

Northwest Bergen County Utilities Authority

Resolution No. 93-2022

Date: October 18, 2022

**2023 AUTHORITY BUDGET RESOLUTION
FISCAL YEAR: January 01, 2023 to December 31, 2023**

WHEREAS, the Annual Budget for Northwest Bergen County Utilities Authority for the fiscal year beginning January 01, 2023 and ending December 31, 2023 has been presented before the governing body of the Northwest Bergen County Utilities Authority at its open public meeting of October 18, 2022; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$15,932,780.00, Total Appropriations including any Accumulated Deficit, if any, of \$15,932,780.00, and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$0.00; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$12,725,000.00 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$875,000.00; and

WHEREAS, the schedule of rents, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

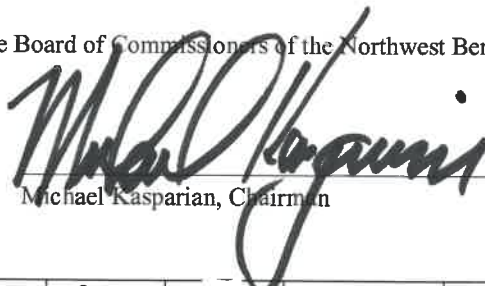
NOW, THEREFORE BE IT RESOLVED, by the governing body of the Northwest Bergen County Utilities Authority, at an open public meeting held on October 18, 2022 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the Northwest Bergen County Utilities Authority for the fiscal year beginning January 01, 2023 and ending December 31, 2023, is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the Northwest Bergen County Utilities Authority will consider the Annual Budget and Capital Budget/Program for Adoption on December 13, 2022.

I hereby certify that this is a true copy of a resolution adopted by the Board of Commissioners of the Northwest Bergen County Utilities Authority on October 18, 2022.


Alison Gordon, Secretary


Michael Kasparian, Chairman

Governing Body Recorded Vote

	Bonagura	Jordan	Kelaher	Lo Iacono	Ortega	Tombalakian	Kasparian
Offered				✓			
Seconded							✓
Aye		✓		✓	✓	✓	✓
Nay							✓
Absent	✓		✓				
Abstain							
Recuse							

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 94-2022

Date: October 18, 2022

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 2022 and Health Benefits and Dental Benefits transfers for October 2022; 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 listed 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 18, 2022 be and they hereby are approved for payment from the proper accounts as follows:

ACCOUNT: Payroll Account
Net Payroll: \$202,210.99

ACCOUNT: Tax Deposit Account
Total: \$85,062.31

ACCOUNT: Health Benefits Contribution Employer
Total Transfer: \$116,195.60

ACCOUNT: Health Benefits Contribution Employee
Total: \$4,247.67

ACCOUNT: Dental Benefits
Total Transfer: \$3,851.14

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 94-2022

Date: October 18, 2022

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

ACCOUNT: PERS and Contributory Insurance
Total Transfer: \$32,589.15

ACCOUNT: 2nd quarter 2022 Retro PERS
Total Transfer: \$797.66

ACCOUNT: Operating Account
Total: \$300,099.60

ACCOUNT: General Improvement Account
Total: \$1,184.25


ALISON GORDON, SECRETARY


MICHAEL KASPARIAN, CHAIRMAN

RECORDED VOTE:

	Bonagura	Jordan	Kelaheer	Lo Iacono	Ortega		Tombalakian	Kasparian
Offered		✓						
Seconded				✓				
Aye		✓		✓	✓		✓	✓
Nay								
Absent	✓		✓					
Abstain								
Recuse								

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 95-2022

Date: October 18, 2022

AMENDMENT TO THE 2022 AUTHORITY CAPITAL BUDGET

WHEREAS, the Northwest Bergen County Utilities Authority's 2022 Capital Budget was adopted on the 14th day of December 2021; and

WHEREAS, N.J.A.C. 5:31-2.8 provides that all amendments to the Authority's Capital Budget shall be approved and adopted by resolution of the Authority, passed by not less than a majority of the full membership; and

WHEREAS, the Authority's Administration has reviewed the status of its 2022 capital projects and determined that an amendment is required to reduce, increase and/or reallocate the overall 2022 Capital Budget to projects of greater priority to the Authority and Authority's sewer system; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority the following amendments be made to the Capital Budget of the Northwest Bergen County Utilities Authority for its year ending December 31, 2022:

