held this day.
January	12 th *		*2 nd Tuesday of the month
February	16 th		Reorganization Meeting

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 17-2015

Date: February 17, 2015

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF AUDITING SERVICES

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.4 with respect to the retention of the following professional:

AUDITOR FOR 2015

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 5, 2015; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 21, 2015 from the following Individuals/Firms:

- Louis C. Mai CPA & Associates – Pompton Plains, NJ
- Lerch, Vinci & Higgins, LLP – Fair Lawn, NJ
- Garbarini & Co., PC – Carlstadt, NJ
- Baker Tilly – Wyomissing, PA
- Ferraioli, Wielkotz, Cerullo & Cuva, PA – Pompton Lakes, NJ

and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (i) possessed the professional, financial and administrative capabilities to provide the proposed legal services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority's objective was to select organizations or individuals that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission,

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 17-2015

Date: February 17, 2015

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF AUDITING SERVICES

with the following factors being considered: (i) knowledge of utility authorities and the subject matter addressed under the contract; (ii) experience with providing auditing services to independent utility authorities in New Jersey; (iii) availability to accommodate the required meetings of the Authority; (iv) hourly billing rates for staff; and (v) other factors demonstrated to be in the best interest of the Authority.

NOW, THEREFORE, BE IT RESOLVED, that the Authority hereby designates the following individuals/firms as Qualified to provide Legal Services to the Authority

- Louis C. Mai CPA & Associates – Pompton Plains, NJ
- Lerch, Vinci & Higgins, LLP – Fair Lawn, NJ
- Garbarini & Co., PC – Carlstadt, NJ
- Baker Tilly – Wyomissing, PA
- Ferraioli, Wielkotz, Cerullo & Cuva, PA – Pompton Lakes, NJ ; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded			✓						
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 18-2015

Date: February 17, 2015

QUALIFICATIONS OF INDIVIDUALS/FIRMS FOR PROVISION OF ENGINEERING SERVICES

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.4 with respect to the retention of the following professional:

CONSULTING ENGINEERING SERVICES

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 16, 2015; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 30, 2015 from the following Individuals/Firms:

- Boswell Engineering – South Hackensack, NJ
- Chavond Barry Engineering Corp. – Blawenburg, NJ
- CH2M Hill – Parsippany, NJ
- CME Associates – Parlin, NJ
- Hatch Mott McDonald – Iselin, NJ
- T&M Associates – Middletown, NJ
- Tighe & Bond, Middletown, CT
- CP Engineers – Sparta, NJ
- Suburban Consulting Engineers – Mount Arlington, NJ
- Beckmeyer – East Rutherford, NJ

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (i) possessed the professional, financial and administrative capabilities to provide the proposed engineering services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 18-2015

Date: February 17, 2015

QUALIFICATIONS OF INDIVIDUALS/FIRMS FOR PROVISION OF ENGINEERING SERVICES

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority's objective was to select an organization or individual that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract, (iii) availability to accommodate the required meetings of the Authority; and (iv) other factors demonstrated to be in the best interest of the Authority.

NOW, THEREFORE, BE IT RESOLVED, that the Authority hereby designates the following individuals/firms as qualified to provide Consulting Engineering Services to the Authority:

- Boswell Engineering – South Hackensack, NJ
- Chavond Barry Engineering Corp. – Blawenburg, NJ
- CH2M Hill – Parsippany, NJ
- CME Associates – Parlin, NJ
- Hatch Mott McDonald – Iselin, NJ
- T&M Associates – Middletown, NJ
- Tighe & Bond, Middletown, CT
- CP Engineers – Sparta, NJ
- Suburban Consulting Engineers – Mount Arlington, NJ
- Beckmeyer – East Rutherford, NJ; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 18-2015

Date: February 17, 2015

QUALIFICATIONS OF INDIVIDUALS/FIRMS FOR PROVISION OF ENGINEERING SERVICES

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded			✓						
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 19-2015

Date: February 17, 2015

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF LEGAL SERVICES

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.4 with respect to the retention of the following professional:

LEGAL SERVICES 2015

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 16, 2015; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 30, 2015 from the following Individuals/Firms:

- Eric M. Bernstein & Associates – Warren, NJ
- Waters, McPherson & McNeill, PC – Secaucus, NJ
- Sokol, Behot, LLP – Hackensack, NJ
- Rubenstein Meyerson, Fox Mancinelli, Conte & Bern, PA – Montvale, NJ
- DeCotiis, Fitzpatrick & Cole, LLP – Teaneck, NJ
- Chasan, Leyner & Lamparello – Secaucus, NJ
- Alterman & Associates, LLC – Haledon, NJ

and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (i) possessed the professional, financial and administrative capabilities to provide the proposed legal services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority's objective was to select organizations or individuals that would provide high quality and cost effective services to the citizens served by the Authority; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 19-2015

Date: February 17, 2015

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF LEGAL SERVICES

WHEREAS, pursuant to Section 5 of the Authority’s Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract, (iii) availability to accommodate the required meetings of the Authority; and (iv) other factors demonstrated to be in the best interest of the Authority; and

NOW, THEREFORE, BE IT RESOLVED, that the Authority hereby designates the following individuals/firms as Qualified to provide Legal Services to the Authority

- Eric M. Bernstein & Associates – Warren, NJ
- Waters, McPherson & McNeill, PC – Secaucus, NJ
- Sokol, Behot, LLP – Hackensack, NJ
- Rubenstein Meyerson, Fox Mancinelli, Conte & Bern, PA – Montvale, NJ
- DeCotiis, Fitzpatrick & Cole, LLP – Teaneck, NJ
- Chasan, Leyner & Lamparello – Secaucus, NJ
- Alterman & Associates, LLC – Haledon, NJ; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 17, 2015.


