

**BERGEN COUNTY UTILITIES AUTHORITY
MINUTES OF THE REGULAR MEETING
MARCH 28, 2013**

**In the matter of the 411TH Regular Meeting of
The Bergen County Utilities Authority**

1. The **proof of meeting notice** calling the March 28, 2013 meeting was read into the record by Richard Wierer, Acting Secretary.

2. Roll Call:

COMMISSIONERS PRESENT:

Andrew "Chuck" Vaccaro, Chairman
Ronald Phillips, Vice Chairman
Catherine T. Bentz, Commissioner
James L. Cassella, Commissioner
Louis J. DeLisio, Commissioner
Paul A. Juliano, Commissioner
Richard D. Schooler, Commissioner
George P. Zilocchi, Commissioner

ALSO PRESENT: Robert E. Laux, Executive Director
Richard D. Wierer, Deputy Executive Director
Authority Staff and Professional Consultants

3. Chairman Vaccaro led the Commissioners and others present in the salute to the flag.

4. Motion that the Minutes covering the February 26, 2013 Work Session be approved was moved by Commissioner Vaccaro and seconded by Commissioner Schooler and was carried.

5. FINANCE AND LEGAL COMMITTEE:

Resolution 13-1-021 – Approve bills and the claims supported by vouchers totaling \$ 7,046,414.85 and Authorize the Chief Financial Officer to issue the necessary checks therefor, and to charge the accounts indicated, all as more fully set forth on the Chief Financial Officer's check list. Motion to adopt the resolution was made by Commissioner Cassella and Seconded by Commissioner DeLisio. A roll call was taken and the resolution was adopted as reflected in these minutes.

6. CONSTRUCTION & ENGINEERING COMMITTEE:

Resolution 13-2-024 - Resolution to Award Contract 13-06 to Best Cleaning Building Service to provide Janitorial Services. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 13-2-025 - Resolution to Award Contract 13-08 Rebid to Fisher Scientific to Furnish and Deliver Lab Supplies (Two Years). Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 13-2-026 - Resolution to Award Contract 13-09 to Foley Incorporated to Furnish and Deliver Caterpillar Engine Parts (Two Years). Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 13-2-027 - Resolution to Award Contract 13-10 to Southern Ionics Incorporated to Furnish and Deliver Sodium Bisulfite (Two Years). Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 13-2-028 - Resolution to Award Contract 13-11 to Russell Reid Waste Hauling and Disposal Service Co., Inc. to provide On-Call Transportation and Disposal of Liquid Sludge (Two Years). Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 13-2-029 - Resolution to Award Contract 13-12 to Siemens Industry, Inc. to Furnish and Deliver Liquid Nitrate Solution (Two Years). Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 13-2-030 - Resolution to Award Contract 13-13 to Kickham Boiler and Engineering Inc. to Furnish and Deliver Exhaust Waste Heat Recovery

BERGEN COUNTY UTILITIES AUTHORITY

Minutes of the Regular Meeting

March 28, 2013

Silencer (Two Years). Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 13-2-031 - Resolution to Award Contract 92445-13 to Dave Heiner Associates, Inc. to Furnish and Deliver Dual Control Transformer Duplex Pump Control Panel. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 13-2-032 – Resolution to Authorize execution of Change Order No. 1 (Final) to process the net decrease of \$2,568.78 to Contract No. 172, Replacement of Little Ferry WPCF Control Building Roof for an adjusted total contract amount of \$288,681.22. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 13-2-033 – Resolution to Authorize Execution of Agreement with New Jersey Department of Transportation Regarding Repairs to Route 4 over Flat Brook Creek. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

General Counsel Paul Kaufman advised the Commissioners that Resolution 13-2-034 was added to the agenda subsequent to review and discussion at the March 28, 2013 Work Session.

Resolution 13-2-034 – Resolution to rescind Resolution 13-2-009 and the appointment of the Birdsall Services Group for Energy/Air Engineering Services. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Schooler. A roll call was taken and the resolution was adopted as reflected in these minutes.

7. Chairman Vaccaro announced a short recess to allow time for the Acting Secretary to prepare minutes of this Regular Meeting.
8. Chairman Vaccaro announced the Regular Meeting would reconvene.
9. The Acting Secretary then distributed proposed minutes of the March Regular Meeting for review by the Commissioners.

