Direct: (201) 807-5801
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BERGEN COUNTY UTILITIES AUTHORITY

Box 9, Foot of Mehrhof Road, Little Ferry, New Jersey 07643

ROBERT E. LAUX
Executive Director

ANDREW "CHUCK" VACCARO, Chairman
RONALD PHILLIPS, Vice Chairman
CATHERINE T. BENTZ
JAMES L. CASSELLA.
LOUIS J. DeLISIO

PAUL A. JULIANO
DAVID J. LORENZO
RICHARD D. SCHOOLER
GEORGE P. ZILOCCHI

Via Hand - Delivery

March 28, 2014

The Honorable Kathleen A. Donovan
Bergen County Executive
One Bergen County Plaza
Hackensack, New Jersey 07601

Dear County Executive Donovan:

Pursuant to N.J.S.A. 40:14B-14(b) enclosed please find minutes and certification of the BCUA Acting Secretary regarding the Regular Meeting of the Commissioners of The Bergen County Utilities Authority held on March 27, 2014, and action, consistent with the applicable provisions of the aforementioned legislation.

Very truly yours,

Robert E. Laux
Executive Director

Enclosure

C: All Commissioners

BERGEN COUNTY UTILITIES AUTHORITY
MINUTES OF THE REGULAR MEETING
MARCH 27, 2014

In the matter of the 422nd Regular Meeting of
The Bergen County Utilities Authority

1. The **proof of meeting notice** calling the March 27, 2014 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 27, 2014 Work Session be approved was moved by Commissioner Schooler and seconded by Commissioner Zilocchi and was carried.

5. Chairman Vaccaro opened the meeting to the public and asked if anyone present wished to be heard. Hearing no further response, the meeting was closed to the public.

6. <u>FINANCE AND LEGAL COMMITTEE</u>;

   <u>Resolution 14-1-028</u> – Approve bills and the claims supported by vouchers totaling $ 4,487,507.64 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.

7. CONSTRUCTION & ENGINEERING COMMITTEE:

Resolution 14-2-013 – Resolution to Award Contract 14-05 to Praxair Distribution Mid-Atlantic, LLC to Furnish & Deliver Gas Products (Two Years). Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 14-2-014 – Resolution to Award Contract 14-06 to Marubeni Specialty Chemicals, Inc. to Furnish & Deliver Potassium Permanganate (Two Years). Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 14-2-015 – Award Contract 95761-14 to Avogadro Environmental Corporation for the 2014 Compliance Test of Co-Gen Engines. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 14-2-016 – Resolution to Award Contract 95855-14 to Petro-Mechanics, Inc. to Remove, Dispose and Install New Fuel Pumps. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 14-2-017 – Resolution to Award Contract C-187 to DCO Energy, LLC for the Expansion of the Combined Heat and Power (CHP) Cogeneration Project. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 14-2-018 – Resolution to Authorize exercise of one (1) year option for Contract 13-06 to Best Cleaning Building Service, Inc. for Janitorial Services. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 14-2-019– Resolution to Authorize Professional Engineering Services Agreement – CME Associates – for the Condition Assessment of Sewage Force Mains. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 14-2-020– Resolution to Authorize execution of Change Order No 01-Contract No. 183 - with Rapid Pump & Meter Services Co., Inc. for Cogeneration Facility Replacement of Siloxane Filter Tank No. 2. to process a net reduction in price. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 14-2-021– Resolution to Authorize Amendment to Professional Services Agreement – Energy Management and Related Air Pollution Control Permit Consulting Engineer - Remington, Vernick & Arango Engineers. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 14-2-022– Resolution to Award Contract SC - A53090 to Duplitron, Inc. to Furnish, Deliver and Install Xerox Copier and Printer. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 14-2-023– Resolution to Award Contract SC - A51145 to Xerox Capital Services to Furnish, Deliver and Install Xerox Copier and Printer. Motion to adopt the resolution was made by Commissioner Phillips and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

8. PERSONNEL & ADMINISTRATION COMMITTEE:

Resolution 14-3-005– Resolution to Approve six (6) month Leave of Absence – Michael Colon. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Juliano. A roll call was taken and the resolution was adopted as reflected in these minutes.

9. Chairman Vaccaro announced a short recess to allow time for the Acting Secretary to prepare minutes of this Regular Meeting.

10. Chairman Vaccaro announced the Regular Meeting would reconvene.

11. The Acting Secretary then distributed proposed minutes of the March 27, 2014 Regular Meeting for review by the Commissioners.

12. Move to approve the Minutes of the Regular Meeting of March 27, 2014 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 27, 2014 was made by Commissioner Bentz and second by Commissioner Schooler and was unanimously carried.

13. Upon motion duly made, seconded and unanimously carried, the meeting was adjourned.

Resolution #	**14-1-028**
Chairman Vaccaro	Y
Comm. Phillips	Y
Comm. Bentz	Y
Comm. Cassella	Y
Comm. DeLisio	Y
Comm. Juliano	R
Comm. Lorenzo	-
Comm. Schooler	Y
Comm. Zilocchi	Y

Resolution #	**14-2-013**	**14-2-014**	**14-2-015**	**14-2-016**	**14-2-017**	**14-2-018**
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 #	**14-2-019**	**14-2-020**	**14-2-021**	**14-2-022**	**14-2-023**
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

Resolution #	**14-3-005**
Chairman Vaccaro	Y
Comm. Phillips	Y
Comm. Bentz	Y
Comm. Cassella	Y
Comm. DeLisio	Y
Comm. Juliano	Y
Comm. Lorenzo	-
Comm. Schooler	Y
Comm. Zilocchi	Y

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

Respectfully submitted,

Richard Wierer
Acting Secretary

March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Authority solicited bid proposals to **Furnish and Deliver Gas Products (Two Years)**, pursuant to and in accordance with **Contract No. 14-05**; and

WHEREAS, the following bid proposals were received by the Authority on **March 11, 2014** for **Contract No.14-05**:

Vendor	Total Amount Bid (2 Years)
Praxair Distribution Mid-Atlantic, LLC GTS/Welco Allentown, PA	$56,839.00
Airgas USA, LLC Allentown, PA	$53,706.00
AGL Welding Supply Co., Inc. Clifton, NJ	$56,947.26

WHEREAS, the Contract Documents and Bid Specifications constituting **Contract No. 14-05**, provide at Sections 00100-3 and 0200, that the Authority as the contracting unit, reserves the right to reject any and all bids, including but not limited to, all non-conforming, non-responsive or conditional bids; and

WHEREAS, the bid submitted by the lowest bidder, **Airgas USA, LLC** failed to bid on all requested products, as required; and

WHEREAS, the Authority's **Qualified Purchasing Agent** has reviewed the bid proposals and has recommended that **Praxair Distribution Mid-Atlantic, LLC (GTS/Welco)** be awarded **Contract No. 14-05** 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 **Praxair Distribution Mid-Atlantic, LLC (GTS/Welco)** constitutes the lowest complying and responsible bidder for **Contract No.14-05**, 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. **Praxair Distribution Mid-Atlantic, LLC (GTS/Welco)** shall be and is hereby determined to be the lowest complying and responsible bidder to **Furnish and Deliver Gas Products (Two Years),** constituting **Contract No.14-05** for a Two (2) year period for a total of **$56,839.00.**