SECRETARY

COMMISSIONER

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Keläher	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded								✓	
Aye	✓	✓	✓	✓		✓	✓	✓	
Nay									
Absent									
Abstain									
Recuse						✓			✓

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 20-2015

Date: February 17, 2015

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF BOND COUNSEL SERVICES

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.4 with respect to the retention of the following professional:

BOND COUNSEL SERVICES

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 16, 2015; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 30, 2015 from the following Individuals/Firms:

- Gibbons, PC – Newark, NJ
- Kraft & Capizzi – Edison, NJ
- Parker McCay, PA – Mount Laurel, NJ
- Wilentz, Goldman & Spitzer, PA – Woodbridge, NJ
- DeCotiis, Fitzpatrick & Cole, LLP – Teaneck, NJ

and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (i) possessed the professional, financial and administrative capabilities to provide the proposed bond counsel services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority's objective was to select organizations or individuals that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field;

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 20-2015

Date: February 17, 2015

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF BOND COUNSEL SERVICES

(ii) knowledge of the Authority and the subject matter addressed under the contract, (iii) availability to accommodate the required meetings of the Authority; and (iv) other factors demonstrated to be in the best interest of the Authority; and

NOW, THEREFORE, BE IT RESOLVED, that the Authority hereby designates the following individuals/firms as Qualified to provide Bond Counsel Services to the Authority

- Gibbons, PC – Newark, NJ
Kraft & Capizzi – Edison, NJ
Parker McCay, PA – Mount Laurel, NJ
Wilentz, Goldman & Spitzer, PA – Woodbridge, NJ
DeCotiis, Fitzpatrick & Cole, LLP – Teaneck, NJ; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 17, 2015.

SECRETARY (with signature)

CHAIRMAN (with signature)

Table with 10 columns (Bonagura, DaPuzzo, DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie) and 7 rows (Offered, Seconded, Aye, Nay, Absent, Abstain, Recuse) containing checkmarks for voting records.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 21-2015

Date: February 17, 2015

RETENTION OF AUDITOR FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

AUDITOR FOR 2015

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 5, 2015**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 21, 2015**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify a person and/or firm that: (i) possessed the professional, financial and administrative capabilities to provide the proposed auditing services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

WHEREAS, by **Resolution No. 17-2015**, the Authority identified a number of firms as qualified to perform the auditing services required by the Authority; and

WHEREAS, the firm of Lerch, Vinci & Higgins was determined to be highly qualified and eminently capable of providing auditing services to the Authority; and

WHEREAS, the services to be provided shall, at a minimum, include the following (the “Services”):

- Preparation of unaudited Y/E financial statement and required Journal Entries (Y/E Closeout) for 2015
- Preparation of Annual Statutory Audit for 2015

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 21-2015

Date: February 17, 2015

RETENTION OF AUDITOR FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

- Preparation of Semi-Annual Unaudited Financial Statement ending June 30, 2015
- Connection Fee Rate Preparation of 2015 Sewer Update and Public Hearing
- Review of the Authority Deferred Compensation Plan
- Preparation & Filing of Arbitrage Rebate Analysis (2009)
- Review and Support in Preparation of 2016 Annual Budget
- Secondary Market Bond Disclosure Form (EMMA Filing Requirement); and

WHEREAS, the Authority has determined that it is in its best interest to retain the firm of Lerch, Vinci & Higgins in accordance with the conditions set forth in this Resolution; and

WHEREAS, the Commissioners expressed some concern over compensation and staffing issues .

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby authorizes and directs Chairman Chewcaskie and Commissioner DePhillips to negotiate directly with Lerch, Vinci & Higgins the amount(s) of their compensation for the Services for the year ending December 31, 2015.

BE IT FURTHER RESOLVED, that the Authority's General Counsel shall prepare a professional services agreement for Lerch, Vinci & Higgins for execution and delivery by the Authority and the professional, in accordance with the terms negotiated as set forth above.

BE IT FURTHER RESOLVED, that such terms as may be negotiated by Chairman Chewcaskie and Commissioner DePhillips along with the form of the professional services agreement shall be subject to review and approval by the full Board of Commissioners.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 21-2015

Date: February 17, 2015

RETENTION OF AUDITOR FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.

CHAIRMAN

SECRETARY

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaheer	Plumley	Salazer	Chewcaskie
Offered						✓			
Seconded					✓				
Aye	✓	✓	✓		✓	✓	✓	✓	✓
Nay				✓					
Absent									
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 22-2015

Date: February 17, 2015

RETENTION OF AUTHORITY ENGINEER FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

CONSULTING ENGINEER

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 16, 2015**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 30, 2015**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that (i) possessed the professional, financial and administrative capabilities to provide the proposed engineering services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

WHEREAS, by **Resolution 18-2015** the Authority identified a number of Engineering Firms as qualified to perform Engineering Services required by the Authority; and

WHEREAS, the firm of T&M Associates was determined to be highly qualified and eminently capable of providing Consulting Engineering Services to the Authority; and

WHEREAS, the Authority has determined that it is in its best interest to retain the firm of T&M Associates as Authority Consulting Engineer as set forth in this Resolution; and

WHEREAS, the services rendered on behalf of the Authority include:

- Attendance at all Authority Meetings

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 22-2015

Date: February 17, 2015

RETENTION OF AUTHORITY ENGINEER FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

- Preparation of the Authority Annual Report, including all necessary inspections and investigations required to prepare the Report
- Miscellaneous Engineering General Consulting Services as requested by the Authority Staff; and

WHEREAS, services rendered on behalf of the Authority will be billed based upon T&M's Hourly Billing Rates attached to this Resolution at a not-to-exceed cost of \$85,000 for the services described above; and

WHEREAS, T&M Associates has agreed that they will not bill the Authority for time resulting from travel to/from the Authority office in Waldwick, NJ.

