

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

NOTICE

The next Regular Meeting of the Northwest Bergen County Utilities Authority will be held on Tuesday October 21, 2014 immediately following the Special Meeting at 7:00 pm, in the offices of the Authority located at 30 Wyckoff Avenue, Waldwick, New Jersey.

October 17, 2014

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

REGULAR MEETING October 21, 2014

1. Meeting called to Order.
2. Chairman's statement in accordance with C. 231, PL 1975.
3. Roll Call.
4. Salute to the Flag.
5. Chairman's Remarks.
6. Approval of Minutes – Regular Meeting – September 16, 2014
7. Public Comments (any subject).
8. Consideration for approval list of Resolutions attached dated October 21, 2014.
9. Reports of Committees.
 - a. Finance Committee
 - b. Personnel Committee
 - c. Insurance Committee
 - d. Operating Committee
 - e. Buildings and Grounds
10. Report of Treasurer.
11. Report of Counsel.
12. Report of Engineer.
13. Report of Executive Director.
14. Report of Superintendent.
15. Old Business.
16. New Business.
17. Public Comments (on subjects 5 through 17).
18. Adjournment.

October 17, 2014

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

LIST OF RESOLUTIONS

REGULAR MEETING

October 21, 2014

- 82-2014 Approval of vouchers, payroll and tax deposits
- 83-2014 Resolution to amend labor counsel professional services contract
- 84-2014 Resolution to engage the services of T&M Associates to provide the Engineering Professional services required for the Incinerator Emissions Upgrade Project
- 85-2014 Resolution to engage the services of Chavond Barry Engineering Corp. to provide the Engineering Professional services required for the Incinerator Emissions Upgrade Project
- 86-2014 Award of Contract No. 266 – Goffle Road and Midland Park Pump Station Upgrades
- 87-2014 Authorization to enter into an Interlocal Service Agreement – Borough of Dumont
- 88-2014 Authorization to enter into an Interlocal Service Agreement – Borough of Midland Park
- 89-2014 North Jersey Wastewater Cooperative Pricing System

MOTIONS

- 6-2014 Motion for 90 day unpaid leave of absence for Vincent Morelli, O&M Helper
- 7-2014 Motion for 90 day unpaid leave of absence for Christian Valtin, O&M Helper
- 8-2014 Motion to Approve Change Order No. 1 for Contract No. 259A

October 17, 2014

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 82-2014

Date: October 21, 2014

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 September 2014 and Health Benefits and Dental Benefits transfers for October 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 October 21, 2014 be and they hereby are approved for payment from the proper accounts as follows:

ACCOUNT: Payroll Account
Net Payroll: \$292,097.60

ACCOUNT: Tax Deposit Account
Total: \$129,931.85

ACCOUNT: Health Benefits Contribution Employer
Total Transfer: \$98,506.21

ACCOUNT: Health Benefits Contribution Employee
Total: \$9,339.92

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 82-2014

Date: October 21, 2014

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

ACCOUNT: Dental Benefits
Total Transfer: \$4,354.27

ACCOUNT: PERS and Contributory Insurance
Total Transfer: \$29,211.65

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

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

ACCOUNT: Operating Account
Total: \$307,321.60

ACCOUNT: General Improvement Account
Total: \$525,367.11

ACCOUNT: 2012 WWT Project Account
Total: \$77,456.50

ACCOUNT: 2014 WWT Project Account
Total: \$21,573.97

CHAIRMAN

SECRETARY

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

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 83-2014

Date: October 21, 2014

**RESOLUTION TO AMEND LABOR COUNSEL PROFESSIONAL SERVICES
CONTRACT**

WHEREAS, by Resolution 18-2014, the Northwest Bergen County Utilities Authority (the "Authority") identified a number of firms as qualified to perform legal services required by the Authority pursuant to a Request for Qualifications for such position, which notice thereof was published on January 10, 2014; and

WHEREAS, by Resolution No. 24-2014 (the "Original Resolution") the Authority retained the firm of Eric M. Bernstein & Associates, LLC (the "Bernstein Firm") as Labor Counsel to the Authority and authorized the Chairman to execute a Professional Services Agreement between the Authority and the Bernstein Firm; and

WHEREAS, a Professional Services Agreement dated February 4, 2014 between the Authority and the Bernstein Firm was executed by the parties thereafter; and

WHEREAS, the Original Resolution and the Professional Services Agreement provides for Labor Counsel's compensation to be capped at \$10,000.00 and that in the event that it anticipates it will exceed that amount, to seek further authorization from the Authority at such time; and