2. The Chairman is hereby authorized to execute an agreement with **Praxair Distribution Mid-Atlantic, LLC (GTS/Welco) of 5275 Tilghman Street, Allentown, PA 18104** to **Furnish and Deliver Gas Products (Two Years)**, constituting **Contract No.14-05** for a total of **$56,839.00.**

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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY
CERTIFICATE OF FUNDS

RESOLUTION DATE: 03/27/2014
RESOLUTION #: 14-2-013

THIS IS TO CERTIFY TO THE COMMISSIONERS OF THE BERGEN COUNTY UTILITIES AUTHORITY THAT THERE ARE:

FUNDS AVAILABLE	FUNDS WILL BE CERTIFIED WHEN THE PURCHASE ORDERS ARE ISSUED
FUNDS ARE NOT AVAILABLE	
BUDGET ACCOUNT	W-320-60450-000
VENDOR	PRAXAIR DISTRIBUTION MID-ATLANTIC, LLC (GTS/WELCO)
CONTRACT NUMBER	C14-05
REASON	GAS PRODUCTS
AMOUNT	$56,839.00
CONTRACT LENGTH	APRIL1, 2014 - MARCH 31, 2016

Wallace Mouradian

TREASURER/CFO

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Authority solicited bid proposals to **Furnish and Deliver Potassium Permanganate (Two Years)**, pursuant to and in accordance with **Contract No. 14-06**; and

WHEREAS, the following bid proposals were received by the Authority on **March 11, 2014** for **Contract No.14-06**:

Vendor	Total Amount Bid (2 Years)
Marubeni Specialty Chemicals, Inc. Tampa, FL	$108,108.00
F2 Industries, LLC Smyrna, TN	$119,444.64
Coyne Chemical Co., Inc. Croyden, PA	$124,484.64
Univar USA, Inc. Middletown, PA	$132,048.00

WHEREAS, the Authority's **Qualified Purchasing Agent** has reviewed the bid proposals and has recommended that **Marubeni Specialty Chemicals, Inc.** be awarded **Contract No. 14-06** 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 **Marubeni Specialty Chemicals, Inc.** constitutes the lowest complying and responsible bidder for **Contract No.14-06**, 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 foreign product provided by Marubeni Specialty Chemicals, Inc. has been tested and confirmed by the Authority to satisfy the "or equivalent" standard of N.J.S.A. 40A:11–13(d) and the bid specifications; and

WHEREAS, in construing the "Buy American" requirement for local public contracts, N.J.S.A. 40A:11-18, our Supreme Court has held: "[i[f the United States materials are not of satisfactory quality, or the cost would be unreasonably increased or it would be impractical to impose the Buy American requirement, foreign goods may be utilized": and

WHEREAS, while the product is from a foreign country, the Authority has determined it has the technical and fiscal discretion to award the contract to Marubeni Specialty Chemicals, Inc. because of the cost difference between the lowest and the other bidders, and the "equivalence" of the product;

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. **Marubeni Specialty Chemicals, Inc.** shall be and is hereby determined to be the lowest complying and responsible bidder to **Furnish and Deliver Potassium Permanganate (Two Years),** constituting **Contract No.14-06** for a Two (2) year period for a total of **$108,108.00.**

2. The Chairman is hereby authorized to execute an agreement with **Marubeni Specialty Chemicals, Inc. of 8675 Hidden River Parkway** to **Furnish and Deliver Potassium Permanganate (Two Years)**, constituting **Contract No.14-06** for a total of **$108,108.00.**

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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY

CERTIFICATE OF FUNDS

RESOLUTION DATE: 03/27/2014

RESOLUTION #: 14-2-014

THIS IS TO CERTIFY TO THE COMMISSIONERS OF THE BERGEN COUNTY UTILITIES AUTHORITY THAT THERE ARE:

FUNDS AVAILABLE	FUNDS WILL BE CERTIFIED WHEN THE PURCHASE ORDERS ARE ISSUED
FUNDS ARE NOT AVAILABLE	
BUDGET ACCOUNT	W-630-63300-000
VENDOR	MARUBENI SPECIALTY CHEMICALS
CONTRACT NUMBER	C14-06
REASON	POTASSIUM PERMANGANATE
AMOUNT	$108,108.00
CONTRACT LENGTH	APRIL1, 2014 - MARCH 31, 2016

Wallace Bonanelechi

TREASURER/CFO

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, on prior occasion, upon advertisement on the website of the Bergen County Utilities Authority (the "Authority") and pursuant to specifications, the Authority solicited proposals for **2014 Compliance Test of Co-Gen Engines**, pursuant to and in accordance with **Requisition No. 95761-14**, and

WHEREAS, the following proposal was received by the Authority on March 11, 2014:

Vendor	Total Amount Bid
Avogadro Environmental Corp. Easton, PA	$24,350.00

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 et seq.; and

WHEREAS, the Authority's Qualified Purchasing Agent has reviewed the proposal and has recommended that **Avogadro Environmental Corp.** should be awarded **Requisition No.95761-14** 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 **Avogadro Environmental Corp.** constitutes the lowest complying and responsible proposal for **Requisition No. 95761-14**, in accordance with N.J.S.A. 40A:11-1 et seq. and N.J.S.A. 19:44A-20.4 et seq.; 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.

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

1. The proposal of Avogadro Environmental Corp. in the sum of **$24,350.00** shall be and is hereby determined to be the lowest complying and responsible proposal for **2014 Compliance Test of Co-Gen Engines** constituting **Requisition No.95761-14**.

2. The Executive Director shall be and he is hereby authorized to execute an agreement with **Avogadro Environmental Corp.** of **1350 Sullivan Trail, Suite A, Easton, PA 18040** for **2014 Compliance Test of Co-Gen Engines**, constituting **Requisition No. 95761-14**, for the total sum of **$24,350.00.**

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

4. A notice of this contract award shall be published in the form prescribed by law.

5. A copy of this Resolution and the agreement executed pursuant to this Resolution, along with Requisition No. 95761-14, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by Avogadro Environmental Corp. and the Authority.

6. 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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY

CERTIFICATE OF FUNDS

RESOLUTION DATE: 03/27/2014

RESOLUTION #: 14-2-015

THIS IS TO CERTIFY TO THE COMMISSIONERS OF THE BERGEN COUNTY UTILITIES AUTHORITY THAT THERE ARE:

FUNDS AVAILABLE	X
FUNDS ARE NOT AVAILABLE	
BUDGET ACCOUNT	W-550-62450-000
VENDOR	AVOGADRO ENVIRONMENTAL CORP.
CONTRACT NUMBER	REQ. 95761-14
REASON	COMPLIANCE TEST OF CO-GEN ENGINES
AMOUNT	$24,350.00
CONTRACT LENGTH	

Wallace Nowasielski

TREASURER/CFO

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, on prior occasion, upon advertisement on the website of the Bergen County Utilities Authority (the "Authority") and pursuant to specifications, the Authority solicited proposals to **Remove, Dispose and Install New Fuel Pumps**, pursuant to and in accordance with **Requisition No. 95855-14**; and

WHEREAS, the following proposal was received by the Authority on March 10, 2014:

Vendor	Total Amount Bid
Petro-Mechanics, Inc. Lafayette, NJ	$34,642.92

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 et seq.; and

WHEREAS, the Authority's Qualified Purchasing Agent has reviewed the proposal and has recommended that **Petro-Mechanics, Inc.** should be awarded **Requisition No.95855-14** 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 **Petro-Mechanics, Inc.** constitutes the lowest complying and responsible proposal for **Requisition No. 95855-14**, in accordance with N.J.S.A. 40A:11-1 et seq. and 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.