NOW THEREFORE BE IT RESOLVED that the Authority hereby retains T&M Associates as Consulting Engineer for the twelve-month term commencing on the date of this resolution; and

BE IT FURTHER RESOLVED that the Authority shall prepare a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional at T&M Billing Rates, in an amount not to exceed **\$85,000**.

BE IT FURTHER RESOLVED that, in the event that T&M Associates anticipates it will exceed the amount set forth above, it shall seek further authorization from the Authority at such time.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 22-2015

Date: February 17, 2015

RETENTION OF AUTHORITY ENGINEER FOR 2014 PURSUANT TO N.J.S.A. 19:44A-20.4

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded					✓				
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									



T&M understands the need to provide services in a cost-effective manner. We realize that each dollar expended by our clients must be wisely spent, stretched as far as possible and accounted for carefully.

2015 SCHEDULE OF HOURLY RATES (Effective January 1, 2015)

BILLING TITLE	BILLING RATE/HR
Technical and Field Staff Entry Level	\$70.00
Field Staff - Grade 1	\$79.00
Technical Staff - Grade 1, Administrative Support Staff	\$85.00
Field Staff - Grade 2	\$93.00
Technical Staff - Grade 2 Professional Entry Level	\$108.00
Field Staff - Grade 3	\$108.00
Technical Staff - Grade 3	\$122.00
Field Staff - Grade 4	\$122.00
Technical Staff - Grade 4 Professional I	\$137.00
Field Staff - Grade 5	\$137.00
Technical Staff - Grade 5 Professional II	\$147.00
Professional III Supervising Field Staff	\$159.00
Professional IV Supervising Technical Staff	\$176.00
Professional V (Field & Support)	\$176.00
Professional V	\$200.00
Supervising Professional Unit Supervisor, Professional VI	\$220.00
Group Manager Professional VII	\$242.00
Principal, Manager, Professional VIII, IX	\$263.00

Billing Basis: Fixed Rate for Each Billing Title

Title G-2015

T&M occasionally uses part-time and temporary staff to meet peak workload demands, and these staff will be billed in accordance with the rate schedule above.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 23-2015

Date: February 17, 2015

**RETENTION OF AUTHORITY ENGINEER FOR SERVICE CHARGES PURSUANT
TO N.J.S.A. 19:44A-20.4**

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

CONSULTING ENGINEER FOR SERVICE CHARGES

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 16, 2015; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 30, 2015; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (i) possessed the professional, financial and administrative capabilities to provide the proposed engineering services, and (iii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

WHEREAS, pursuant to Section 5 of the Authority’s Request for Qualifications, the Authority’s objective was to select an organization or individual that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority’s Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract, (iii) availability to accommodate the required meetings of the Authority; and (iv) other factors demonstrated to be in the best interest of the Authority; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 23-2015

Date: February 17, 2015

**RETENTION OF AUTHORITY ENGINEER FOR SERVICE CHARGES PURSUANT
TO N.J.S.A. 19:44A-20.4**

WHEREAS, Paul Malmrose of the firm Tighe & Bond, Inc. was determined to be highly qualified and capable of providing Consulting Engineering Services to the Authority based on his experience of having served the Authority in various capacities, including determining service charges, since 1983; and

WHEREAS, the services to be rendered on behalf of the Authority include the following tasks:

1. Task 1: Review of 1st Quarter Meter Data
2. Task 2: Review of 2nd Quarter Meter Data
3. Task 3: Review of 2015 Preliminary User Service Charges
4. Task 4: Review of Final User Charges
5. Task 5: Miscellaneous Consulting Services

WHEREAS, services rendered on behalf of the Authority will be billed at a not to exceed cost of \$33,000; and

WHEREAS, the Authority has determined that it is in the best interest to retain the firm of Tighe & Bond as Consulting Engineer for Service Charges as set forth in this Resolution.

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby retains Paul Malmrose of Tighe & Bond as Consulting Engineer for Service Charges for the twelve (12) month term commencing on the Resolution date.

BE IT FURTHER RESOLVED that the Authority shall prepare a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional in an amount not to exceed \$33,000.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 23-2015

Date: February 17, 2015

RETENTION OF AUTHORITY ENGINEER FOR SERVICE CHARGES PURSUANT TO N.J.S.A. 19:44A-20.4

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded						✓			
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 24-2015

Date: February 17, 2015

**RETENTION OF ENGINEER FOR 2015 FOR GENERAL INCINERATOR ADVICE
PURSUANT TO N.J.S.A. 19:44A-20.4**

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

CONSULTING ENGINEER

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 16, 2015**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 30, 2015**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that (i) possessed the professional, financial and administrative capabilities to provide the proposed engineering services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

WHEREAS, by **Resolution 18-2015** the Authority identified a number of Engineering Firms as qualified to perform Engineering Services required by the Authority; and

WHEREAS, the firm of Chavond Barry Engineering Corp. was determined to be highly qualified and eminently capable of providing Consulting Engineering Services to the Authority; and

WHEREAS, the Authority has determined that it is in its best interest to retain the firm of Chavond Barry Engineering Corp. as a Consulting Engineer for General Incinerator Advice as set forth in this Resolution; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 24-2015

Date: February 17, 2015

**RETENTION OF ENGINEER FOR 2015 FOR GENERAL INCINERATOR ADVICE
PURSUANT TO N.J.S.A. 19:44A-20.4**

WHEREAS, the services rendered on behalf of the Authority include:

- Provide incineration, permitting and regulatory advice as requested.
- Attend meetings as requested.
- Be available for telephone conferences, advice and consultation that can be given by telephone.
- Provide operations and maintenance advice as requested by the Client.
- Provide additional advice and general consulting and engineering services as requested by the Client.