<u>Funding Source</u>	<u>From</u>	<u>To</u>
Unrestricted Net Position Utilized	\$ 875,000	\$ 2,491,477
Renewal & Replacement Reserve	\$ 600,000	\$ 600,000
Debt Authorization	\$ 2,175,000	\$ 2,725,000
Capital Grants	\$ -	\$ -
Other Sources	\$ -	\$ -
Total Funding Source:	\$ 3,650,000	\$ 5,816,477
<u>Annual Budget Appropriation</u>		
Wastewater Pump Station Improv.	\$ -	\$ 1,000,000
Upgrade Operating Building Interior	\$ 600,000	\$ 1,400,000
Fiber Optic Pump Station Installations	\$ 160,000	\$ 25,500
Upgrade Mission and Phoenix Alarm Systems	\$ -	\$ 160,000
Upgrade and replace PLCs and CSS in Primary Building, Simplify Wiring	\$ 90,000	\$ -
Vehicle Fleet Expansion (2 Ford expeditions)	\$ -	\$ 100,000
Replace Aeration Gallery PLCs, wiring and transmission data systems	\$ 150,000	\$ -
Replace BFP#2 Schwing Pump	\$ -	\$ 375,000
Vehicle Storage Building	\$ 300,000	\$ 100,000
Cake Receiving Facility	\$ 875,000	\$ 525,000
Force Main Inspections	\$ -	\$ 662,750
Incinerator Repairs	\$ 50,000	\$ 175,000
WWTP Gate Valves and Actuator Replacement Upgrade	\$ 800,000	\$ -
Collection System Gravity Main Repairs	\$ 500,000	\$ -
Collection System Expansion	\$ -	\$ -
Roof replacement and Repair of Grit Building & Disinfection Bldg (incl. epoxy coating of interior walls grit bldg.	\$ 125,000	\$ 43,227
Chapel Road Manhole Replacement	\$ -	\$ 1,250,000
	\$ 3,650,000	\$ 5,816,477

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 95-2022

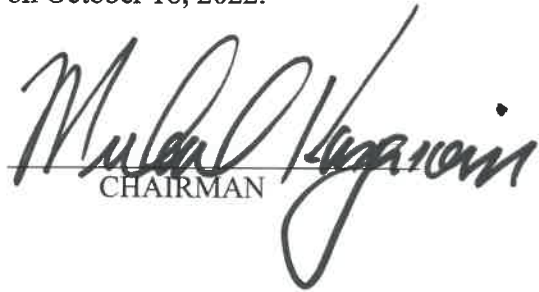
Date: October 18, 2022

AMENDMENT TO THE 2022 AUTHORITY CAPITAL BUDGET

BE IT FURTHER RESOLVED that two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services for certification of the Authority budget so amended.

I hereby certify that this is a true copy of a resolution adopted by the Board of Commissioners of the Northwest Bergen County Utilities Authority on October 18, 2022.


SECRETARY


CHAIRMAN

RECORDED VOTE:

	Bonagura	Jordan	Kelahr	Lo Iacono	Ortega		Tombalakian	Kasparian
Offered		✓						
Seconded				✓				
Aye		✓		✓	✓		✓	✓
Nay								
Absent	✓		✓					
Abstain								
Recuse								

Revised Capital Budget

Northwest Bergen County Utilities Authority
For the Period January 1, 2022 to December 31, 2022

	Estimated Total Cost	Funding Sources				
		Unrestricted Net Position Utilized	Renewal & Replacement Reserve	Debt Authorization	Capital Grants	Other Sources
<i>Wastewater Treatment</i>						
See Attached Schedule	\$ 5,816,477	\$ 2,491,477	\$ 600,000	\$ 2,725,000		
Type in Description	-					
Type in Description	-					
Type in Description	-					
Total	5,816,477	2,491,477	600,000	2,725,000	-	-
<i>N/A</i>						
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Total	-	-	-	-	-	-
<i>N/A</i>						
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Total	-	-	-	-	-	-
<i>N/A</i>						
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Total	-	-	-	-	-	-
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Total	-	-	-	-	-	-
<i>N/A</i>						
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Type in Description	-					
Total	-	-	-	-	-	-
TOTAL PROPOSED CAPITAL BUDGET	\$ 5,816,477	\$ 2,491,477	\$ 600,000	\$ 2,725,000	\$ -	\$ -

Enter brief description of up to four projects for each operation above. For operations with more than four budgeted projects, please attach additional schedules. Input total amount of all projects for the operation on single line and enter "See Attached Schedule" instead of project description.