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

1. The proposal of **Petro-Mechanics, Inc.** in the sum of **$34,642.92** shall be and is hereby determined to be the lowest complying and responsible proposal to **Remove, Dispose and Install New Fuel Pumps** constituting **Requisition No.95855-14**.

2. The Executive Director shall be and he is hereby authorized to execute an agreement with **Petro-Mechanics, Inc.** of **18 Prices Lane, Lafayette, New Jersey 07848** to **Remove, Dispose and Install New Fuel Pumps**, constituting **Requisition No. 95855-14**, for the total sum of **$34,642.92**.

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

4. A notice of this contract award shall be published in the form prescribed by law.

5. A copy of this Resolution and the agreement executed pursuant to this Resolution, along with Requisition No. 95855-14, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by Petro-Mechanics, Inc. and the Authority.

6. 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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY
CERTIFICATE OF FUNDS

RESOLUTION DATE: 03/27/2014
RESOLUTION #: 14-2-016

THIS IS TO CERTIFY TO THE COMMISSIONERS OF THE BERGEN COUNTY UTILITIES AUTHORITY THAT THERE ARE:

FUNDS AVAILABLE	X
FUNDS ARE NOT AVAILABLE	
BUDGET ACCOUNT	W-370-59300-000
VENDOR	PETRO-MECHANICS, INC.
CONTRACT NUMBER	REQ. 95855-14
REASON	REMOVE, DISPOSE & INSTALL NEW FUEL PUMPS
AMOUNT	$34,642.92
CONTRACT LENGTH	

Wallace Nowosielski

TREASURER/CFO

14-2-017

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, The Bergen County Utilities Authority (the "Authority") has been desirous to Implement the **Expansion of the Gas Fired Combined Heat and Power (CHP) Cogeneration Project** within its facilities (the "Expansion Project"); and

WHEREAS, the Expansion Project, consisting of the addition of a 1.4 Megawatt third engine to the CHP Cogeneration Unit, is necessary to satisfy the anticipated increase of biogas that will be generated from the intended processing of the Fats, Oils and Grease (FOG) collected by Municipalities serviced by the Authority and other entities; and,

WHEREAS, the potential annual cost savings and credits to be realized by the Authority based on increased electrical and heat energy output is as follows:

- Energy Cost Annual Savings - $1.030 million;
- Annual Renewable Energy Credit (REC) - $19,094.00; and,

WHEREAS, the Authority also recognizes the impact of recent extreme weather and the power interruptions and quality fluctuations in the PJM electrical grid during these public emergency events and, in response, the Authority is implementing the Expansion Project as long-term back-up power during power outages by the proposed expansion of its existing CHP Cogeneration System including black-start capabilities. The presence of this CHP Cogeneration microgrid will serve to protect the water environment and public from exposure to untreated or partly treated wastewater; and

WHEREAS, by Resolution 13-2-074 adopted November 26, 2013 by the Board of Commissioners of the Authority, the Authority retained the services of **Remington, Vernick & Arango Engineers ("RVA")** to provide professional engineering services to assist the Authority in preparing the initial request for proposals documentation, evaluating the proposals received, recommending the contract award and negotiating the contract necessary for the Authority's Implementation of the Expansion Project; and

WHEREAS, pursuant to and in accordance with N.J.S.A. 40A:11-4.4a, **RVA**, prepared a Request for Qualifications, (the "RFQ"); and

WHEREAS, the RFQ was drafted to qualify three (3) Energy Service Companies ("ESCO"), as referenced in N.J.S.A. 40A:11-4.6, for the submission of proposals for the Implementation of the Expansion Project; and

WHEREAS, N.J.S.A. 40A:11-4.6 permits the Authority to "determine to enter into an energy savings services contract either through public advertising for bids and the receipt of bids therefor or through competitive contracting in lieu of public bidding"; and

WHEREAS, the RFQ included all requirements deemed appropriate and necessary to allow for full and free competition between qualified firms, information necessary for qualified firms to submit a proposal, and a methodology by which **RVA** would evaluate and rank proposals received from qualified firms, as required by N.J.S.A. 40A:11-4.4(a); and

WHEREAS, on or about November 15, 2013, the Authority forwarded a copy of the RFQ to New Jersey-qualified ESCOs, and published a notice of the availability of the RFQ in the Authority's official newspaper, the Record, which was twenty (20) days prior to the date established for the submission of proposals, pursuant to and in accordance with N.J.S.A. 40A:11-4.5(a); and

WHEREAS, on December 6, 2013, the Authority received five (5) responses to the RFQ from the following firms (the "Responders"). Four (4) of which are ESCOs:

1. DCO Energy, LLC (hereinafter referred to as "DCO");
2. Ameresco, Inc. (hereinafter referred to "Ameresco");
3. Energy Systems Group (hereinafter referred to as "ESG"); and
4. H. T. Lyons Contractors and Engineers (hereinafter referred to as "H. T. Lyons")

One (1) which was not an ESCO:

1. Eneractive Solutions (hereinafter referred to as "Eneractive"); and,

WHEREAS, on or about December 19, 2013, **RVA** recommended to the Authority three (3) of the five (5) respondents as qualified to receive Request for Proposals ("RFP"). They are DCO, Ameresco and ESG; and,

WHEREAS, on or about January 10, 2014, **RVA** forwarded correspondence to DCO, Ameresco and ESG, informing them that they were qualified to participate in the RFP process and outlined the criteria for the RFP submissions which were to include, among other things, technical descriptions of proposed strategy, and completion of mandatory forms; and

WHEREAS, on January 28, 2014, the Authority conducted a mandatory site visit with the two (2) of the three (3) qualified firms, which were DCO and Ameresco. ESG did not attend and it was presumed that ESG would not submit a proposal. DCO and Ameresco submitted technical questions to the Authority. **RVA**, with the assistance of the Authority's staff and consultants, prepared responses to the technical questions; and,

WHEREAS, on January 31, 2014, the Authority conducted a second site visit with DCO in which they submitted additional technical questions to the Authority. **RVA**, with the assistance of the Authority's staff and consultants, prepared responses to the additional technical questions; and,

WHEREAS, on February 6, 2014, the Authority conducted a second site visit with Ameresco in which they submitted additional technical questions to the Authority. **RVA**, with the assistance of the Authority's staff and consultants, prepared responses to the additional technical questions; and,