WHEREAS, services rendered on behalf of the Authority will be billed based upon Chavond Barry Engineering's Hourly Billing Rates attached to this Resolution at a not-to-exceed cost of \$35,000 for general incineration advice; and

WHEREAS, Chavond Barry Engineering has agreed that they will not bill the Authority for time resulting from travel to/from the Authority office in Waldwick, NJ.

NOW THEREFORE BE IT RESOLVED that the Authority hereby retains Chavond Barry Engineering Corp. as a Consulting Engineer for the services outlined in this Resolution for a twelve-month term commencing on the date of this resolution; and

BE IT FURTHER RESOLVED that the Authority shall prepare a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional at Chavond Barry Engineering Corp.'s Billing Rates, in an amount not to exceed \$35,000 for general incineration advice.

BE IT FURTHER RESOLVED that, in the event that Chavond Barry Engineering Corp. anticipates it will exceed the amount set forth above, it shall seek further authorization from the Authority at such time.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 24-2015

Date: February 17, 2015

RETENTION OF ENGINEER FOR 2015 FOR GENERAL INCINERATOR ADVICE
PURSUANT TO N.J.S.A. 19:44A-20.4

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded				✓					
Aye	✓	✓		✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse			✓						



CHAVOND-BARRY ENGINEERING CORP.

400 County Route 518 • P.O. Box 205
Blawenburg, New Jersey 08504-0205

Tel: (609) 466-4900
Fax: (609) 466-1231

MEMORANDUM

Effective January 1, 2015

The following is the listing of the 2015 standard hourly billing rates for our staff. From time to time, wages are adjusted. The following rates will be held for the calendar year.

CBE Rate Schedule	2015
Personnel	Hourly Rate
Louis T. Barry, P.E.	\$240
Christopher M. Doelling, P.E.	\$240
Stephen T. Adiletta, P.E.	\$166
John B. Eichinger, P.E.	\$154
Richard G. Gramlich, P.E.	\$156
Keith A. Croly	\$140
Agnieszka M. Wynar	\$125
Thomas Vash	\$120
Saundra B. Rattner	\$83

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 25-2015

Date: February 17, 2015

RETENTION OF GENERAL COUNSEL FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

GENERAL COUNSEL FOR 2015

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 16, 2015**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 30, 2015**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify a person and/or firm that: (i) possessed the professional, financial and administrative capabilities to provide the proposed legal services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 25-2015

Date: February 17, 2015

RETENTION OF GENERAL COUNSEL FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, by **Resolution 19-2015**, the Authority identified a number of firms as qualified to perform the legal services required by the Authority; and

WHEREAS, the firm of Sokol, Behot, LLP is deemed to be highly qualified and capable of providing legal services to the Authority based upon the extensive experience of members and associates of the firm; and

WHEREAS, it has been determined that Sokol, Behot, LLP has extensive experience in personnel matters, employment law, public contract law, municipal law, environmental law, authority law, land use law and eminent domain law; and

WHEREAS, the Authority has determined that Sokol, Behot, LLP, shall provide professional legal services to the Authority, including all matters which, in the opinion of the Commissioners of the Authority, shall be referred to General Counsel, including, but not limited to the following:

- a. Attendance at work sessions, regular, special and emergency meetings of the Authority Commissioners, including meetings outside of Bergen County, at municipal offices, County offices, State government offices and non-governmental offices;
- b. Attendance at all other meetings which the Commissioners or Executive Director deem necessary that General Counsel attend;
- c. Attendance at all public hearings (budget, rates, plan amendments, amendments to Wastewater Rules and Regulations, etc.);
- d. Attendance at all Commissioners' standing committee meetings as requested;
- e. Consultation (in person and/or by telephone) with Commissioners, staff, department heads and Authority personnel requiring the performance of legal services relating to Authority matters;

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 25-2015

Date: February 17, 2015

RETENTION OF GENERAL COUNSEL FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

- f. Representation in any and all regulatory proceedings before State agencies, including but not limited to the New Jersey Department of Environmental Protection and the Office of Administrative Law ('OAL');
- g. Consultation and legal services related to Open Public Records Act and Open Public Meetings Act compliance;
- h. Representation in any and all litigation in which the Commissioners authorize General Counsel to represent the Authority's interest(s);
- i. Research and preparation of legal opinions requested by the Commissioners, Executive Director or his designee, or initiated by General Counsel in the performance of requisite legal services on behalf of the Authority;
- j. Review of correspondence referred to General Counsel by the Commissioners, Executive Director, Authority staff or consultants, and preparation of correspondence initiated by General Counsel in the performance of General Counsel's requisite legal services on behalf of the Authority;
- k. Legal Services relating to the preparation and/or review of agreements, resolutions, bid specifications, bid proposals and contracts, as required by the Commissioners or the Authority's Executive Director, or his designee;
- l. Attention to non-routine contract issues as may be assigned by the Authority from time to time with respect to special projects;
- m. Any and all other matters for which the services of General Counsel are deemed necessary by the Commissioners of the Authority;
- n. Review and/or preparation of routine (i.e. transmittal) correspondence (excluding, e.g., legal opinions);
- o. Preparation of monthly synopsis of General Counsel's legal services performed on behalf of the Authority
- p. Upon receipt, review of draft meeting minutes of work session, regular, special, and emergency meeting minutes of the Authority Commissioners;
- q. Review certification of meeting minutes of the Authority subject to the approval of the Bergen County Executive pursuant to N.J.S.A. 40:14B-14(b);
- r. Preparation and review of public bidding specifications for compliance with Local Public Contracts Law;
- s. Drafting and preparation of Authority Resolutions as requested and review of all in-house prepared Resolutions;
- t. Review and interpretation of contracts, resolutions and other legal documents as required to ensure the proper conduct of the Authority;

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 25-2015

Date: February 17, 2015

RETENTION OF GENERAL COUNSEL FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

- u. Provide legal advice when required that deal with day-to-day operation of the Authority;
- v. Consultation with Board officers and staff, in person, or by telephone, when required;
- w. Attend to matters involving municipal relations and issues involving the Department of Environmental Protection and other State and Federal Agencies.