10. Move to approve the Minutes of the Regular Meeting of March 28, 2013 as distributed by the Acting Secretary, such minutes to include this motion approving the minutes, without the requirement of further review or approval at a subsequent Regular Meeting. Motion to adopt the Minutes of the Regular Meeting of March 28, 2013 was made by Chairman Vaccaro and second by Commissioner Schooler and was unanimously carried.
11. Chairman Vaccaro distributed the committee assignments to the Commissioners.
12. Upon motion duly made, seconded and unanimously carried, the meeting was adjourned.

Respectfully submitted,



Richard Wierer
Acting Secretary

March 28, 2013

BERGEN COUNTY UTILITIES AUTHORITY
 Minutes of the Regular Meeting
 March 28, 2013

Resolution #	13-1-021
Chairman Vaccaro	Y
Comm. Phillips	Y
Comm. Bentz	Y
Comm. Cassella	Y
Comm. DeLisio	Y
Comm. Juliano	A
Comm. Lorenzo	-
Comm. Schooler	Y
Comm. Zilocchi	Y

Resolution #	13-2-024	13-2-025	13-2-026	13-2-027	13-2-028	13-2-029
Chairman Vaccaro	Y	Y	Y	Y	Y	Y
Comm. Phillips	Y	Y	Y	Y	Y	Y
Comm. Bentz	Y	Y	Y	Y	Y	Y
Comm. Cassella	Y	Y	Y	Y	Y	Y
Comm. DeLisio	Y	Y	Y	Y	Y	Y
Comm. Juliano	Y	Y	Y	Y	Y	Y
Comm. Lorenzo	-	-	-	-	-	-
Comm. Schooler	Y	Y	Y	Y	Y	Y
Comm. Zilocchi	Y	Y	Y	Y	Y	Y

Resolution #	13-2-030	13-2-031	13-2-032	13-2-033	13-2-034
Chairman Vaccaro	Y	Y	Y	Y	Y
Comm. Phillips	Y	Y	Y	Y	Y
Comm. Bentz	Y	Y	Y	Y	Y
Comm. Cassella	Y	Y	Y	Y	Y
Comm. DeLisio	Y	Y	Y	Y	Y
Comm. Juliano	Y	Y	Y	Y	Y
Comm. Lorenzo	-	-	-	-	-
Comm. Schooler	Y	Y	Y	Y	Y
Comm. Zilocchi	Y	Y	Y	Y	Y

Y = Yes A = Abstain
 R = Recuse N = No
 - = Absent

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Authority solicited bid proposals for **Janitorial Services (One Year with Two One Year Options)**, pursuant to and in accordance with **Contract No. 13-06**; and

WHEREAS, the following bid proposals were received by the Authority on **March 19, 2013** for **Contract No.13-06**:

Vendor	Total Amount Bid for One Year	Notes
Best Cleaning Building Service, Inc. Palisades Park, NJ	\$47,000.00	
Excellent Building Services Orange, NJ	\$59,290.00	
Oriental Pacific Maintenance Mahwah, NJ	\$66,900.00	
Ocean Clean Cedar Grove, NJ	\$69,898.00	No Ownership Disclosure Form
Maverick Building Services Rutherford, NJ	\$73,000.00	

WHEREAS, the Authority's **Qualified Purchasing Agent and Coordinator of Contractual Operations** has reviewed the bid proposals and has recommended that **Best Cleaning Building Service, Inc.** be awarded **Contract No. 13-06** in accordance with N.J.S.A. 40:11-4, as the lowest complying and responsible bidder; and

WHEREAS, on the basis of the foregoing, the Authority has determined that **Best Cleaning Building Service, Inc.** constitutes the lowest complying and responsible bidder for **Contract No.13-06**, in accordance with N.J.S.A. 40A:11-4; and

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Authority; and

WHEREAS, the Authority's Chief Financial Officer has certified that funds are available for this purpose; and

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

1. **Best Cleaning Building Service, Inc.** shall be and is hereby determined to be the lowest complying and responsible bidder for **Janitorial Services (One Year with Two One Year Options)**, constituting **Contract No.13-06** for a One (1) year period for a total of **\$47,000.00**.
2. The Chairman is hereby authorized to execute an agreement with **Best Cleaning Building Service, Inc. of 432 #A Lincoln Street, Palisades Park, NJ 07650** for **Janitorial Services (One Year with Two One Year Options)**, constituting **Contract No.13-06** for a total of **\$47,000.00**.
3. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1, et seq.
4. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.
5. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14b.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.