WHEREAS, on February 7, 2014, the Authority issued Addendum 1 of the RFP to DCO and Ameresco answering all questions issued on site visits or other contacts and providing requirements for the New Jersey Environmental Infrastructure Financing Program; and,

WHEREAS, on February 13, 2014, the Authority issued a postponement of the due date of the proposals from February 14, 2014 at 4:00 p.m. to February 18, 2014 at 2:00 p.m. in accordance with N.J.A.C. 5:34-9.3(b). The postponement was issued via email to DCO and Ameresco; and,

WHEREAS, on February 18, 2014, the proposals of DCO and Ameresco were received by the Authority. ESG did not submit a proposal; and,

WHEREAS, on February 21, 2014, **RVA** requested additional information from both responders regarding their proposals and the responders submitted their responses to those technical questions to the Authority; and

WHEREAS, other than the additional information referenced in this resolution, the Authority conveyed no other information to the responders and all additional information was conveyed to the responders in Addendum 1 of the RFP; and

WHEREAS, following the final submissions from the responders, **RVA** engaged in a comprehensive evaluation of the responses to the RFP in accordance with the following criteria set forth in the RFP:

1. Understanding of the Project;
2. Adherence to the RFP Process;
3. Subcontractors;
4. Technical Approach;
5. Scheduling;
6. Pricing and Other Factors (not necessarily the lower cost); and
7. Experience at the BCUA; and,

WHEREAS, as a result of the comprehensive evaluation of the responders' proposals in accordance with the aforestated criteria, **RVA** submitted its Overall Assessment and Recommendation for the Expansion of the Gas Fired CHP Cogeneration Project dated February 25, 2014 (the "Report"), setting forth the details of said evaluation, summarizing each of the responders' proposals, ranking each of the responders' proposals, and recommending the selection of the number one (1) ranked responder, pursuant to and in accordance with N.J.S.A. 40A:11-4.5(d); and

WHEREAS, the Report has been available to the public pursuant to and in accordance with N.J.S.A. 40A:11-4.5d; and

WHEREAS, the Report ranks the Responders as follows:

1. DCO;
2. Ameresco; and,

WHEREAS, the Report recommends that DCO be awarded the contract; and

WHEREAS, on February 25, 2014, the Authority reviewed the Report along with legal counsel and concluded that DCO is to be awarded the contract; and

WHEREAS, on the basis of the foregoing, **RVA** along with the Authority has recommended that the Executive Director be permitted to negotiate the terms of an agreement with **DCO** for the **Expansion of the Gas Fired Combined Heat and Power (CHP) Cogeneration Project.**

WHEREAS, on February 27, 2014, the Commissioners of The Bergen County Utilities Authority adopted Resolution 14-2-012 authorizing the Executive Director of the Authority to negotiate the terms of an agreement with **DCO** for the **Expansion of the Gas Fired Combined Heat and Power (CHP) Cogeneration Project** which agreement shall be subject to the Commissioner's approval; and,

WHEREAS, the Authority entered into negotiations with **DCO** and an agreement for the **Expansion of the Gas Fired Combined Heat and Power (CHP) Cogeneration Project** has been reached with **DCO** with a total cost to the Authority not to exceed **$6,786,234.00**; and

WHEREAS, the Commissioners of the Authority have determined, based upon the foregoing, that it is necessary for the efficient operations of the Authority to retain the services of **DCO** to undertake and complete the **Expansion of the Gas Fired Combined Heat and Power (CHP) Cogeneration Project**; and

WHEREAS, the Authority's application for a rebate to install a biopower system as a participant in the REIP has been approved for an estimated rebate amount not to exceed $2,500,000; and

WHEREAS, seventy-five percent of the balance of the cost of the CHP Cogeneration Project is funded with a zero percent loan from the State of New Jersey Department of Environmental Protection (NJDEP) and twenty-five percent is funded with New Jersey Environmental Infrastructure Trust (NJEIT) public bonds based on market rates, and

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

1. That **DCO** shall be and is hereby retained by the Authority to undertake and complete the **Expansion of the Gas Fired Combined Heat and Power (CHP) Cogeneration Project**, for an amount not to exceed **$6,786,234.00**, without further approval of the Commissioners of the Authority.

2. The Chairman of the Authority shall be and is hereby authorized to execute an agreement by and among the Authority and **DCO**, memorializing the scope of services to be performed by **DCO** and the compensation to be paid by the Authority therefore, in the form acceptable to the Chairman, and satisfactory to the Authority as evidenced by the Chairman's signature thereon.

3. The Executive Director shall be and is hereby authorized to take such action as necessary for implementation of the project as required by the agreement with **DCO**, including but not limited to the execution of certain certifications required by the agreement with **DCO**.

4. The Chief Financial Officer's Certification that funds are available shall be maintained on file at the Authority.

5. A copy of this Resolution and the Agreement retaining **DCO** to provide the aforesaid services shall be placed on file and made available for public inspection in the Office of the Executive Director, upon execution by the Authority.

6. A notice of this contract award shall be published in the form prescribed by law.

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-14(b).

8. The formal action(s) of the Commissioners of the Bergen County Utilities Authority embodied herein, including but not limited to the execution by the Chairman of an agreement by and among the Authority and **DCO** pursuant to this Resolution, are expressly

contingent upon and subject to the full and final approval of that agreement and all scheduled annexed thereto required to be issued by the New Jersey Department of Environmental Protection to the Authority.

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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY
CERTIFICATE OF FUNDS

RESOLUTION DATE: 03/27/2014
RESOLUTION #: 14-2-017

THIS IS TO CERTIFY TO THE COMMISSIONERS OF THE BERGEN COUNTY UTILITIES AUTHORITY THAT THERE ARE:

FUNDS AVAILABLE	SUBJECT TO THE AVAILABILITY OF FUNDS FROM THE NJEIT AND NJDEP
FUNDS ARE NOT AVAILABLE	
BUDGET ACCOUNT	CONSTRUCTION FUNDS
VENDOR	DCO ENERGY, LLC
CONTRACT NUMBER	
REASON	EXPANSION OF THE GAS FIRED COMBINED HEAT & POWER COGNERATION PROJECT
AMOUNT	$6,786,234.00
CONTRACT LENGTH	

Wallace Mavroudis

TREASURER/CFO

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Bergen County Utilities Authority (the "Authority") solicited bid proposals for **Janitorial Services** (**One Year Contract with Two (2) One-Year Options**), pursuant to and in accordance with **Contract No. 13-06**; and

WHEREAS, by way of Resolution 13-2-024 dated March 28, 2013, **Best Cleaning Building Service, Inc.** was determined to be the lowest complying and responsible bidder for **Janitorial Services**, constituting **Contract No. 13-06** for a total contract price of $47,000.00 per year and for the optional year for a total contract price of $47,000.00; and

WHEREAS, by way of Resolution dated March 28, 2013, the Chairman was authorized to execute an agreement with **Best Cleaning Building Service, Inc.** for **Janitorial Services**, constituting **Contract No. 13-06** for a total contract price of **$47,000.00 per year** for the **initial one-year period**; and

WHEREAS, the Authority executed an agreement with **Best Cleaning Building Service, Inc.** for **Janitorial Services**, constituting **Contract No. 13-06** for a total sum of **$47,000.00** for the **Initial One Year Period**; and

WHEREAS, pursuant to the bid specifications, and the terms, of **Contract No. 13-06**, the Authority has the option to extend the contract for **Janitorial Services** with **Best Cleaning Building Service, Inc.** for an additional **one year period** and in the amount of **$47,000.00 for year two (2)** of the contract; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15(44) the Authority finds **Best Cleaning Building Service, Inc.** has performed **Contract No. 13-06** for **Janitorial Services** in an effective and efficient manner; and

WHEREAS, exercising the **Year Two (2) Option** of **Contract No. 13-06** to **Best Cleaning Building Service, Inc.** for **Janitorial Services** is necessary for the efficient operation of the Authority; and

WHEREAS, the Chief Financial Officer of the Authority has certified that funds are available for this purpose.