WHEREAS, Sokol, Behot, LLP's rates for performing these legal services shall be as follows:

Position	Amount per Hour
Attorneys	\$150.00
All Law Clerks and Paralegals	\$65.00
Secretarial Overtime	\$25.00

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby retains the firm of Sokol, Behot, LLP for the twelve-month term commencing on the date of this resolution, subject however, that either party may terminate this agreement upon 30 days written notice to the other with or without cause; and

BE IT FURTHER RESOLVED that the Chairman of the Authority is hereby authorized to execute the Professional Services Agreement required for execution and delivery by the Authority and the professional, with compensation to the professional at the aforementioned rates, in an amount not to exceed **\$60,000**; and

BE IT FURTHER RESOLVED that, in the event that Sokol, Behot, LLP anticipates it will exceed the amount set forth herein, it shall seek further authorization from the Authority at such time; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 25-2015

Date: February 17, 2015

RETENTION OF GENERAL COUNSEL FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.

Alvan Seidan
SECRETARY

[Signature]
CHAIRMAN

Table with 10 columns (Bonagura, DaPuzzo, DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie) and 7 rows (Offered, Seconded, Aye, Nay, Absent, Abstain, Recuse). Contains handwritten checkmarks for various actions.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 26-2015

Date: February 17, 2015

RETENTION OF LABOR COUNSEL FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

LEGAL SERVICE FOR 2015

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 16, 2015**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 30, 2015**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that (i) possessed the professional, financial and administrative capabilities to provide the proposed legal services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

WHEREAS, by **Resolution 19-2015** the Authority identified a number of Individuals/Firms as qualified to perform Legal Services required by the Authority; and

WHEREAS, the Authority requires the services of Labor Counsel to provide specific legal services to the Authority; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 26-2015

Date: February 17, 2015

RETENTION OF LABOR COUNSEL FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the firm of Eric M. Bernstein & Associates, LLC was determined to be highly qualified and capable of providing these legal services to the Authority; and

WHEREAS, the Authority has determined that it is in its best interest to retain the firm of Eric M. Bernstein & Associates as Labor Counsel as set forth in this Resolution; and

WHEREAS, the services to be rendered will be compensated at the following Hourly Rates as presented in the Proposal submitted to the Authority:

- Hourly Rate for all standard service including negotiations, advice, preparation of contracts or agreements, disciplinary investigations and proceedings and other non-litigation services: **\$135.00 per hour**
- Hourly Rate for Paralegals when requested and authorized: **\$ 60.00 per hour**

NOW THEREFORE, BE IT RESOLVED that the Authority hereby retains Eric M. Bernstein & Associates for the twelve-month term commencing on the Resolution date.

BE IT FURTHER RESOLVED that the Authority shall prepare a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional in an amount not to exceed **\$30,000**.

BE IT FURTHER RESOLVED, that in the event that Eric M. Bernstein & Associates anticipates it will exceed the amount set forth, it shall seek further authorization from the Authority at such time.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 26-2015

Date: February 17, 2015

RETENTION OF LABOR COUNSEL FOR 2014 PURSUANT TO N.J.S.A. 19:44A-20.4

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered								✓	
Seconded				✓					
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 27-2015

Date: February 17, 2015

RETENTION OF LABOR COUNSEL FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

LEGAL SERVICE FOR 2015

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 16, 2015**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 30, 2015**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that (i) possessed the professional, financial and administrative capabilities to provide the proposed legal services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

WHEREAS, by **Resolution 19-2015** the Authority identified a number of Individuals/Firms as qualified to perform Legal Services required by the Authority; and

WHEREAS, the Authority requires the services of Labor Counsel to provide specific legal services to the Authority; and

WHEREAS, the firm of Alterman & Associates, LLC was determined to be highly qualified and capable of providing these legal services to the Authority; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 27-2015

Date: February 17, 2015

RETENTION OF LABOR COUNSEL FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the Authority has determined that it is in its best interest to retain the firm of Alterman & Associates as Labor Counsel as set forth in this Resolution; and

WHEREAS, the services to be rendered will be compensated at the following Hourly Rates as presented in the Proposal submitted to the Authority:

- Hourly Rate for all Special Counsel services, before courts, agency, Office of Administrative Law, Department of Personnel or in-office, including client meetings, depositions, motion or conference hearing, and trial time:

Senior Attorneys:	\$150.00 per hour
Attorneys:	\$135.00 per hour
- Hourly Rate for Paralegals when requested and authorized: **\$ 60.00 per hour**

NOW THEREFORE, BE IT RESOLVED that the Authority hereby retains Alterman & Associates for the twelve-month term commencing on the Resolution date.

BE IT FURTHER RESOLVED that the Authority shall prepare a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional in an amount not to exceed **\$10,000**.