Richard Wierer
Acting Secretary

Dated: **March 28, 2013**

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Authority solicited bid proposals to **Furnish and Deliver Lab Supplies (2 Years)**, pursuant to and in accordance with **Contract No. 13-08**; and

WHEREAS, a sole bid proposal was received by the Authority on February 14, 2013, the date set forth in the Invitation to Bid for the receipt of bid proposals pursuant to and in accordance with **Contract No.13-08**; and

WHEREAS, on February 26, 2013 the sole bid proposal was rejected on the basis that the lowest bid substantially exceeds the contracting unit's appropriation for the goods or services in accordance with N.J.S.A. 40A:11-13.2; and

WHEREAS, on February 26, 2013 the Executive Director or his designee was authorized to re-advertise for the solicitation of bid proposals for **Contract 13-08 Rebid to Furnish and Deliver Lab Supplies**.

WHEREAS, the following sole bid proposal was received by the Authority on **March 19, 2013** for **Contract No.13-08 Rebid**:

Vendor	Total Bid Price	Notes
Fisher Scientific	\$432,937.36	

WHEREAS, the Authority's **Qualified Purchasing Agent and Supervising Lab Technician** have reviewed the sole bid proposal and have recommended that **Fisher Scientific** be awarded **Contract No. 13-08 Rebid** in accordance with N.J.S.A. 40:11-4, as the lowest complying and responsible bidder; and

WHEREAS, on the basis of the foregoing, the Authority has determined that **Fisher Scientific** constitutes the lowest complying and responsible bidder for **Contract No.13-08 Rebid**, in accordance with N.J.S.A. 40A:11-4; and

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Authority; and

WHEREAS, the Authority's Chief Financial Officer has certified that funds are available for this purpose; and

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

1. **Fisher Scientific** shall be and is hereby determined to be the lowest complying and responsible bidder to **Furnish and Deliver Lab Supplies (Two Years)**, constituting **Contract No.13-08 Rebid** for a Two (2) year period for a total of **\$432,937.36**.
2. The Chairman is hereby authorized to execute an agreement with **Fisher Scientific of 300 Industry Drive, Pittsburgh, PA 15275** to **Furnish and Deliver Lab Supplies (Two Years)**, constituting **Contract No.13-08 Rebid** for a total of **\$432,937.36**.
3. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1, et seq.
4. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.
5. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14b.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.



Richard Wierer
Acting Secretary

Dated: **March 28, 2013**

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Authority solicited bid proposals to **Furnish and Deliver Caterpillar Engine Parts (Two Years)**, pursuant to and in accordance with **Contract No. 13-09**; and

WHEREAS, the following sole bid proposal was received by the Authority on **March 14, 2013** for **Contract No.13-09**:

Vendor	Total Bid Price for Two Years	Notes
Foley, Incorporated Piscataway, NJ 08855	\$1,174,907.04	

WHEREAS, the Authority's **Qualified Purchasing Agent and Plant Manager** have reviewed the sole bid proposal and have recommended that **Foley, Incorporated** be awarded **Contract No. 13-09** in accordance with N.J.S.A. 40:11-4, as the lowest complying and responsible bidder; and

WHEREAS, on the basis of the foregoing, the Authority has determined that **Foley, Incorporated** constitutes the lowest complying and responsible bidder for **Contract No.13-09**, in accordance with N.J.S.A. 40A:11-4; and

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Authority; and

WHEREAS, the Authority's Chief Financial Officer has certified that funds are available for this purpose; and

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

1. **Foley, Incorporated** shall be and is hereby determined to be the lowest complying and responsible bidder to **Furnish and Deliver Caterpillar Engine Parts (Two Years)**, constituting **Contract No.13-09** for a Two (2) year period for a total of **\$1,174,907.04**.
2. The Chairman is hereby authorized to execute an agreement with **Foley, Incorporated of 855 Centennial Avenue, Piscataway, NJ 08855** to **Furnish and Deliver Caterpillar Engine Parts (Two Years)**, constituting **Contract No.13-09** for a total of **\$1,174,907.04**.
3. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1, et seq.

4. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.
5. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14b.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.



Richard Wierer
Acting Secretary

Dated: **March 28, 2013**

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Authority solicited bid proposals to **Furnish and Deliver Sodium Bisulfite (Two Years)**, pursuant to and in accordance with **Contract No. 13-10**; and

WHEREAS, the following bid proposals were received by the Authority on **March 14, 2013** for **Contract No.13-10**:

Vendor	Unit Price (per gallon)	Total Bid Price for Two Years
Southern Ionics Incorporated West Point, MS	\$1.13	\$452,000.00
PVS Chemical Solutions Inc. Detroit, MI	\$1.16	\$464,000.00
JCI Jones Chemicals, Inc. Warwick, NY	\$1.45	\$580,000.00
Holland Company, Inc. Adams, MA	\$1.64	\$678,000.00
Univar USA, Inc. Middletown, PA	\$1.75	\$700,000.00
Miracle Chemical Co. Farmingdale, NJ	NO BID	NO BID

WHEREAS, the Authority's **Plant Manager** has reviewed the bid proposals and has recommended that **Southern Ionics Incorporated** be awarded **Contract No. 13-10** in accordance with N.J.S.A. 40:11-4, as the lowest complying and responsible bidder; and

WHEREAS, on the basis of the foregoing, the Authority has determined that **Southern Ionics Incorporated** constitutes the lowest complying and responsible bidder for **Contract No.13-10**, in accordance with N.J.S.A. 40A:11-4; and

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Authority; and

WHEREAS, the Authority's Chief Financial Officer has certified that funds are available for this purpose; and

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

1. **Southern Ionics Incorporated** shall be and is hereby determined to be the lowest complying and responsible bidder to **Furnish and Deliver Sodium Bisulfite (Two Years)**), constituting **Contract No.13-10** for a Two (2) year period for a total of **\$452,000.00**.
2. The Chairman is hereby authorized to execute an agreement with **Southern Ionics Incorporated of P.O. Drawer 1217, West Point, MS 39773** to **Furnish and Deliver Sodium Bisulfite (Two Years)**, constituting **Contract No.13-10** for a total of **\$452,000.00**.
3. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1, et seq.
4. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.
5. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14b.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.



Richard Wierer
Acting Secretary

Dated: **March 28, 2013**

BERGEN COUNTY UTILITIES AUTHORITY RESOLUTION

WHEREAS, upon advertisement and pursuant to specifications, the Authority solicited bid proposals pursuant to the public bidding process for **On Call Transportation and Disposal of Liquid Sludge by Truck from Little Ferry, NJ to Newark, NJ**, pursuant to and in accordance with **Contract No. 13-11**; and

WHEREAS, the following bid proposals were received by the Authority on March 14, 2013 for **Contract No. 13-11**:

Vendor	Unit Price (per gallon)	Total Capacity Per Day	Total Bid Price for Two Years
Russell Reid Waste Hauling and Disposal Service Co., Inc. Keasbey, NJ	\$.0447	140,000 (Gallons)	\$1,126,440.00
Residuals Management Services, LLC dba EarthCare Vernon, NJ	\$.0471	108,000 (Gallons)	\$915,624.00

WHEREAS, **Contract No. 13-11 (Part A)** for **On Call Transportation and Disposal of Liquid Sludge by Truck from Little Ferry, NJ to Newark, NJ** is a special service to be utilized by the Authority only in emergency circumstances due to weather, bridge maintenance, or other uncontrollable conditions that prevent the barge transportation of liquid sewage from Little Ferry to Newark; and

WHEREAS, the Authority's Buyer and Chief Engineer/Director of Water Pollution Control have reviewed the bid proposals and have recommended that **Russell Reid Waste Hauling and Disposal Service Co., Inc.** should be awarded **Contract No. 13-11 (Part A)** at the **Unit Price \$0.0447 per Gallon, up to 140,000 Gallons not to exceed the total amount of \$1,126,440.00** for two years (based on 140,000 gallons multiplied by the 90 day maximum and the unit price), in accordance with N.J.S.A. 40A:11-4, as the lowest complying and responsible bidder; and