WHEREAS, the Bernstein Firm has advised the Authority that due to the labor negotiations and grievances, that counsel fees for such matters will cause the overall compensation to the Bernstein Firm to exceed \$10,000.00; and

WHEREAS, the Bernstein Firm has requested the Authority increase the not to exceed cost for legal services provided by their firm by an additional \$30,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Northwest Bergen County Utilities Authority hereby amends the Original Resolution and the Professional Services Agreement with the Bernstein Firm to increase the not to exceed amount by \$30,000 due to Labor negotiations and grievances but subject to the rates and all other terms and conditions of the Original Resolution & Professional Services Agreement; and be it

FURTHER RESOLVED, that this Resolution shall effectively amend the Professional Services Agreement referred to above; and be it

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 83-2014

Date: October 21, 2014

**RESOLUTION TO AMEND LABOR COUNSEL PROFESSIONAL SERVICES
CONTRACT**

FURTHER RESOLVED, that the Original Resolution and the Professional Services Agreement, unless expressly modified, remain in full force and effect.

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 October 21, 2014.

CHAIRMAN

SECRETARY

	DaPuzzo	DePhillips	Gabbert	Kasparian	Kclaher	Plumley	Salazer	Chewcaskie
Offered								
Seconded								
Aye								
Nay								
Absent								
Abstain								

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 84-2014

Date: October 21, 2014

RESOLUTION TO ENGAGE THE SERVICES OF T&M ASSOCIATES TO PROVIDE THE ENGINEERING PROFESSIONAL SERVICES REQUIRED FOR THE INCINERATOR EMISSIONS UPGRADE PROJECT

WHEREAS, recent regulations of the United States Environmental Protection Administration (hereinafter referred to as the "USEPA") sets strict limits for nine pollutants under Section 129 of the Clean Air Act; and

WHEREAS, in order for the Northwest Bergen County Utilities Authority (hereinafter referred to as "OWNER") to meet the USEPA's regulations for new low emission limits, it is necessary to significantly upgrade the Authority's air pollution control equipment (hereinafter referred to as the "PROJECT"); and

WHEREAS, the OWNER has previously authorized its professional staff to prepare any and all necessary documents in conjunction with the PROJECT; and

WHEREAS, the OWNER has submitted a "Loan Application" and "Design Documents" to the New Jersey Department of Environmental Protection and to the New Jersey Environmental Infrastructure Trust (hereinafter collectively referred to as the "NJEIT") in order to finance the PROJECT at the lowest possible cost; and

WHEREAS, the NJEIT requires the OWNER to engage the services of the ENGINEER to undertake and complete necessary and essential professional engineering services in connection with construction administration and field inspection for the PROJECT; and

WHEREAS, the scope of services will include construction administration and field inspection during construction and assistance to the OWNER in the preparation of documents related to the NJEIT in connection with this PROJECT; and

WHEREAS, T&M Associates has developed a proposal to perform these services on a time and material basis at hourly rates attached to this resolution at a not to exceed cost of \$165,000.

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

1. The Chairman or Vice-Chairman of the Authority is authorized to execute an Agreement with T&M Associates to provide the Engineering and Professional Services required for the Incinerator Emissions Upgrade Project; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 84-2014

Date: October 21, 2014

RESOLUTION TO ENGAGE THE SERVICES OF T&M ASSOCIATES TO PROVIDE THE ENGINEERING PROFESSIONAL SERVICES REQUIRED FOR THE INCINERATOR EMISSIONS UPGRADE PROJECT

- 2. The Executive Director of the Authority is authorized to execute the NJDEP "Affidavit for Professional Services" (Form LP-11) for T&M Associates to provide the Engineering and Professional Services required for the Incinerator Emissions Upgrade Project; and
3. The Secretary is hereby directed to cause notice to be published as required by law; and
4. Upon execution, a fully executed and confirmed copy of the Professional Services Agreement shall be placed on file in the office of the Executive Director and available for public inspection.

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 October 21, 2014.

CHAIRMAN

SECRETARY

Table with 9 columns (DaPuzzo, DePhillips, Gabbert, Kasparian, Ketaher, Plumley, Salazer, Chewcaskie) and 6 rows (Offered, Seconded, Aye, Nay, Absent, Abstain).