BE IT FURTHER RESOLVED, that in the event that Alterman & Associates anticipates it will exceed the amount set forth, it shall seek further authorization from the Authority at such time.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 27-2015

Date: February 17, 2015

RETENTION OF LABOR COUNSEL FOR 2015 PURSUANT TO N.J.S.A. 19:44A-20.4

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered			✓						
Seconded						✓			
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 28-2015

Date: February 17, 2015

**RETENTION OF COUNSEL FOR SPECIAL LEGAL SERVICES PURSUANT TO
N.J.S.A. 19:44A-20.7**

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.4 with respect to the retention of the following professional:

LEGAL SERVICES FOR 2015

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 16, 2015; and

WHEREAS, the Authority has received responses to the Request for Qualifications for the aforementioned position on January 30, 2015; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.7, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (a) possessed the professional, financial and administrative capabilities to provide the proposed legal services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority; and

WHEREAS, by Resolution 19-2015 the Authority identified several firms as qualified to perform legal services required by the Authority; and

WHEREAS, the Authority has had extensive discussions with the Borough of Oakland and has executed a Memorandum of Understanding with the Borough related to the installation of a sewer system within the Borough; and

WHEREAS, the Borough of Oakland strongly desires to replace aging individual package wastewater treatment plants to reduce municipal sewage treatment costs and to increase the municipal tax base by development within the Borough; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 28-2015

Date: February 17, 2015

**RETENTION OF COUNSEL FOR SPECIAL LEGAL SERVICES PURSUANT TO
N.J.S.A. 19:44A-20.7**

WHEREAS, the Borough of Oakland is not within the Authority Sewer Service Area and any modifications to the Borough Wastewater Management Plan will require approval of both the NJDEP and the Highlands Council; and

WHEREAS, these special considerations require the services of an experienced attorney to achieve the Authority's goal of exploring a potential sanitary sewer system for the Borough of Oakland via a connection to the Authority; and

WHEREAS, the firm of Waters, McPherson, McNeill, PC was determined to be highly qualified and eminently capable of providing these legal services to the Authority having served several years as counsel to the Bergen County Utilities Authority; and

WHEREAS, the Authority has determined that it is in its best interest to retain the firm of Waters, McPherson, McNeill, PC to perform these services as set forth in this Resolution; and

WHEREAS, compensation for the services to be rendered will be limited to a rate of \$150 per hour as specified in the Authority's RFQ.

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby retains the firm of Waters, McPherson, McNeil, PC for the twelve (12) month term commencing on the date of this Resolution.

BE IT FURTHER RESOLVED that the Authority shall prepare a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional at the rate of \$150 per hour, in an amount not to exceed \$25,000; and

BE IT FURTHER RESOLVED, that in the event that Waters, McPherson, McNeil, PC anticipates it will exceed the amount set forth, it shall seek further authorization from the Authority at such time.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with N.J.S.A. 19:44A-20.7.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 28-2015

Date: February 17, 2015

RETENTION OF COUNSEL FOR SPECIAL LEGAL SERVICES PURSUANT TO
N.J.S.A. 19:44A-20.7

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption subject to applicable law.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded					✓				
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 29-2015

Date: February 17, 2015

RETENTION OF BOND COUNSEL PURSUANT TO N.J.S.A. 19:44a-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

BOND COUNSEL

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 16, 2015; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 30, 2015; and

WHEREAS, the Authority requires a Bond Counsel to provide the services necessary for the issuance of bonds required for financing potential projects; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify a person and/or firm that: (i) possessed the professional, financial and administrative capabilities to provide the proposed services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

WHEREAS, pursuant to Section 5 of the Authority’s Request for Qualifications, the Authority’s objective was to select an organization or individual that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority’s Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract; (iii) availability to accommodate the required meetings of the Authority; and (iv) other factors demonstrated to be in the best interest of the Authority; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 29-2015

Date: February 17, 2015

RETENTION OF BOND COUNSEL PURSUANT TO N.J.S.A. 19:44a-20.4

WHEREAS, John D. Draikiwicz of the firm of Gibbons, PC was determined to be highly qualified and capable of providing this service to the Authority; and

WHEREAS, the Authority has determined that it is in its best interest to retain the professional John D. Draikiwicz of the firm of Gibbons, PC as set forth in this Resolution; and

WHEREAS, Gibbons, PC has proposed to perform all services required for the issuance of these bonds at a compensation amount not to exceed \$65,000; and

WHEREAS, this fee is within the guidelines provided by the NJEIT for Administrative Expenses for such programs.

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby retains John D. Draikiwicz of the firm of Gibbons, PC to serve as Bond Counsel for the project described above for the twelve-month term commencing on the Resolution date.

BE IT FURTHER RESOLVED that the general counsel be and the same is hereby authorized and directed to prepare a professional services agreement or the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional in the amount not to exceed \$65,000.

BE IT FURTHER RESOLVED that in the event that Gibbons, PC anticipates it will exceed the amount set forth, it shall seek further authorization from the Authority at such time.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 29-2015

Date: February 17, 2015

RETENTION OF BOND COUNSEL PURSUANT TO N.J.S.A. 19:44a-20.4

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered		✓							
Seconded				✓					
Aye	✓	✓		✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse			✓						

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 30-2015

Date: February 17, 2015

RETENTION OF RISK MANAGER PURSUANT TO N.J.S.A.19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") is currently a participating member in the New Jersey Utilities Joint Insurance Fund (the "NJUAJIF"); and

WHEREAS, the NJUAJIF offers coverage to Utility Authorities of the State of New Jersey who agree to become members ("members") for: Workers Compensation; Employer Liability (other than Motor Vehicle); Property Damage (other than Motor Vehicle); and Motor Vehicle; and

WHEREAS, the NJUAJIF by-laws provide that each member may appoint an Insurance Producer to perform various professional services relating to membership in NJUAJIF, including the evaluation of claims exposures; explanation of coverage and options; preparation of applications and claims; review of annual assessment, losses and reports, and such other services required by the member; and

WHEREAS, an amount up to six percent (6%) of the annual assessment charged by the NJUAJIF is reserved for compensation to the Insurance Producer if one is selected by the member, otherwise it is reimbursed to the member; and