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

1. The Executive Director shall be and he is hereby authorized to execute an agreement with **Best Cleaning Building Service, Inc.** for **Janitorial Services**, pursuant to and in accordance with **Contract No. 13-06**, which agreement exercises the first **One Year Option** by the Authority to extend the contract for an additional **one year period** (from April 15, 2014 through April 14, 2015) in the amount of **$47,000.00**.

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

3. A notice of this contract award shall be published in the form prescribed by law.

4. A copy of this Resolution and the agreement executed pursuant to this Resolution, along with Contract 13-06, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by Best Cleaning Building Service, Inc. and the Authority.

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-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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY
CERTIFICATE OF FUNDS

RESOLUTION DATE: 03/27/2014
RESOLUTION #: 14-2-018

THIS IS TO CERTIFY TO THE COMMISSIONERS OF THE BERGEN COUNTY UTILITIES AUTHORITY THAT THERE ARE:

FUNDS AVAILABLE	X
FUNDS ARE NOT AVAILABLE	
BUDGET ACCOUNT	A-620-56100-000
VENDOR	BEST CLEANING BUILDING SERVICE, INC.
CONTRACT NUMBER	C13-06
REASON	JANITORIAL SERVICES
AMOUNT	$47,000.00
CONTRACT LENGTH	APRIL 15, 2014 - APRIL 14, 2015

Wallace Nowosielski

TREASURER/CFO

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, the Bergen County Utilities Authority's (the "Authority") wastewater intercepting and trunk sewer system encompasses approximately 108 miles of sewer pipes, eight pumping stations, and over 51,000 linear feet of sewage force mains serving all or part of forty-seven (47) municipalities in Bergen County; and

WHEREAS, the Authority's eight pump stations are located in Harrington Park (two) Haworth (two), Northvale, River Vale, Hackensack, and Rutherford; and

WHEREAS, the Harrington Park pump station Northern Valley force main circumnavigates the Oradell reservoir, a significant source of potable water for Bergen County and owned by United Water, Inc.; and

WHEREAS, five of the eight Authority sewage pumping stations and force mains are located within the reservoir watershed and the Authority provides significant attention to maintenance of these assets due to the potential impact that a raw sewage overflow would have on Bergen County's public water supply system, and the general health and safety of the public; and

WHEREAS, the sewage force mains in the Authority's sewerage system are older and it is therefore imperative to assess the condition and remaining useful life of the force mains from time to time; and

WHEREAS, assessment of the Authority's sewage force main is in accordance with N.J.A.C. 7:10A-1.12(a)2ii, relating to the Authority's responsibility for inspecting and maintaining all sewage force mains to preserve the physical integrity of the public wastewater collection system; and

WHEREAS, the Authority's Director of Water Pollution Control Division/Chief Engineer has determined, by engineering study performed by PS&S consulting engineers dated January 2013 and executive summary dated March 2013, that sewage force mains be assessed using non-destructive testing and monitoring technologies to determine the physical conditions of pressurized wastewater pipelines; and

WHEREAS, upon consultation with the Authority's Executive Director and Construction and Engineering Committee, the Director of Water Pollution Control Division/Chief Engineer issued a Request for Proposal (RFP) for special professional engineering and associated technical services to provide conditional assessment services for each of the sewage force main pipelines in the Authority's sewerage system; and

WHEREAS, the proposed condition assessment serves as a follow-up to previous assessments performed on a section of the Authority's Northern Valley sewage force main ("NVFM") in 1989 by Vianini Pipe, Inc., under the direction of

Schoor, DePalma & Canger Group, Inc., another assessment of the NVFM by PS&S engineers dated July 2003 entitled "Bergen County Utilities Authority Sewage Collection System Evaluation and Rehabilitation Segment III – Northern Valley Force Main Summary Report", and an engineering report performed by PS&S engineers dated January 2013 entitled "Program Summary for Evaluation and Testing of BCUA Force Mains"; and

WHEREAS, in June 2012 United Water Company retained the services of Entech Engineering, Inc. to perform an investigation to identify leaks and erosion voids within 32 miles of United Water's large main water distribution system, with one of the areas scanned for ground surface anomalies having included a 3.5 mile segment on Durie Avenue in Closter in the vicinity of the NVFM, and the report having identified five (5) locations for further assessment; and

WHEREAS, the Authority's NVFM is constructed of pre-stressed concrete cylinder pipe ("PCCP"); and

WHEREAS, PCCP was manufactured with pre-stressed wire placed on the outer layer of concrete and covered by either a cement rich mortar or a vertical caste concrete coating; and

WHEREAS, over 500 failures of PCCP are known to have taken place since its introduction in 1952; and

WHEREAS, the use of PCCP type pipe has been discontinued and a majority of these failures have occurred in pipe manufactured by Interpace Corporation using class IV reinforcing wire and the company has since gone out of business; and

WHEREAS, when failures of PCCP have occurred, they are usually catastrophic, as was the case for the Middlesex County Utilities Authority (the "MCUA") on March 2, 2003; and

WHEREAS, the MCUA's 102-inch diameter force main pipe failure was attributed to deteriorated mortar coating of failed pipe section, wire corrosion and hydrogen embrittlement, loss of pre-stressed wire strength and reduced internal pressure capacity; and

WHEREAS, the MCUA's PCCP pipe failure resulted in a sewage spill that caused the extended closure of over 26,000 acres of shellfish beds in the Raritan Bay, Sandy Hook, the Navesink River and the Shrewsbury River; and

WHEREAS, on July 18, 2004, the New Jersey Department of Environmental Protection announced a settlement pursuant to which the MCUA will pay the State $100,000.00 and will install an additional force main estimated to cost $32 million to prevent future spills from its PCCP force main; and

WHEREAS, the Authority desires to proactively test and maintain its force mains in order to avoid unexpected pipe failure, and therefore issued an RFP; and

WHEREAS, the RFP scope of work included the following tasks for the special engineer:

1. Implement inspection/testing for pump station force mains, including parameters for testing access and shutdown allowances for each force main;

2. Review the testing results and utilize the data/information and prepare an engineering report;

3. The engineering report shall include, but not be limited to, the prediction of remaining useful life; determine the frequency of future inspections; schedule replacement for pipes found with severe corrosion and to determine the most appropriate repair or rehabilitation method and extent required; and provide an engineering cost estimate for design and construction; and

4. The engineering report shall also include information on what immediate pipeline repairs are necessary, determine the root cause if deterioration is detected, make recommendations on pipeline management strategies, and future capital investments necessary to maintain a low risk of failure.