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 85-2014

Date: October 21, 2014

RESOLUTION TO ENGAGE THE SERVICES OF CHAVOND BARRY ENGINEERING CORP. TO PROVIDE THE ENGINEERING PROFESSIONAL SERVICES REQUIRED FOR THE INCINERATOR EMISSIONS UPGRADE PROJECT

WHEREAS, recent regulations of the United States Environmental Protection Administration (hereinafter referred to as the "USEPA") sets strict limits for nine pollutants under Section 129 of the Clean Air Act; and

WHEREAS, in order for the Northwest Bergen County Utilities Authority (hereinafter referred to as "OWNER") to meet the USEPA's regulations for new low emission limits, it is necessary to significantly upgrade the Authority's air pollution control equipment (hereinafter referred to as the "PROJECT"); and

WHEREAS, the OWNER has previously authorized its professional staff to prepare any and all necessary documents in conjunction with the PROJECT; and

WHEREAS, the OWNER has submitted a "Loan Application" and "Design Documents" to the New Jersey Department of Environmental Protection and to the New Jersey Environmental Infrastructure Trust (hereinafter collectively referred to as the "NJEIT") in order to finance the PROJECT at the lowest possible cost; and

WHEREAS, the NJEIT requires the OWNER to engage the services of the ENGINEER to undertake and complete necessary and essential professional engineering services in connection with construction administration and field inspection for the PROJECT; and

WHEREAS, the scope of services will include construction administration and field inspection during construction and assistance to the OWNER in the preparation of documents related to the NJEIT in connection with this PROJECT; and

WHEREAS, Chavond Barry Engineering Corp. has developed a proposal to perform these services on a time and material basis at hourly rates attached to this resolution at a not to exceed cost of \$450,000.

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

1. The Chairman or Vice-Chairman of the Authority is authorized to execute an Agreement with Chavond Barry Engineering Corp. to provide the Engineering and Professional Services required for the Incinerator Emissions Upgrade Project; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 85-2014

Date: October 21, 2014

RESOLUTION TO ENGAGE THE SERVICES OF CHAVOND BARRY ENGINEERING CORP. TO PROVIDE THE ENGINEERING PROFESSIONAL SERVICES REQUIRED FOR THE INCINERATOR EMISSIONS UPGRADE PROJECT

2. The Executive Director of the Authority is authorized to execute the NJDEP "Affidavit for Professional Services" (Form LP-11) for Chavond Barry Engineering Corp. to provide the Engineering and Professional Services required for the Incinerator Emissions Upgrade Project; and
3. The Secretary is hereby directed to cause notice to be published as required by law; and
4. Upon execution, a fully executed and confirmed copy of the Professional Services Agreement shall be placed on file in the office of the Executive Director and available for public inspection.

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 October 21, 2014.

CHAIRMAN

SECRETARY

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

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 89-2014

Date: October 21, 2014

NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

WHEREAS, the Northwest Bergen County Utilities Authority (The "Authority") continues to seeks ways to stabilize the costs of goods and services needed to operate the Authority's Wastewater Treatment Plant located at 30 Wyckoff Avenue in Waldwick, New Jersey; and

WHEREAS, the formation of cooperative pricing systems between two or more contracting units can effect substantial economies in the purchase of goods and services by combining efficiency and leverage; and

WHEREAS, two or more: contracting units are authorized by the Local Public Contracts Law at N.J.S.A. 40A:11-11 (5) to enter into cooperative pricing systems for the purpose of combining purchasing function, efficiency and leverage; and

WHEREAS, the Authority authorized its membership in the North Jersey Wastewater Cooperative Pricing System (NJWWCPS) on November 10, 2009 by Resolution No. 66-2009; and

WHEREAS, the Local Public Contracts Law requires the renewal of cooperative pricing system registrations after a five year term; and

WHEREAS, the Executive Director of the Northwest Bergen County Utilities Authority recommends that the Authority reauthorize membership in the NJWWCPS.

NOW THEREFORE, BE IT RESOLVED that the Northwest Bergen County Utilities Authority reauthorizes participation in the North Jersey Wastewater Cooperative Pricing System with the lead agency Passaic Valley Sewerage Commission, the Bergen County Utilities Authority, the Joint Meeting of Essex and Union Counties, the Northwest Bergen County Utilities Authority, the Rahway Valley Sewerage Authority, the Pequannock, Lincoln Park, and Fairfield Sewerage Authority, the Town of Morristown, Township of Wayne, City of Asbury Park, the Linden Roselle Sewerage Authority, and the Sussex County Municipal Utilities Authority; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 89-2014

Date: October 21, 2014

NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

BE IT FURTHER RESOLVED that membership of the Authority in the Pricing System shall not obligate the Authority to purchase through the Pricing System if the Authority can purchase items under existing procurement agreements.

CHAIRMAN

SECRETARY

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