WHEREAS, the Authority has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of Risk Manager; and

WHEREAS, the Authority issued a Request for Proposals for such position and notice thereof was published on Jan. 9, 2015; and

WHEREAS, the Authority has received responses to the Request for Proposals for the aforementioned position on January 28, 2015 from the following Individuals/Firms:

1. Alamo Insurance Group, North Bergen, N.J.
2. Beckerman & Co., Colonia, NJ
3. Brown & Brown, Florham Park, NJ
4. Professional Insurance Association, Inc., Carlstadt, NJ
5. Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft, New Milford, NJ

and;

WHEREAS, the Authority convened to evaluate the Request for Proposals; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a response to the Statements for Request for Proposals; and

WHEREAS, the Authority intended to qualify a person and/or firm that (i) possessed the professional, financial and administrative capabilities to provide the proposed Risk Management Services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 30-2015

Date: February 17, 2015

RETENTION OF RISK MANAGER PURSUANT TO N.J.S.A.19:44A-20.4

WHEREAS, pursuant to Section 5 of the Authority's Request for Proposals, the Authority's objective was to select an organization or individual that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Proposals, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract, (iii) availability to accommodate the required meetings of the Authority; (iv) the specific services to be provided by each respondent; (v) the fee proposed by each respondent; and (vi) other factors demonstrated to be in the best interest of the Authority; and

WHEREAS, the firm of Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft was determined to be highly qualified and eminently capable of providing Risk Management Services to the Authority; and

WHEREAS, the Authority has determined that it is in the best interest to retain Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft as set forth in this Resolution; and

WHEREAS, Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft will provide to the Authority professional Risk Management Consulting Services as required in the by-laws of the NJUJIF at a not to exceed 3% of the NJUJIF assessment; and

WHEREAS, the Commissioners of the Authority have determined that it is in the best interest of the Authority to appoint an Insurance Producer for the project described above for a twelve (12) month term commencing on the Resolution date to perform services relating to such membership.

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority that the Authority does hereby agree to appoint the firm of Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft as its Insurance Producer for the project described above for a twelve (12) month term commencing on the Resolution date for purposes of the Authority's Membership in the New Jersey Utilities Authority's Joint Insurance Fund, and agrees that the reserved fee of (3%) of the Authority's Annual Assessment may be paid to such Insurance Producer by the NJUJIF; and it is

FURTHER RESOLVED, that notice of the contract award shall be advertised in accordance with applicable law.

FURTHER RESOLVED, that this Resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

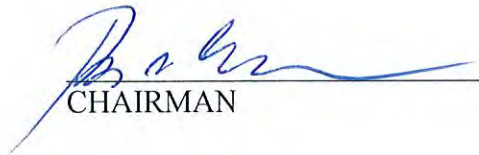
NO. 30-2015

Date: February 17, 2015

RETENTION OF RISK MANAGER PURSUANT TO N.J.S.A.19:44A-20.4

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 17, 2015.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded		✓							
Aye	✓	✓	✓	✓	✓	✓	✓	✓	✓
Nay									
Absent									
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 31-2015

Date: February 17, 2015

AUTHORIZATION TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF SADDLE RIVER

WHEREAS, the State of New Jersey encourages local units to enter into agreements for the joint provision of municipal services; and

WHEREAS, the State of New Jersey authorizes entering into such agreements for shared services pursuant to NJSA 40A:65-1 et. seq.; and

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") and the Borough of Saddle River (the "Borough") had entered into an Interlocal Service Agreement on January 1, 2014 with a termination date of December 31, 2014 for the Authority to 1) act as the New Jersey Licensed Operator for the Borough 2) to provide weekly monitoring of the Borough's one (1) waste water pump station, 24 days a days, 365 days per year and 3) perform repairs, corrective actions and respond to pump station alarms during business and non-business hours; and

WHEREAS, the Borough has adopted its Resolution No. 20-15 authorizing entering into a new shared services agreement with the Authority to receive the same services as previously provided; and

WHEREAS, the Authority desires to enter into this agreement with the Borough for a duration of one (1) year subject to the terms and conditions set forth in said agreement attached hereto.

NOW THEREFORE, BE IT

RESOLVED, the Northwest Bergen County Utilities Authority agrees to enter into a Shared Services Agreement with the Borough of Midland Park for a duration of one (1) year to act as the New Jersey Licensed Sewer Operator for the Borough; and

FURTHER RESOLVED, that the Chairman or Vice-Chairman of the Authority be and is hereby authorized on behalf of the Authority to execute the Shared Services Agreement with the Borough of Midland Park annexed hereto and made a part thereof.

SECRETARY

CHAIRMAN

Table with 10 columns (Bonagura, DaPuzzo, DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie) and 7 rows (Offered, Seconded, Aye, Nay, Absent, Abstain, Recuse). Includes handwritten checkmarks.

SHARED SERVICE AGREEMENT

THIS AGREEMENT, made and entered into this _____ day of _____ 20__ by and among:

The Borough of Saddle River, a Municipal Corporation of the State of New Jersey, in the County of Bergen, hereinafter referred to as "Saddle River", and the NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY, doing business at 30 Wyckoff Avenue, P.O. Box 255, Waldwick, New Jersey 07463, hereinafter referred to as "NBCUA".

WHEREAS, the State of New Jersey encourages local units to enter into agreements for the joint provision of services; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.) promotes the broad use of shared services as a technique to reduce local expenses funded by property taxpayers; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et. Seq.) allows for any local unit to enter into an agreement with any other local unit or units to provide or receive any services that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction; and

WHEREAS, the Borough and the NWBCUA have researched the feasibility of entering into an agreement under the authority of Uniform Shared Services and Consolidation Act, whereby the NWBCUA would provide to the Borough, the monthly inspections/monitoring of the Borough's one (1) wastewater pump station, and any and all agreed upon repairs, 24 hours a day and 365 days per year; potential response time to call-outs and emergencies; and

WHEREAS, the Borough has adopted a Resolution # _____ which authorizes Saddle River to enter into an agreement with the NWBCUA, for the services of monitoring the Borough's wastewater pump stations and any agreed upon miscellaneous services.