; and

WHEREAS, the proposed schedule of work includes a three stage program prioritized as follows:

First stage:	Northern Valley force main and Northvale force main
Second stage:	River Vale pump station, Haworth North pump station, Haworth South pump station, and Carlstadt force main
Third stage:	Pink Street pump station, Joint Meeting pump station, and Harrington Park West pump station.

; and

WHEREAS, **CME Associates,** consulting and municipal engineers, has submitted to the Authority a proposal dated March 21, 2014 to provide the aforesaid professional engineering services for an amount not to exceed the sum of $1,333,700.00 for **Condition Assessment of Sewage Force Mains**, which proposal has been reviewed and determined to be fair and reasonable by the Director of Water Pollution Control/Chief Engineer of the Authority and the Construction & Engineer Committee; and

WHEREAS, said engineering services are recognized as "professional services" as same shall be rendered by person(s) authorized by law to practice a recognized

profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advanced type of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2(6); and

WHEREAS, N.J.S.A. 40A:11-5(1)(a)(i) provides that a contract for professional services may be awarded without competitive bidding as a "professional service;" and

WHEREAS, under the fair and open process pursuant to N.J.S.A. 19:44A-20 et seq., **CME Associates** responded to the Authority's publicly advertised "Request for Qualifications" and was qualified as competent to provide consulting engineer services in a Resolution dated January 23, 2014; and

WHEREAS, the Authority has determined that **CME Associates** is competent, qualified, and experienced to provide these professional engineering services to the Authority as outlined above; and

WHEREAS, the Authority has determined, based upon the foregoing, that it is necessary for its efficient operations to retain the services of **CME Associates** to assist the Authority with **Condition Assessment of Sewage Force Mains;** and

WHEREAS, the Authority's Chief Financial Officer's Certificate of Available Funds, maintained on file at the Authority, sets forth that sufficient funds for the subject procurement have been appropriated at **2014 WPC Construction Fund**; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that the resolution authorizing the award of contracts for said services without public bidding and the contract itself be made available for public inspection.

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

1. **CME Associates** shall be and is hereby retained by the Authority to provide professional engineering services to assist the Authority with **Condition Assessment of Sewage Force Mains,** for an amount not to exceed the sum of **$1,333,700.00**, computed based on hourly rate plus all reimbursable items, without further approval of the Commissioners of the Authority.

2. The Chairman shall be and is hereby authorized to execute an agreement by and between the Authority and **CME Associates,** memorializing the scope of services to be performed and the compensation to be paid therefore, in the form acceptable to the Chairman and satisfactory to the Authority, as evidenced by the Chairman's signature thereon.

3. The Chief Financial Officer's certification that funds are available shall be maintained on file at the Authority.

4. A copy of this Resolution and agreement retaining **CME Associates** to provide the aforesaid services executed pursuant to this Resolution shall be placed on file and made available for public inspection in the Office of the Executive Director, upon execution by CME Associates and the Authority.

5. A notice of this contract award shall be published in the form prescribed by law.

6. 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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY
CERTIFICATE OF FUNDS

RESOLUTION DATE: 03/27/2014
RESOLUTION #: 14-2-019

THIS IS TO CERTIFY TO THE COMMISSIONERS OF THE BERGEN COUNTY UTILITIES AUTHORITY THAT THERE ARE:

FUNDS AVAILABLE	SUBJECT TO THE ISSUANCE OF THE 2014 WPC BOND ISSUE
FUNDS ARE NOT AVAILABLE	
BUDGET ACCOUNT	
VENDOR	CME ASSOCIATES
CONTRACT NUMBER	
REASON	ENGINEERING SERVICES - ASSESSMENT OF SEWAGE FORCE MAINS
AMOUNT	$1,333,700.00
CONTRACT LENGTH	

TREASURER/CFO

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Bergen County Utilities Authority (the "Authority") solicited bid proposals for **Cogeneration Facility Replacement of Siloxane Filter Tank No. 2**, pursuant to and in accordance with **Contract No. 183**; and

WHEREAS, by way of Resolution dated October 25, 2012, **Rapid Pump and Meter Company, Inc.** was determined to be the lowest complying and responsible bidder for **Cogeneration Facility Replacement of Siloxane Filter Tank No. 2**, constituting **Contract No. 183** in the sum of **$128,370.00**; and

WHEREAS, on or about March 24, 2014, **Malcolm Pirnie ("MP")**, the special engineer for **Contract 183**, submitted Change Order No. 1 (Final) to the contract for **Cogeneration Facility Replacement of Siloxane Filter Tank No. 2,** recommending a net decrease of the sum of **$9,476.25** 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 in the sum of **$9,476.25** as stated in the change order proposal to the contract for **Cogeneration Facility Replacement of Siloxane Filter Tank No. 2**, in accordance with **Contract 183**, for the adjusted amount of **$118,893.75**; and

WHEREAS, Article 8 of Contract 183 (Owner's (Authority's) Responsibilities of the Contract Specifications General Conditions) states that the Authority is obligated to execute appropriate change orders recommended by the engineer (MP); and

WHEREAS, the authorization and execution of Change Order No. 1 (Final) is necessary for the efficient operation of the Authority.

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 in the sum of **$9,476.25** as stated in the contract modification proposal recommended by Malcolm Pirnie, the special engineer for **Cogeneration Facility Replacement of Siloxane Filter Tank No. 2**, in accordance with **Contract No. 183**, for an adjusted total contract amount of **$118,893.75**.

2. A copy of this Resolution and Change Order No. 1 (Final) executed pursuant to this Resolution, along with Contract 183, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by the Authority.

3. 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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, the Authority has previously procured the services of Remington, Vernick & Arango Engineers, a licensed professional engineer, to serve as Energy Management Engineering Consultant to the Authority; and

WHEREAS, said services are recognized as "professional services" as same shall be rendered by person(s) authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advanced type of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2(6); and

WHEREAS, N.J.S.A. 40A:11-1 et seq. provides that a contract for professional engineering services may be awarded without competitive bidding as a "professional service"; and

WHEREAS, contracts are awarded by the Authority through a fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq. through a publicly advertised Request for Qualifications (RFQ); and

WHEREAS, pursuant to a Resolution adopted by the Board of Commissioners on February 26, 2013, Remington, Vernick & Arango Engineers, Inc. was appointed to serve as Energy Management Engineering Consultant to the Authority based on hourly rates and usage not to exceed the sum of $150,000.00, without further action by the Board of Commissioners; and

WHEREAS, during the course of performing said services, the Authority recognized the need for additional services related to the Authority's energy and air pollution control permit management services; and.

