

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. CS-SEPT-2014

Date: September 16, 2014

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 and/or anticipated 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 the appellate division decision in the NWBCUA v. Donovan matter that was issued on September 10, 2014 (the "Case");

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners of the Northwest Bergen County Utilities Authority go into closed session to discuss and consider options and strategy involving the Case; 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 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 September 16, 2014.

[Signature] SECRETARY

[Signature] CHAIRMAN

Table with 9 columns (DaPuzzo, DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie) and 7 rows (Offered, Seconded, Ayes, Nays, Absent, Abstain, Recuse). Contains handwritten checkmarks for 'Offered', 'Ayes', and 'Seconded'.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

CONSENT RESOLUTION

Date: September 16, 2014

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

- ~~72-2014~~ Approval of vouchers, payroll and tax deposits - *Brewer*
- 73-2014 Renewal of membership in New Jersey Utility Authorities Joint Insurance Fund
- 74-2014 Regular Employment – John Stefancik, Incinerator Operator
- 75-2014 Regular Employment – Alexis Toledo-Sanchez, O&M Helper
- 76-2014 New Hire – Bart Brophy, Operations Supervisor
- 77-2014 Award of Contract – Liquid Grade Organic Polymer
- 78-2014 Award of Contract No. 267 – Operations Building Roof Replacement
- 79-2014 Extension of Probationary Period – Walter Stefancik, O&M Helper

MOTION

- 5-2014 Motion for 90 day unpaid leave of absence for Vincent Morelli, O&M Helper

*Alyson Gruber*  
 SECRETARY

*D. J. ...*  
 CHAIRMAN

	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered								
Seconded								
Ayes								
Nayes								
Absent								
Abstain								
Recuse								

See attached.



**NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY**

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**RESOLUTION**

**No. 72-2014 – AMENDED**

**Date: September 16, 2014**

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**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 August 2014 and Health Benefits and Dental Benefits transfers for September 2014; 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 September 16, 2014 be and they hereby are approved for payment from the proper accounts as follows:

ACCOUNT: Payroll Account  
Net Payroll: \$191,542.93

ACCOUNT: Tax Deposit Account  
Total: \$88,413.70

ACCOUNT: Health Benefits Contribution Employer  
Total Transfer: \$98,812.59

ACCOUNT: Health Benefits Contribution Employee  
Total: \$9,280.17

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 72-2014 – AMENDED

Date: September 16, 2014

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

ACCOUNT: Dental Benefits  
Total Transfer: \$4,362.72

ACCOUNT: PERS and Contributory Insurance  
Total Transfer: \$27,598.01

ACCOUNT: DCRP – Employer – August 2014  
Total Transfer: \$12.50

ACCOUNT: DCRP – Employee – August 2014  
Total Transfer: \$22.92

ACCOUNT: Operating Account  
Total: \$331,045.15

ACCOUNT: General Improvement Account  
Total: \$191,715.34

ACCOUNT: 2012 WWT Project Account  
Total: \$877.50

  
SECRETARY

  
CHAIRMAN

*As Amended:*

	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelاهر	Plumley	Salazer	Chewcaskie
Offered	✓							
Seconded		✓						
Ayes	✓	✓	✓	✓	✓	✓	✓	✓
Nays								
Absent								
Abstain								
Recuse								

**NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY**

**RESOLUTION**

**NO. 73-2014**

**Date: September 16, 2014**

**RENEWAL OF MEMBERSHIP IN THE NEW JERSEY UTILITY AUTHORITIES  
JOINT INSURANCE FUND**

**WHEREAS**, the Northwest Bergen County Utilities Authority is a member of the New Jersey Utility Authorities Joint Insurance Fund; and

**WHEREAS**, said renewed membership terminates as of December 31, 2014 unless earlier renewed by agreement between the Authority and the Fund; and

**WHEREAS**, the Authority desires to renew said membership;

**NOW, THEREFORE, BE IT**

**RESOLVED**, the Northwest Bergen County Utilities Authority, agrees to renew its membership in the New Jersey Utility Authorities Joint Insurance Fund for a period of three (3) years commencing on January 1, 2015 and ending January 1, 2018 at 12:01AM and to be subject to the Bylaws, Rules and Regulations, coverages and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.

**FURTHER RESOLVED**, The Chairman or Vice-Chairman shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the New Jersey Utility Authorities Joint Insurance Fund evidencing the Authority's intention to renew its membership.