Northwest Bergen County Utilities Authority
 For the Period January 1, 2022 to December 31, 2022

	Estimated Total Cost	Funding Sources				
		Unrestricted Net Position Utilized	Renewal & Replacement Reserve	Debt Authorization	Capital Grants	Other Sources
Wastewater Treatment						
Upgrade Operating Building Interior	\$1,400,000	\$800,000	\$600,000			
Incinerator Repairs	\$175,000	\$175,000				
Collection System Gravity Main Repairs (S340700-19)	\$0			\$0		
Collection System Expansion	\$0					
Fiber Optic Pump Station Installations	\$25,500	\$25,500				
Upgrade and Replace PLCs and CSS in Primary Building, Simplify Wiring	\$0	\$0				
Replace Aeration Gallery PLCs, wiring, and transmission data systems	\$0	\$0				
Roof Replacement and Repair of Grit Building and disinfection building	\$43,227	\$43,227				
WWTP Gate Valves and Actuator Replacement Upgrade (Inlet Bldg and secondary crossover channel incl electric)	\$0			\$0		
Vehicle Storage Building	\$100,000	\$100,000				
Cake Receiving Facility	\$525,000			\$525,000		
WWPS Improvements (S340700-15)	\$1,000,000	\$50,000		\$950,000		
Replace BFP#2 Schwing Pump	\$375,000	\$375,000				
Vehicle Fleet Expansion (2 expeditions)	\$100,000	\$100,000				
Upgrade Mission and Phoenix Alarm Systems	\$160,000	\$160,000				
Chapel Road Manhole and Sewer Line Replacement	\$1,250,000			\$1,250,000		
Force Main Inspections	\$662,750	\$662,750				
Total	\$5,816,477	\$2,491,477	\$600,000	\$2,725,000	\$0	\$0

5 Year Capital Improvement Plan

Northwest Bergen County Utilities Authority

For the Period January 1, 2022 to December 31, 2022

Fiscal Year Beginning in

	Estimated Total Cost	Current Budget					
		Year 2022	2023	2024	2025	2026	
<i>Wastewater Treatment</i>							
See Attached Schedule	\$ 19,882,750	\$ 5,816,477	\$ 3,366,273	\$ 5,050,000	\$ 300,000	\$ 5,050,000	\$ 300,000
Type in Description	-	-					
Type in Description	-	-					
Type in Description	-	-					
Total	<u>19,882,750</u>	<u>5,816,477</u>	<u>3,366,273</u>	<u>5,050,000</u>	<u>300,000</u>	<u>5,050,000</u>	<u>300,000</u>
<i>N/A</i>							
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Total	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<i>N/A</i>							
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Total	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<i>N/A</i>							
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Type in Description	-	-					
Total	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<i>N/A</i>							
Type in Description	-	-					
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Type in Description	-	-					
Total	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
TOTAL	<u>\$ 19,882,750</u>	<u>\$ 5,816,477</u>	<u>\$ 3,366,273</u>	<u>\$ 5,050,000</u>	<u>\$ 300,000</u>	<u>\$ 5,050,000</u>	<u>\$ 300,000</u>

Project descriptions entered on Page CB-3 will carry forward to Pages CB-4 and CB-5. No need to re-enter project descriptions above.

5 Year Capital Improvement Plan - Detail

Northwest Bergen County Utilities Authority
 For the Period January 1, 2022 to December 31, 2022