WHEREAS, the Authority tasked RVE with assisting in compiling all information and documentation required for the Authority's Air Permits, which included testing, evaluation, reporting and coordination with NJDEP permit requirements; and

WHEREAS, in performing the Energy and Air Pollution Control Permit Management Services through February 28, 2014, RVE reached the contracted capacity remaining in the 2013 Energy Management Engineering Consulting Services;

WHEREAS, RVE has submitted a proposal to provide additional Engineering Services dated March 20, 2014, which proposal has been reviewed by the Authority and is attached hereto; and

WHEREAS, the Director of Water Pollution Control Division/Chief Engineer has verified that the additional scope of work is necessary to continue to pursue all of the Authority's Air Permits required by the NJDEP;

WHEREAS, the contract amendment will not exceed the sum of $23,000.00 for a total amended contract price of $173,000.00; and

WHEREAS, the Authority has determined, based upon the foregoing, that it is necessary for its efficient operation to amend the aforementioned services agreement with RVE to perform additional Energy Management Engineering Services for the Authority; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that the resolution authorizing the amendment of a contract for professional services and the amendment resolution itself be available for public inspection; and

WHEREAS, the Chief Financial Officer of the Authority has certified that funds are available for this purpose.

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

1. The agreement with Remington, Vernick & Arango Engineers dated February 26, 2013 retaining Remington, Vernick & Arango Engineers to provide the 2013 Energy Management Engineering Services to the Authority for the total contract price of $150,000.00, approved by Resolution dated February 26, 2013, shall be and is hereby amended to increase said agreement by the sum of $23,000.00 with the new total contract price not to exceed $173,000.00 to perform the necessary professional services.

2. The Chairman shall be and is hereby authorized to execute an amended agreement similar in form and substance to the agreement on file at the Authority offices, by and between the Authority and Remington, Vernick & Arango Engineers memorializing the scope of services and capped amount to be paid for such services as is acceptable to the Authority, as evidenced by the Chairman's signature thereon.

3. A copy of this resolution and the amended agreement retaining Remington, Vernick & Arango Engineers as Energy Management Engineering Consultant shall be placed on file and made available for public inspection in the Office of the Executive Director, upon execution by Remington, Vernick & Arango Engineers and the Authority.

4. The total aggregate amount awarded together with this contract amendment shall not exceed the sum of $173,000.00 without further action by the Board of Commissioners.

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

6. A notice of this contract amendment shall be published in the form prescribed by law.

7. The formal action(s) of the Commissioners of 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 27, 2014.

Richard Wierer
Acting Secretary

DATED: March 27, 2014

REMINGTON & VERNICK ENGINEERS
AND AFFILIATES

EDWARD VERNICK, PE, CME, President
CRAIG F. REMINGTON, PLS, PP, Vice President

EXECUTIVE VICE PRESIDENTS
Michael D. Vena, PE, PP, CME (deceased 2006)
Edward J. Walberg, PE, PP, CME
Thomas F. Beach, PE, CME
Richard G. Arango, PE, CME

DIRECTOR OF OPERATIONS
CORPORATE SECRETARY
Bradley A. Blubaugh, BA, MPA

SENIOR ASSOCIATES
John J. Cantwell, PE, PP, CME
Alan Dittenhofer, PE, PP, CME
Frank J. Seney, Jr., PE, PP, CME
Terence Vogt, PE, PP, CME
Dennis K. Yoder, PE, PP, CME, LEED
Charles E. Adamson, PLS, AET
Kim Wendell Bibbs, PE, CME
Marc DeBlasio, PE, PP, CME
Leonard A. Faiola, PE, CME
Christopher J. Fazio, PE, CME
Kenneth C. Ressler, PE, CME
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Richard B. Czekanski, PE, CME, BCEE

Remington & Vernick Engineers
232 Kings Highway East
Haddonfield, NJ 08033
(856) 795-9595
(856) 795-1882 (fax)

Remington, Vernick & Vena Engineers
9 Allen Street
Toms River, NJ 08753
(732) 286-9220
(732) 505-8416 (fax)

3 Jocama Boulevard, Suite 300-400
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(732) 591-2815 (fax)

Remington, Vernick & Walberg Engineers
845 North Main Street
Pleasantville, NJ 08232
(609) 645-7110
(609) 645-7076 (fax)

4907 New Jersey Avenue
Wildwood City, NJ 08260
(609) 522-5150
(609) 522-5313 (fax)

Remington, Vernick & Beach Engineers
922 Fayette Street
Conshohocken, PA 19428
(610) 940-1050
(610) 940-1161 (fax)

1000 Church Hill Road, Suite 220
Pittsburgh, PA 15205
(412) 263-2200
(412) 263-2210 (fax)

Univ. Office Plaza, Bellevue Building
262 Chapman Road, Suite 105
Newark, DE 19702
(302) 266-0212
(302) 266-6208 (fax)

Remington, Vernick & Arango Engineers
The Presidential Center
Lincoln Building, Suite 600
101 Route 130
Cinnaminson, NJ 08077
(856) 303-1245
(856) 303-1249 (fax)

300 Penhorn Avenue, 3rd Floor
Secaucus, NJ 07094
(201) 624-2137
(201) 624-2136 (fax)

March 20, 2014

Mr. Eric Anderson, P.E.
Chief Engineer/Director of WPC Div.
Bergen County Utilities Authority
Foot of Mehrhof Road, PO Box 9
Little Ferry, NJ 07643

RE: Bergen County Utilities Authority
Energy and Air Pollution Control Permit Management
Request for Contract Amendment
Our file: 0200M004

Dear Mr. Anderson:

Remington, Vernick & Arango Engineers is submitting this letter as a formal request for an amendment to the contract for "Energy and Air Pollution Control Permit Management Services" for the period April 2013 through the end of February 2014. The total additional fee request to the original contract amount is $23,000.00. This fee request is for services performed to meet the requirement of the BCUA's Air Permits; which included testing, evaluation, reporting and coordination with NJDEP permit requirements.

Should you have any questions, or require additional information, please do not hesitate to contact Richard G. Arango, PE, CME, Executive Vice President, in our Secaucus office at (201) 624-2137. We look forward to the opportunity of serving the BCUA once again.