  
SECRETARY

  
CHAIRMAN

	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelاهر	Plumley	Salazer	Chewcaskie
Offered	✓							
Seconded		✓						
Ayes	✓	✓	✓	✓	✓	✓	✓	✓
Nayes								
Absent								
Abstain								

**AGREEMENT TO RENEW MEMBERSHIP IN THE  
NEW JERSEY UTILITY AUTHORITIES JOINT INSURANCE FUND**

WHEREAS, the New Jersey Utilities Authorities Joint Insurance Fund (hereinafter the Fund) is a duly chartered Municipal Insurance Fund as authorized by NJSA 40A:10-36 et seq., and;

WHEREAS, the Northwest Bergen County Utilities Authority is currently a member of said Fund, and;

WHEREAS, effective December 31, 2014, said membership will expire unless earlier renewed, and;

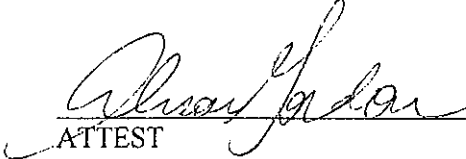
WHEREAS, the Board of Commissioners of the Northwest Bergen County Utilities Authority has resolved to renew said membership;

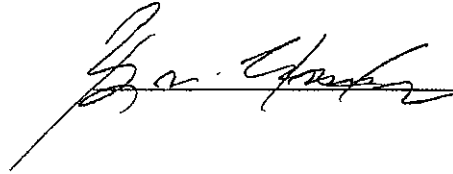
NOW THEREFORE, it is agreed as follows:

1. Northwest Bergen County Utilities Authority hereby renews its membership in the New Jersey Utilities Authorities Joint Insurance Fund for a three (3) year period, beginning January 1, 2015 and ending January 1, 2018.\*
2. The Northwest Bergen County Utilities Authority hereby ratifies and reaffirms the Indemnity and Trust Agreement, Bylaws and other organizational and operational documents of the New Jersey Utility Authorities Joint Insurance Fund as from time to time amended and altered by the Department of Insurance in accordance with the Applicable Statutes and administrative regulations as if each and every one of said documents were re-executed contemporaneously herewith.
3. The Northwest Bergen County Utilities Authority agrees to be a participating member of the Fund for the period herein provided for and to comply with all of the rules and regulations and obligations associated with said membership.
4. In consideration of the continuing membership of the Northwest Bergen County Utilities Authority in the New Jersey Utility Authorities Joint Insurance Fund, the New Jersey Utility Authorities Joint Insurance Fund agrees, subject to the continuing approval of the Commissioner of Banking & Insurance, to accept the renewal application of the Northwest Bergen County Utilities Authority.

5. Executed the 16<sup>th</sup> day of September, 2014 as the lawful and binding act and deed of the Northwest Bergen County Utilities Authority, which execution has been duly authorized by public vote of the governing body.

AUTHORITY CHAIRPERSON

  
ATTEST



NEW JERSEY UTILITY AUTHORITIES  
JOINT INSURANCE FUND

\*12:01 am







**NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY**

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**RESOLUTION**

**No. 76-2014**

**Date: September 16, 2014**

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**APPOINTMENT OF OPERATIONS SUPERVISOR – BART BROPHY**

**WHEREAS**, there presently exists a need for an Operations Supervisor; and

**WHEREAS**, NJSA40:14B-1 provides, inter alia, that the Authority may “appoint and employ, such other agents and employees as it may require and determine their duties and compensation”; and

**WHEREAS**, the position of Operations Supervisors has been vacant since on or about November 1, 2010; and

**WHEREAS**, the Northwest Bergen County Utilities Authority has allocated funds in the annual budget for the salary of the operations supervisor position; and

**WHEREAS**, the position of Operations Supervisor shall report to the Superintendent of the Authority; and

**WHEREAS**, it has been determined that Mr. Bart Brophy is competent, qualified and experienced to perform this job and it has been recommended by the Executive Director of the Authority that Mr. Bart Brophy be employed as the Operations Supervisor subject to a ninety (90) day probationary period and acceptable physical examination at a starting annual salary of \$88,500.00 effective October 6, 2014; and

**WHEREAS**, the Commissioners concur with the recommendation made by the Executive Director and believe it to be in the best interest of the Authority and municipalities served by it.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 76-2014

Date: September 16, 2014

APPOINTMENT OF OPERATIONS SUPERVISOR – BART BROPHY

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority that Mr. Bart Brophy residing at 12 Cranbrook Road, Hamilton Square, New Jersey 08690, be employed as the Operations Supervisor effective October 6, 2014 at a starting salary of \$88,500.00, subject to the satisfactory completion of a ninety (90) day probationary period and satisfactory physical.

  
SECRETARY

  
CHAIRMAN

	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered	✓							
Seconded		✓						
Ayes	✓	✓	✓	✓	✓	✓	✓	✓
Nayes								
Absent								
Abstain								

**NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY**

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**RESOLUTION**

**No. 77-2014**

**Date: September 16, 2014**

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**AWARD OF CONTRACT – POLYMER**

**WHEREAS**, the Northwest Bergen County Utilities Authority (the “Authority”) operates a wastewater treatment facility, located in Waldwick, New Jersey; and

**WHEREAS**, the Authority advertised for a bid of contract for the provision of a liquid grade organic polymer (Polymer) for a time period not to exceed two (2) years; and

**WHEREAS**, a notice to bidders for said Polymer Contract was duly advertised in accordance with the law; and

**WHEREAS**, on September 4, 2014, the date specified in the contract documents and specifications for the public opening and reading of the bids for the polymer contract, one (1) bid was received in response to the invitation to bid; and

**WHEREAS**, Polydyne, Inc. submitted a bid price of \$0.098 per pound for the delivery of polymer; and

**WHEREAS**, the Authority’s General Counsel has reviewed the bid of Polydyne, Inc. and has found same to be in legal conformance with the advertised specifications and bid requirements, and the Local Contract Law, N.J.S.A.40A:11-1 et seq.; and

**WHEREAS**, the Authority’s Superintendent, Robert Genetelli, has reviewed the bid of Polydyne, Inc. and has found same, in all technical aspects, to be in conformance with the advertised specifications and bid requirements, and as such has recommended that the Authority accept said bid submitted by Polydyne, Inc.