WHEREAS, the Contract Documents and Bid Specifications for **Contract No. 13-11** provide at Section 00100-4 that "Bidders may propose a Minimum Daily Capacity Commitment ["MDCC"] of less than 205,000 gallons/day ...In the event that the lowest cost qualified responsive Bidder proposes a [MDCC] of less than 205,000 Gallons, the Authority will select the next lowest responsive Bidder(s) based upon the next lowest Contract Evaluation Price for the associated [MDCC]. If the sum of the [MDCC] from the lowest and next qualified responsive Bidders equals or is greater than 205,000 gallons per day, the Authority will select these two bidders for the provision of the work"; and

WHEREAS, **Russell Reid Waste Hauling and Disposal Service Co., Inc.** submitted a bid for a total capacity of 140,000 gallons, leaving the Authority in need of an additional 65,000

gallons of capacity for **On Call Transportation and Disposal of Liquid Sludge by Truck from Little Ferry, NJ to Newark, NJ** as called for under the bid specifications; and

WHEREAS, in a memorandum to the Authority's Executive Director dated March 19, 2013, the Authority's Director of Water Pollution Control / Chief Engineer stated that under normal circumstances the Authority may need to transport more than 140,000 gallons per day and therefore recommends that a second contract be awarded to the second lowest bidder **Residuals Management Service, LLC d/b/a EarthCare** to ensure sufficient capacity in emergency circumstances; and

WHEREAS, the Authority's Buyer and the Director of Water Pollution Control / Chief Engineer have reviewed the bid proposal of **Residuals Management Service, LLC d/b/a EarthCare** and have recommended that **Residuals Management Service, LLC d/b/a EarthCare** should be awarded **Contract No. 13-11 (Part B)** at the **Unit Price \$0.0471 per gallon, up to the remaining 65,000 Gallons per day not to exceed the total amount of \$915,624.00** for two years (based on 65,000 gallons multiplied by the 90 day maximum and the unit price), in accordance with N.J.S.A. 40A:11-4, as the second lowest complying and responsible bidder; and

WHEREAS, it is in the best interests of the the Authority to utilize the additional capacity of the second lowest bidder **Residuals Management Service, LLC d/b/a EarthCare** in accordance with the provisions and protocols set forth in Section 01000, Part 1.02(F) and (G) of the Contract Documents and Bid Specifications in order to achieve the anticipated daily transportation and disposal of liquid sludge as required by the Authority; and

WHEREAS, on the basis of the foregoing, the Authority has determined that **Russell Reid Waste Hauling and Disposal Service Co., Inc.** and **Residuals Management Service, LLC d/b/a EarthCare** should constitute the lowest complying and responsible bidders for **Contract No. 13-11** in accordance with N.J.S.A. 40A:11-4; and

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Authority; and

WHEREAS, the Authority's Chief Financial Officer has certified that funds are available for the purpose; and

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

1. **Russell Reid Waste Hauling and Disposal Service Co., Inc.** shall be and is hereby determined to be the lowest complying and responsible bidder for **On Call Transportation and Disposal of Liquid Sludge by Truck from Little Ferry, NJ to Newark, NJ**, constituting **Contract No. 13-11 (Part A)** at the **Unit Price \$0.0447 per Gallon, up to**

140,000 Gallons per day not to exceed the amount of \$1,126,440.00 for two years (based on 140,000 gallons multiplied by the 90 day maximum and the unit price).

2. **Residuals Management Service, LLC d/b/a EarthCare** shall be and is hereby determined to be the second lowest complying and responsible bidder for **On Call Transportation and Disposal of Liquid Sludge by Truck from Little Ferry, NJ to Newark, NJ**, constituting **Contract No. 13-11 (Part B)** at the **Unit Price \$0.0471 per gallon, up to the remaining 65,000 Gallons per day not to exceed the total amount of \$915,624.00 for two years** (based on 65,000 gallons multiplied by the 90 day maximum and the unit price).