	Estimated Total Cost	Current Budget Year 2022	2023	2024	2025	2026	2027
Wastewater Treatment							
Upgrade Operating Building Interior	\$1,400,000	\$1,400,000					
Incinerator Repairs	\$1,175,000	\$175,000	\$300,000	\$50,000	\$300,000	\$50,000	\$300,000
Collection System Gravity Main Repairs (S340700-19)	\$300,000	\$0	\$300,000				
Collection System Expansion	\$10,000,000	\$0		\$5,000,000		\$5,000,000	
Fiber Optic Pump Station Installations	\$320,000	\$25,500	\$294,500				
Upgrade and Replace PLCs and CSS in Primary Building, Simplify Wiring	\$90,000	\$0	\$90,000				
Replace Aeration Gallery PLCs, wiring, and transmission data systems	\$150,000	\$0	\$150,000				
Roof Replacement and Repair of Grit Building and Disinfection Building	\$125,000	\$43,227	\$81,773				
WWTP Gate Valves and Actuator Replacement Upgrade (Inlet Bldg and secondary crossover channel and electric)	\$800,000	\$0	\$800,000				
Vehicle Storage Building	\$800,000	\$100,000	\$700,000				
Cake Receiving Facility	\$1,175,000	\$525,000	\$650,000				
WWPS Improvements (S340700-15)	\$1,000,000	\$1,000,000					
Replace BFP#2 Schwing Pump	\$375,000	\$375,000					
Vehicle Fleet Expansion (2 expeditions)	\$100,000	\$100,000					
Upgrade Mission and Phoenix Alarm Systems	\$160,000	\$160,000					
Chapel Road Manhole and Sewer Line Replacement	\$1,250,000	\$1,250,000					
Force Main Inspections	\$662,750	\$662,750					
TOTAL	\$19,882,750	\$5,816,477	\$3,366,273	\$5,050,000	\$300,000	\$5,050,000	\$300,000

5 Year Capital Improvement Plan Funding Sources

Northwest Bergen County Utilities Authority

For the Period January 1, 2022 to December 31, 2022

	Estimated Total Cost	Funding Sources				
		Unrestricted Net Position Utilized	Renewal & Replacement Reserve	Debt Authorization	Capital Grants	Other Sources
<i>Wastewater Treatment</i>						
See Attached Schedule	\$ 19,882,750	\$ 3,907,750	\$ 600,000	\$ 15,375,000		
Type in Description	-					
Type in Description	-					
Type in Description	-					
Total	19,882,750	3,907,750	600,000	15,375,000	-	-
<i>N/A</i>						
Type in Description	-					
Type in Description	-					
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Type in Description	-					
Total	-	-	-	-	-	-
<i>N/A</i>						
Type in Description	-					
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Type in Description	-					
Total	-	-	-	-	-	-
<i>N/A</i>						
Type in Description	-					
Type in Description	-					
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Type in Description	-					
Total	-	-	-	-	-	-
<i>N/A</i>						
Type in Description	-					
Type in Description	-					
Type in Description	-					
Type in Description	-					
Total	-	-	-	-	-	-
TOTAL	\$ 19,882,750	\$ 3,907,750	\$ 600,000	\$ 15,375,000	\$ -	\$ -
Total 5 Year Plan per CB-4	\$ 19,882,750					
Balance check		- If amount is other than zero, verify that projects listed above match projects listed on CB-4.				

Project descriptions entered on Page CB-3 will carry forward to Pages CB-4 and CB-5. No need to re-enter project descriptions above.

Northwest Bergen County Utilities Authority
 January 1, 2022 to December 31, 2022

For the Period

	Estimated Total Cost	Funding Sources				
		Unrestricted Net Position Utilized	Renewal & Replacement Reserve	Debt Authorization	Capital Grants	Other Sources
Wastewater Treatment						
Upgrade Operating Building Interior	\$1,400,000	\$800,000	\$600,000			
Incinerator Repairs	\$1,175,000	\$275,000		\$900,000		
Collection System Gravity Main Repairs (S340700-19)	\$300,000			\$300,000		
Collection System Expansion	\$10,000,000			\$10,000,000		
Fiber Optic Pump Station Installations	\$320,000	\$320,000				
Upgrade and Replace PLCs and CSS in Primary Building, Simplify Wiring	\$90,000	\$90,000				
Replace Aeration Gallery PLCs, wiring, and transmission data systems	\$150,000	\$150,000				
Roof Replacement and Repair of Grit Building and Disinfection Building (incl. epoxy coating of interior walls grit bldg)	\$125,000	\$125,000				
WWTP Gate Valves and Actuator Replacement Upgrade (Inlet Bldg and secondary crossover channel incl electric)	\$800,000			\$800,000		
Vehicle Storage Building	\$800,000	\$800,000				
Cake Receiving Facility	\$1,175,000			\$1,175,000		
WWPS Improvements (S340700-15)	\$1,000,000			\$1,000,000		
Replace BFP#2 Schwing Pump	\$375,000	\$50,000		\$325,000		
Vehicle Fleet Expansion (2 expeditions)	\$100,000	\$100,000				
Upgrade Mission and Phoenix Alarm Systems	\$160,000	\$160,000				
Chapel Road Manhole and Sewer Line Replacement	\$1,250,000			\$1,250,000		
Force Main Inspections	\$662,750	\$662,750				