**NOW, THEREFORE, BE IT**

**RESOLVED**, by the Commissioners of the Northwest Bergen County Utilities Authority that the bid of Polydyne, Inc. for the Authority’s two (2) year liquid grade organic polymer Contract, be and is hereby accepted; and be it

**FURTHER RESOLVED**, that the not to exceed cost of all the polymer supplied to the Authority by Polydyne, Inc. pursuant to the Contract hereby awarded, shall be, and hereby is \$0.098 per pound regardless of the amount of polymer ultimately demanded by and delivered to the Authority; and be it

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 77-2014

Date: September 16, 2014

AWARD OF CONTRACT – POLYMER

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

  
SECRETARY

  
CHAIRMAN

	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaheer	Plumley	Salazer	Chewcaskie
Offered	✓							
Seconded		✓						
Ayes	✓	✓	✓	✓	✓	✓	✓	✓
Nayes								
Absent								
Abstain								

**NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY**

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**RESOLUTION**

**No. 78-2014**

**Date: September 16, 2014**

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**AWARD BID – CONTRACT NO. 267 – OPERATIONS BUILDING ROOF  
REPLACEMENT**

**WHEREAS**, on prior occasion, upon advertisement and pursuant to specifications, the Authority solicited bid proposals in connection with Contract No. 267 – Operations Building Roof Replacement; and

**WHEREAS**, bid proposals were received by the Authority on September 9, 2014; and

**WHEREAS**, the total bid amount, from the three lowest bidders are as follows:

VMG Group	\$156,000.00
TNT Construction Group	\$178,000.00
Paino Roofing Co., Inc.	\$180,000.00

**WHEREAS**, the Authority Staff and General Counsel have reviewed the bid proposals; and

**WHEREAS**, the Authority has determined that VMG Group has submitted all of the required documents and is the “lowest responsible bidder” and recommend that the Contract No. 267 – Operations Building Roof Replacement be awarded to VMG Group; and

**WHEREAS**, the Authority certifies that there are sufficient funds available to award this project to VMG Group; and

**WHEREAS**, the Commissioners concur with the recommendation of award of Contract No. 267 – Operations Building Roof Replacement and accept the bid of VMG Group.

**NOW, THEREFORE, BE IT**

**RESOLVED**, by the Commissioners of Northwest Bergen County Utilities Authority that the bid of VMG Group for the total bid amount of \$156,000.00 for Contract No. 267 – Operations Building Roof Replacement be and the same hereby is accepted; and

**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.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 78-2014

Date: September 16, 2014

AWARD BID – CONTRACT NO. 267 – OPERATIONS BUILDING ROOF  
REPLACEMENT

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 September 16, 2014.

  
SECRETARY

  
CHAIRMAN

	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahe	Plumley	Salazer	Chewcaskie
Offered	✓							
Seconded		✓						
Ayes	✓	✓	✓	✓	✓	✓	✓	✓
Nays								
Absent								
Abstain								



NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 79-2014

Date: September 16, 2014

EXTENSION OF PROBATIONARY PERIOD – WALTER STEFANCIK

WHEREAS, by Resolution No. 62-2014 dated June 17, 2014, Walter Stefancik was hired by the Northwest Bergen County Utilities Authority to the position of O&M Helper subject to a ninety (90) day probationary period; and

WHEREAS, Walter Stefancik’s probationary period ends on September 20, 2014; and

WHEREAS, it has been recommended by the Executive Director and Superintendent of the Northwest Bergen County Utilities Authority to extend the probationary period for Walter Stefancik for a period of sixty (60) days; and

WHEREAS, after successful completion of the extended probationary period, Walter Stefancik will retroactively receive any salary increases as set forth in the Non-Supervisory Bargaining Agreement during the extension.

NOW, THEREFORE, BE IT

RESOLVED, that the probationary period of Walter Stefancik be extended by a period of sixty (60) days in the position of O&M Helper; and

FURTHER RESOLVED, that any salary increases earned during the extension of the probationary period as set forth in the Non-supervisory Bargaining Agreement will become retroactive to September 21, 2014 after successful completion of said extension of probationary period.

Alison Jordan
SECRETARY

[Signature]
CHAIRMAN

Table with 9 columns (DaPuzzo, DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie) and 6 rows (Offered, Seconded, Ayes, Nays, Absent, Abstain). Contains handwritten checkmarks.