3. The Chairman is hereby authorized to execute agreements with **Russell Reid Waste Hauling** and with **Residuals Management Service, LLC d/b/a EarthCare** for **On Call Transportation and Disposal of Liquid Sludge by Truck from Little Ferry, NJ to Newark, NJ**, constituting **Contract No. 13-11(Part A and B)** in the respective amounts specified above.

4. The Authority shall utilize the additional capacity of the second lowest bidder **Residuals Management Service, LLC d/b/a EarthCare** to provide for the transportation and disposal of liquid sludge in excess of 140,000 gallons per day.

5. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1, et seq.

6. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.

7. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14b.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.



Richard Wierer
Acting Secretary

Dated: **March 28, 2013**

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Authority solicited bid proposals to **Furnish and Deliver Liquid Nitrate Solution (Two Years)**, pursuant to and in accordance with **Contract No. 13-12**; and

WHEREAS, the following sole bid proposal was received by the Authority on **March 14, 2013** for **Contract No.13-12**:

Vendor	Unit Price (per gallon)	Total Bid Price for Two Years
Siemens Industry, Inc. Sarasota, FL	\$2.38	\$95,200.00

WHEREAS, the Authority's **Chief Engineer/Director of Water Pollution Control** has reviewed the sole bid proposal and has recommended that **Siemens Industry, Inc.** be awarded **Contract No. 13-12** in accordance with N.J.S.A. 40:11-4, as the lowest complying and responsible bidder; and

WHEREAS, on the basis of the foregoing, the Authority has determined that **Siemens Industry, Inc.** constitutes the lowest complying and responsible bidder for **Contract No.13-12**, in accordance with N.J.S.A. 40A:11-4; and

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Authority; and

WHEREAS, the Authority's Chief Financial Officer has certified that funds are available for this purpose; and

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

1. **Siemens Industry, Inc.** shall be and is hereby determined to be the lowest complying and responsible bidder to **Furnish and Deliver Liquid Nitrate Solution (Two Years)**, constituting **Contract No.13-12** for a Two (2) year period for a total of **\$95,200.00**.
2. The Chairman is hereby authorized to execute an agreement with **Siemens Industry, Inc. of 2650 Tallevast Road, Sarasota, Fl 34243** to **Furnish and Deliver Liquid Nitrate Solution (Two Years)**, constituting **Contract No.13-12** for a total of **\$95,200.00**.
3. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1, et seq.

4. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.
5. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14b.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.



Richard Wierer
Acting Secretary

Dated: March 28, 2013

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Authority solicited bid proposals to **Furnish and Deliver Exhaust Waste Heat Recovery Silencer (Two Years)**, pursuant to and in accordance with **Contract No. 13-13**; and

WHEREAS, the following bid proposals were received by the Authority on **March 21, 2013** for **Contract No.13-13**:

Vendor	Unit Price	Total Bid Price for Two Years
Kickham Boiler & Engineering, Inc St. Louis, Missouri	\$102,000.00	\$204,000.00
CJ Vanderbeck & Son, Inc. Paterson, New Jersey	\$190,000.00	\$380,000.00

WHEREAS, the Authority's **Chief Engineer/Director of Water Pollution Control** has reviewed the bid proposals and has recommended that **Kickham Boiler & Engineering, Inc.** be awarded **Contract No. 13-13** in accordance with N.J.S.A. 40:11-4, as the lowest complying and responsible bidder; and

WHEREAS, on the basis of the foregoing, the Authority has determined that **Kickham Boiler & Engineering, Inc.** constitutes the lowest complying and responsible bidder for **Contract No.13-13**, in accordance with N.J.S.A. 40A:11-4; and

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Authority; and

WHEREAS, the Authority's Chief Financial Officer has certified that funds are available for this purpose; and

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

1. **Kickham Boiler & Engineering, Inc.** shall be and is hereby determined to be the lowest complying and responsible bidder to **Furnish and Deliver Exhaust Waste Heat Recovery Silencer (Two Years)**, constituting **Contract No.13-13** for a Two (2) year period for a total of **\$204,000.00**.

2. The Chairman is hereby authorized to execute an agreement with **Kickham Boiler & Engineering, Inc. of 625 East Carrie Avenue, St. Louis, Missouri 63147 to Furnish and Deliver Exhaust Waste Heat Recovery Silencer (Two Years)**, constituting **Contract No.13-13** for a total of **\$204,000.00**.
3. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1, et seq.
4. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.
5. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14b.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.