TOTAL PROPOSED CAPITAL BUDGET \$ 19,882,750 \$ 3,907,750 \$ 600,000 \$15,375,000 \$ - \$ -

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 96-2022

Date: October 18, 2022

**AUTHORIZATION TO RENEW MEMBERSHIP TO THE NATIONAL ASSOCIATION OF
CLEAN WATER AGENCIES**

WHEREAS, the Northwest Bergen County Utilities Authority operates a wastewater treatment facility in the Borough of Waldwick, County of Bergen, State of New Jersey; and

WHEREAS, the National Association of Clean Water Agencies (the "NACWA") is a nationally recognized leader in environmental policy and a well-established technical resource on water quality & ecosystem protection issues; and

WHEREAS, membership in NACWA is a unique opportunity to improve the effectiveness in the operation of the Authority, enhance professional development and achieve the goals & objectives the Authority shares with other publicly owned treatment works; and

WHEREAS, NACWA's active membership and close working relationship with the United States Congress and United States Environmental Protection Agency allows its members to interact with national policy makers and shape the course of United States of America's environmental protection legislation; and

WHEREAS, the proposed annual membership/dues to be paid by the Authority for membership in NACWA will be \$8,385, which is based on the Authority being a publicly owned treatment agency with a service area population of 75,000; and

WHEREAS, the Authority has determined, based upon the foregoing, that it is necessary and/or desirable for its efficient operations to renew its membership in NACWA through September 30, 2023 at a membership fee of \$8,385 for the NACWA's FY20223

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

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 96-2022

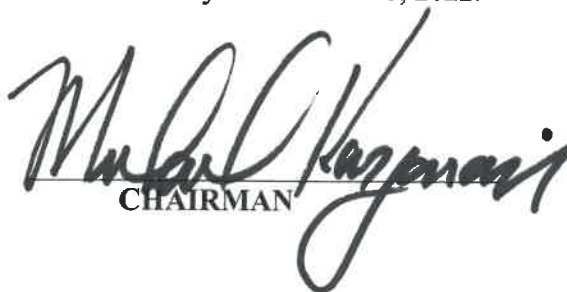
Date: October 18, 2022

**AUTHORIZATION TO RENEW MEMBERSHIP TO THE NATIONAL ASSOCIATION OF
CLEAN WATER AGENCIES**

1. The Chairman and/or his designee shall be and is hereby authorized to renew membership for the Authority with NACWA and execute any and all agreements and other documents necessary for said membership and payment for membership fees in the amount of \$8,385.
2. The Authority's Certifying Finance Officer has certified funds are available and certification is attached hereto.
3. A copy of this resolution and the agreement to renew the Authority's membership in NACWA shall be placed on file and made available for public inspection in the office of the Executive Director, upon execution by NACWA and the Authority.
4. This resolution shall take effect immediately.

I hereby certify that this is a true copy of a resolution adopted by the Board of Commissioners of the Northwest Bergen County Utilities Authority on October 18, 2022.


SECRETARY


CHAIRMAN

Recorded Vote:

	Bonagura	Jordan	Kelaheer	Lo Iacono	Ortega		Tombalakian	Kasparian
Offered		✓						
Seconded				✓				
Aye		✓		✓	✓		✓	✓
Nay								
Absent	✓		✓					
Abstain								
Recuse								

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify to the Board of Commissioners of the Northwest Bergen County Utilities Authority that sufficient funds are available for payment of the following:

CONTRACT: N/A

VENDOR: National Association of Clean Water Agencies

AMOUNT: \$8,385.00

ACCOUNT NO.: 2200/4130

Date: October 18, 2022



Robert Laux, Certifying Finance Officer

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 97-2022

Date: October 18, 2022

AUTHORIZATION TO ENTER INTO SHARED SERVICES AGREEMENTS RELATED TO SANITARY SEWER CLEANING AND CCTV INSPECTION SERVICES

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-4 allows for any local unit to enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating local units; and

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") operates and maintains the necessary vehicles and equipment to provide sanitary sewer cleaning and CCTV Inspections services to local units (as defined by N.J.S.A. 40A:65-3); and

WHEREAS, the Authority desires to enter into Shared Services Agreements with local units to provide the aforementioned services; and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority the following:

- 1. The Authority is hereby authorized to enter into shared services agreements related to the providing of sanitary sewer cleaning services and CCTV inspection services to other local units for the calendar years 2023 and 2024.
2. The Authority's Executive Director is hereby authorized to execute any such agreement on behalf of the Authority.
3. This resolution shall take effect immediately upon adoption.