NOW, THEREFORE, this agreement is entered into by the Borough of Saddle River and the NBCUA for the purpose of defining and specifying the obligations of the parties and the Borough of Saddle River and the NWBCUA hereby agree as follows:

1. Pursuant to N.J.S.A. 40A:65-1 et. seq., both the Borough of Saddle River and the NWBCUA shall adopt the appropriate resolution, which will formally authorize the entering into this Agreement between the parties.
2. The duration of this Agreement shall be for a period of one (1) year following the commencement date. The commencement date shall be January 1, 2015.
3. The NBCUA shall provide the following services to the Borough of Saddle River:

- A. The NBCUA shall act as the New Jersey Licensed Sewer Operator for the Borough of Saddle River and perform the weekly monitoring of Saddle River's wastewater pump station, 24 hours a day and 365 days per year.
 - B. Perform repairs, corrective action and respond to pump station alarms during normal business hours. Business hours shall be defined as Monday through Friday, 7:00am to 3:30pm.
 - C. Perform repairs, corrective actions and respond to pump station alarms during non-business hours. Non-business hours shall be defined as Monday through Friday, 3:31pm to 6:59am and all day on Saturdays and Sundays and on NWBCUA approved holidays.
4. In consideration for the services to be rendered by the NBCUA to the Borough of Saddle River, pursuant to Paragraph 3 above the Borough of Saddle River shall pay the NBCUA four (4) equal installments of \$2050.00 on or before March 1st, June 1st, September 1st and December 1st of each year for a total annual compensation of \$8,200.00. The rate of compensation paid by the Borough of Saddle River to the NBCUA for repairs, corrective actions and responses to pump station alarms shall be \$83.02 per man hour for business hours and \$103.77 per man hour for non-business hours. The hourly compensation as memorialized above shall have a percentage increase commencing July 1, 2015 and each and every year thereafter, equal to the percentage increase if any paid by the NBCUA to their non-supervisory employee group.
5. The NWBCUA shall provide the Borough of Saddle River with an invoice reflecting all time and work provided by its staff for repairs and response service during the previous month. Said invoices shall be paid by the Borough of Saddle River within 45 days of receipt.
6. The parties agree to be bound to this Agreement for a minimum of twelve (12) months. Twelve (12) months following the commencement date, either party may terminate this Agreement by giving as least twelve (12) months' written notice to the other party.
7. Each party to this agreement represents to the other party thereto that the Officials executing Agreement are fully authorized and empowered to do so and to bind the parties to the terms of this Agreement, pursuant to law.
8. The parties recognize that the individuals who shall be designated as the primary contact persons are, the Licensed Sewer Operator and Superintendent of the NWBCUA for the NBCUA and the Supervisor of the Borough's Public Works Department for Saddle River. The primary contact individual shall be noticed on all issues of importance, including but not limited to, necessary repairs, corrective actions and responses to pump station alarms.
9. The primary contact persons shall jointly and cooperatively implement and complete a reporting form to memorialize and record all required and/or performed repairs, corrective actions and responses for each pumping stations.

10. The NWBCUA will provide a certificate of insurance designating Saddle River as an additional insured, with the same limits and coverage as the NBCUA has in place with their current insurance program.
11. The Borough of Saddle River will maintain a reasonable spare parts inventory as requested by the Superintendent of the NBCUA.
12. The effective date of this Agreement shall be January 1, 2015 and the expiration date shall be December 31, 2015.
13. The NBCUA agrees to comply with all applicable federal, state, county and municipal laws, rules and regulations.
14. The terms of this Agreement shall constitute the entire understanding between the parties and may only be amended by a written document executed by both parties.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals, this month day and year first above written.

ATTEST:

Borough of Saddle River

Borough Clerk

Mayor

Date:

ATTEST:

NORTHWEST BERGEN COUNTY
UTILITIES AUTHORITY

Secretary

Brian Chewcaskie, Chairman

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. CS-MAR-2015

Date: March 17, 2015

AUTHORIZATION TO GO INTO CLOSED SESSION TO DISCUSS PENDING LITIGATION

WHEREAS, the meetings of the Commissioners of the Northwest Bergen County Utilities Authority (the "Authority") are subject to the Open Public Meetings Act, N.J.S.A. 10:4-1, et seq. ("OPMA"); and

WHEREAS, in accordance with the OPMA, the Authority may exclude the public from that portion of any meeting in which the Commissioners discuss pending litigation and/or personnel in which the Authority is or may become a party or any matters falling within the attorney/client privilege; and

WHEREAS, the Commissioners wish to review and discuss pending litigation involving a former employee. AND CLOSED SESSION PORTION OF FEBRUARY 17, 2015

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners of the Northwest Bergen County Utilities Authority go into closed session to discuss pending litigation involving a former employee; and be it

FURTHER RESOLVED, that the matters to be discussed in closed session may be disclosed to the public at a time in the future when these issues have been resolved and such disclosure will not be detrimental to the Authority's interest. AND CLOSED SESSION PORTION OF FEBRUARY 17, 2015

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on March 17, 2015.

Alvin Goulet SECRETARY

CHAIRMAN

Table with 10 columns (Boangura, DaPuzzo, DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie) and 7 rows (Offered, Seconded, Aye, Nay, Absent, Abstain, Recuse). Includes handwritten checkmarks for 'Aye' and 'Absent' votes.