Richard Wierer
Acting Secretary

Dated: March 28, 2013

BERGEN COUNTY UTILITIES AUTHORITY RESOLUTION

WHEREAS, on prior occasion, upon advertisement on the Authority's website and pursuant to specifications, the Authority solicited proposals to **Furnish and Deliver Dual Control Transformer-Duplex Pump Control Panel**, pursuant to and in accordance with **Requisition No. 92445-13**, and

WHEREAS, the following proposals were received by the Authority on March 6, 2013:

<u>Vendor</u>	<u>Total Amount Bid</u>
Dave Heiner Associates, Inc. Parsippany, NJ 07054	\$25,890.00
Nassor Electrical Supply Co., Inc. Moonachie, NJ 07074	\$28,374.00

WHEREAS, this procurement item is below the Authority's bid threshold of \$36,000.00; and

WHEREAS, this contract has been solicited through a fair and open process and it was publicly advertised and opened pursuant to N.J.S.A. 19:44A-20.4; and

WHEREAS, the Authority's Qualified Purchasing Manager has reviewed the proposals and has recommended that **Dave Heiner Associates, Inc.** should be awarded **Requisition No.92445-13**, as the lowest complying and responsible vendor, as defined under N.J.S.A. 40A:11-2 and allowable under the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, on the basis of the foregoing, the Authority has determined that the proposal from **Dave Heiner Associates, Inc.** constitutes the lowest complying and responsible proposal for **Requisition No. 92445-13**, in accordance with N.J.S.A. 40A:11-3 and N.J.S.A. 19:44A-20.4; and

WHEREAS, the award of the Contract is necessary for the efficient operation of the Authority; and

WHEREAS, the Authority's Chief Financial Officer has certified that funds are available for this purpose; and

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

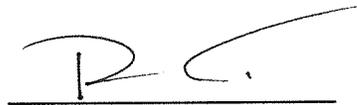
1. The proposal of Dave Heiner Associates, Inc. in the amount of **\$25,890.00** shall be and is hereby determined to be the lowest complying and responsible proposal to **Furnish and Deliver Dual Control Transformer-Duplex Pump Control Panel** constituting **Requisition No.92445-13**.

2. The Executive Director shall be and he is hereby authorized to execute an agreement with **Dave Heiner Associates, Inc. of 3799 Rt. 46, Suite 102, Parsippany, NJ 07054** to **Furnish and Deliver Dual Control Transformer-Duplex Pump Control Panel**, constituting **Requisition No. 92445-13** for the total amount of **\$25,890.00**.

3. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.

4. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14b.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.



Richard Wierer
Acting Secretary

Dated: March 28, 2013

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Authority solicited bid proposals for **Replacement of Little Ferry WPCF Control Building Roof**, pursuant to and in accordance with **Contract No. 172**; and

WHEREAS, by way of resolution, G&M Eastern Contracting, Inc. was determined to be the lowest complying and responsible bidder for **Replacement of Little Ferry WPCF Control Building Roof**, constituting **Contract No. 172** in the amount of \$291,250.00; and

WHEREAS, in August 2012, Birdsall Services Group (Birdsall), the special engineer for **Contract 172** submitted Change Order No. 1 (Final) to the contract for **Replacement of Little Ferry WPCF Control Building Roof**, recommending a net decrease of \$2,568.78 as a result of deletion of unnecessary cash allowance work based on actual as-built conditions; and

WHEREAS, a copy of said Change Order No. 1 (Final) form with attachments are on file with the Authority's Executive Director and are available for review upon request; and

WHEREAS, the Authority's Executive Director and Chief Engineer/Director of Water Pollution Control Division have reviewed and recommended approval of Change Order No. 1 (Final) to process the net decrease of \$2,568.78 as stated in the change order proposal to the contract for **Replacement of Little Ferry WPCF Control Building Roof**, in accordance with **Contract 172**, for the adjusted amount of \$288,681.22, is necessary for the efficient operation of the Authority; and