I hereby certify that this is a true copy of a resolution adopted by the Board of Commissioners of the Northwest Bergen County Utilities Authority on October 18, 2022.

[Signature]
SECRETARY

[Signature]
CHAIRMAN

Recorded Vote:

Table with 8 columns (Bonagura, Jordan, Kelaher, Lo Iacono, Ortega, Tombalakian, Kasparian) and 7 rows (Offered, Seconded, Aye, Nay, Absent, Abstain, Recuse). Includes handwritten checkmarks for 'Aye' and 'Absent' votes.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 98-2022

Date: October 18, 2022

**AUTHORIZATION TO INCREASE THE GENERAL COUNSEL BUDGET FOR
BERN ROOT LLC FOR PROFESSIONAL LEGAL SERVICES TO THE
NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY**

WHEREAS, the law firm of Bern Root LLC, with offices located at 90 West Palisade Avenue, Englewood, New Jersey 07631 is presently providing the Northwest Bergen County Utilities Authority (hereinafter referred to as the “Authority”) with professional legal services, including all matters which, in the opinion of the Executive Director and/or the Commissioners of the Authority shall be referred to General Counsel; and

WHEREAS, by Resolution 24-2022, the Authority previously engaged the services of Bern Root LLC (hereinafter referred to as the “Firm”) to provide various professional legal services as deemed necessary by the Executive Director and/or the Commissioners; and

WHEREAS, the Original Resolution (hereinafter referred to as the “the Original Resolution”) authorized a not-to-exceed cost of \$75,000.00 to be paid to the Firm for their professional legal services in connection with the legal needs of the Authority; and

WHEREAS, the Firm requested an increase to the not-to-exceed cost of the professional legal services by \$50,000.00 related to the position of General Counsel to the Authority for services rendered from October 1, 2022 through February 28, 2023; and

WHEREAS, the Authority’s Certifying Finance Officer has certified that funds are available to accept the proposal.

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

1. The Proposal of Bern Root LLC to provide the additional professional legal services as outlined in the Original Resolution 24-2022 related to required legal services of the Authority in the amount of \$50,000.00 and is hereby accepted, increasing the not-to-exceed cost of legal services to \$125,000.00.
2. In the event that the firm anticipates it will exceed the amount set forth above, it shall seek further authorization from the Authority at such time.
3. The Certifying Finance Officer’s Certification of Available Funds shall be maintained on file at the Authority and made a part hereof.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 98-2022

Date: October 18, 2022

**AUTHORIZATION TO INCREASE THE GENERAL COUNSEL BUDGET FOR
BERN ROOT LLC FOR PROFESSIONAL LEGAL SERVICES TO THE
NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY**

- 4. Notice of this award shall be published in accordance with applicable law.
- 5. This Resolution shall take effect immediately.

I hereby certify that this is a true copy of a resolution adopted by the Board of Commissioners of the Northwest Bergen County Utilities Authority on October 18, 2022.


ALISON GORDON SECRETARY


MICHAEL KASPARIAN, CHAIRMAN

Recorded Vote:

	Bonagura	Jordan	Kelahr	Lo Iacono	Ortega		Tombalakian	Kasparian
Offered		✓						
Seconded				✓				
Aye		✓		✓	✓		✓	✓
Nay								
Absent	✓		✓					
Abstain								
Recuse								

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify to the Board of Commissioners of the Northwest Bergen County Utilities Authority that sufficient funds are available for payment of the following:

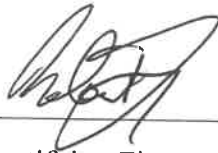
CONTRACT: General Counsel for 2022

VENDOR: Bern Root, LLC

AMOUNT: Increase: \$50,000.00 Amended Budget \$125,000

ACCOUNT NO.: 2100/4020

Date: October 18, 2022



Robert Laux, Certifying Finance Officer