Sincerely,
REMINGTON, VERNICK & ARANGO ENGINEERS
By

Edward Vernick

Edward Vernick, P. E., C.M.E.
President

kcr

cc: Robert E. Laux, Executive Director

BERGEN COUNTY UTILITIES AUTHORITY
CERTIFICATE OF FUNDS

RESOLUTION DATE: 03/27/2014
RESOLUTION #: 14-2-021

THIS IS TO CERTIFY TO THE COMMISSIONERS OF THE BERGEN COUNTY UTILITIES AUTHORITY THAT THERE ARE:

FUNDS AVAILABLE	X
FUNDS ARE NOT AVAILABLE	
BUDGET ACCOUNT	W-350-50400-000
VENDOR	REMINGTON, VERNICK & ARANGO ENGINEERS
CONTRACT NUMBER	
REASON	ENGINEERING SERVICES - ENERGY MANAGEMENT
AMOUNT	$23,000.00
CONTRACT LENGTH	MARCH 1, 2014 - FEBRUARY 28, 2015

TREASURER/CFO

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, there exists the need to **Furnish, Deliver and Install 8 Copiers** in order to ensure the Authority's necessary and efficient operations; and

WHEREAS, the Local Public Contracts Law, at N.J.S.A. 40A:11-12, provides that contracting units may purchase goods and/or services pursuant to contracts authorized by the State of New Jersey without the necessity of public bidding therefore; and

WHEREAS, Duplitron, Inc. has been awarded New Jersey State Contract **SC - A53090** for **Copiers**; and

WHEREAS, on March 17, 2014, **Duplitron, Inc.** provided the Authority with a quotation to **Furnish, Deliver and Install 8 Copiers** under New Jersey State Contract **SC - A53090 (Index T-2075)**, in the amount of **$53,777.52** for a 36 Month Lease Term at the Little Ferry site; and

WHEREAS, the **Furnish, Deliver and Install Xerox Copier and Printer** may be procured through State Contract **SC- 53090 (Index T-2075)** for a total cost of **$53,777.52** for a 36 Month Lease Term at the Little Ferry site as quoted by **Duplitron, Inc.**; and

WHEREAS, contracts awarded pursuant to authorization from the State of New Jersey are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

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

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

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

1. The Executive Director, or his designee, shall be and is hereby authorized to execute a purchase order, or purchase orders as may be required, to **Furnish, Deliver and Install 8 Copiers** in the amount of **$53,777.52** for a 36 Month Lease Term at the Little Ferry site, as per the quotation of **Duplitron, Inc.**, dated March 17, 2014, and in accordance with the terms of, New Jersey State Contract **SC - A53090 (Index T-2075)**.

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

3. 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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY

CERTIFICATE OF FUNDS

RESOLUTION DATE: 03/27/2014

RESOLUTION #: 14-2-022

THIS IS TO CERTIFY TO THE COMMISSIONERS OF THE BERGEN COUNTY UTILITIES AUTHORITY THAT THERE ARE:

FUNDS AVAILABLE	X
FUNDS ARE NOT AVAILABLE	
BUDGET ACCOUNT	W-350-50600-000
VENDOR	DUPLITRON, INC.
CONTRACT NUMBER	SC - 53090
REASON	FURNISH, DELIVER & INSTALL 8 COPIERS
AMOUNT	$53,777.52
CONTRACT LENGTH	APRIL 1, 2014 - MARCH 31, 2017

TREASURER/CFO

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, there exists the need to **Furnish, Deliver and Install Xerox Copier/Printer** in order to ensure the Authority's necessary and efficient operations; and

WHEREAS, the Local Public Contracts Law, at N.J.S.A. 40A:11-12, provides that contracting units may purchase goods and/or services pursuant to contracts authorized by the State of New Jersey without the necessity of public bidding therefore; and

WHEREAS, the current copier lease agreement expires April 30, 2014 and it is necessary for the efficient operation of the Authority to have a lease agreement in place; and

WHEREAS, Xerox Capital Services has been awarded New Jersey State Contract **SC - A51145** for **Copiers**; and

WHEREAS, on March 3, 2014, **Xerox Capital Services** provided the Authority with a quotation to **Furnish, Deliver and Install Xerox Copier/Printer** under New Jersey State Contract **SC - A51145 (Index T-2075)**, in the amount of **$34,410.00** for a 60 Month Lease Term at the Little Ferry site; and

WHEREAS, the **Furnish, Deliver and Install Xerox Copier and Printer** may be procured through State Contract **SC- A51145 (Index T-2075)** for a total cost of **$34,410.00** for a 60 Month Lease Term at the Little Ferry site as quoted by **Xerox Capital Services**; and

WHEREAS, contracts awarded pursuant to authorization from the State of New Jersey are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

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

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

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

1. The Executive Director or his designee be and is hereby authorized to execute a purchase order, or purchase orders as may be required, to **Furnish, Deliver and Install Xerox Copier/Printer** in the amount of **$34,410.00** for a 60 Month Lease Term at the Little Ferry site, as per the quotation of **Xerox Capital Services**, dated March 3, 2014, and in accordance with the terms of, New Jersey State Contract **SC - A51145 (Index T-2075)**.

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

3. 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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014

BERGEN COUNTY UTILITIES AUTHORITY

CERTIFICATE OF FUNDS

RESOLUTION DATE: 03/27/2014

RESOLUTION #: 14-2-023

THIS IS TO CERTIFY TO THE COMMISSIONERS OF THE BERGEN COUNTY UTILITIES AUTHORITY THAT THERE ARE:

FUNDS AVAILABLE	X
FUNDS ARE NOT AVAILABLE	
BUDGET ACCOUNT	A-620-54600-000
VENDOR	XEROX CAPITAL SERVICES
CONTRACT NUMBER	SC - A51145
REASON	FURNISH, DELIVER & INSTALL XEROX COPIER/PRINTER
AMOUNT	$34,410.00
CONTRACT LENGTH	APRIL 1, 2014 - MARCH 31, 2019

Wallace Novodulich

TREASURER/CFO

BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION

WHEREAS, Michael Colon is employed by the Bergen County Utilities Authority (the "Authority") in the permanent title of Sewage Plant Operator, and is a member of Local 534; and

WHEREAS, on or about March 11, 2014, Michael Colon submitted a letter to the Executive Director requesting that the Board of Commissioners of the Authority permit Michael Colon to take a six (6) month leave of absence, commencing on April 1, 2014 and terminating September 30, 2014, due to personal reasons; and

WHEREAS, Chapter Four, Section Two of the Authority's Personnel Manual governing Time Away from Work states, in pertinent part, that "Eligible employees who desire an unpaid leave of absence for reasons which do not qualify for either family or medical leave under state or federal law may request up to six (6) months of unpaid leave. Such leave must be approved by resolution of the BCUA and may be extended for up to an additional six (6) months by resolution of the BCUA, upon application by the employee stating the reasons for the extension and the requested duration."; and

WHEREAS, Section 4.02H of the Local 534 labor contract entitled Personal Leave of Absence states, in pertinent part, that "a permanent employee may request a leave of absence for good cause *without pay* for a period not to exceed six months. Leave may be granted at the discretion of and subject to the needs of the Authority. However, leave will not be denied unreasonably."; and

WHEREAS, New Jersey Civil Service regulations at N.J.A.C. 4A:6-1.1(a)(2) further provide that, "An appointing authority may grant permanent employees a leave of absence *without pay* for a period not to exceed one year. A leave may be extended beyond one year for exceptional circumstances upon request of the appointing authority and written approval of the Department of Personnel."

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

1. Sewage Plant Operator Michael Colon's request for a six (6) month unpaid leave of absence commencing on April 1, 2014 and terminating on September 30, 2014 shall be and is hereby approved subject to all the terms and conditions set forth in the Personnel Manual, Local 534 labor contract and New Jersey Civil Service regulations.

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 27, 2014.

Richard Wierer
Acting Secretary

Dated: March 27, 2014