WHEREAS, Change Order No. 1 (Final) to process the net decrease of \$2,568.78, as stated in the contract modification proposal from Birdsall, the special engineer for **Replacement of Little Ferry WPCF Control Building Roof**, in accordance with **Contract 172**, for the adjusted amount of \$288,681.22, is necessary for the efficient operation of the Authority; and

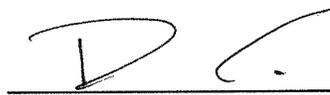
WHEREAS, Article 8 – Owner's (Authority's) Responsibilities of the Contract Specifications General Conditions state that the Authority is obligated to execute appropriate change orders recommended by engineer (Birdsall); and

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

1. The Chief Engineer/Director of Water Pollution Control Division shall be and he is hereby authorized to execute Change Order No. 1 (Final) to process the net decrease of \$2,568.78 as stated in the contract modification proposal from Birdsall, the special engineer for **Replacement of Little Ferry WPCF Control Building Roof**, in accordance with **Contract No. 172**, for an adjusted total contract amount of \$288,681.22.

2. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of *N.J.S.A. 40:14B-14(b)*.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.



Richard Wierer
Acting Secretary

DATED: March 28, 2013

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the **New Jersey Department of Transportation (“NJDOT”)** is about to undertake the design and construction of “Route 4 Jones Road Bridge Project” located in Englewood City, Bergen County (the “Project”); and

WHEREAS, the Authority owns and operates an existing sanitary sewer system in the area of the Project; and

WHEREAS, the Project may require the construction of new, and/or the protection, relocation, and/or adjustment of facilities of the existing sanitary sewer system owned and operated by the Authority; and

WHEREAS, the Authority is not obligated by state law or agreement to relocate its own facilities at its own expense for this type of project; and

WHEREAS, the **NJDOT** will, at its sole cost and expense, contract for and cause to be constructed, all items in the **NJDOT’s** contract plans and specifications for the Project related to existing and proposed facilities that are owned and operated by the Authority; and

WHEREAS, the **NJDOT** will authorize and reimburse the Authority for its actual costs incurred for verification, design, review, approval, and inspection for the protection, relocation or adjustment of the existing facilities owned and operated by the Authority up to \$2,000.00; and

WHEREAS, the Authority’s preliminary engineering design costs incurred for verifying and locating existing facilities, including test pits, correspondence, meeting and exchanges of engineering information are also eligible for reimbursement by the **NJDOT**; and

WHEREAS, the Authority is desirous of entering into an Agreement allowing for the protection, relocation, and/or adjustment of its sanitary sewer system in the Project area and the reimbursement by the **NJDOT** for the expenses incurred by the Authority in connection with such protection, relocation or adjustment;

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

1. The Chairman, Andrew Vaccaro, shall be and is hereby authorized to execute an Agreement between the Authority and **NJDOT** in such final form as is acceptable to the Authority (after consultation with general counsel and the Authority’s engineering staff) as evidenced by the Chairman’s signature thereon, the intention of which is to cover all the required facility protection, relocation, and

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rearrangement work, including preliminary engineering design costs and the reimbursement of the Authority's costs for the Project up to \$2,000.00.

2. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14(b).

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.

A handwritten signature in black ink, appearing to read 'R. Wierer', is written over a horizontal line.

Richard Wierer
Acting Secretary

DATED: March 28, 2013

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, by Resolution 13-2-009 the Bergen County Utilities Authority ("Authority") appointed Birdsall Services Group for "Energy Management and Related Air Pollution Control Permit Engineering Services" ("Energy/Air Engineering Services"); and

WHEREAS, the Authority now seeks to rescind the appointment of Birdsall Services Group for Energy/Air Engineering Services and utilize other firms/companies qualified by the Authority for such Services until another appointment is made; and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Authority that:

1. Resolution 13-2-009 is hereby rescinded and the appointment of the Birdsall Services Group for Energy/Air Engineering Services shall have no further effect.
2. The Executive Director of the Authority is hereby authorized to utilize firms/companies on an interim basis for Energy/Air Engineering Services, provided that such firms/companies have otherwise been qualified by the Authority to provide engineering through a request for qualifications (or proposals) process.
3. The formal action(s) of the Commissioners of the Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14b.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of March 28, 2013.



Richard Wierer
Acting Secretary

Dated: March 28, 2013