

**BERGEN COUNTY UTILITIES AUTHORITY
MINUTES OF THE REGULAR MEETING
JUNE 23, 2016**

**In the matter of the 447th Regular Meeting of
The Bergen County Utilities Authority**

1. The **proof of meeting notice** calling the June 23rd, 2016 meeting was read into the record by Michael Henwood, Board Secretary.

2. Roll Call:

COMMISSIONERS PRESENT:

Ronald Phillips, Chairman
Catherine T. Bentz, Commissioner
Bruce Bonaventuro, Commissioner
James L. Cassella, Commissioner
Paul A. Juliano, Commissioner
Thomas S. Kelley, Commissioner
Jon Warms, Commissioner
George P. Zilocchi, Commissioner

ALSO PRESENT: Richard Wierer, Deputy Executive Director
Authority Staff and Professional Consultants

3. Motion that the Minutes covering the May 26, 2016 Work Session be approved was moved by Commissioner Cassella and Seconded by Commissioner Bentz and was carried. Commissioner Juliano abstained.
4. Chairman Phillips opened the meeting to the public and asked if anyone present wished to be heard. The meeting was closed to the public.

5. FINANCE AND LEGAL COMMITTEE:

Resolution 16-1-032– Approve bills and the claims supported by vouchers totaling \$4,126,032.53 for the month of June and authorize the Acting Treasurer to issue the necessary checks therefor, and to charge the accounts indicated, all as more fully set forth on the Acting Treasurer's check list. Motion to adopt the resolution was made by Commissioner Cassella and Seconded by Commissioner Kelley. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 16-1-033 – Authorization to Apply for Energy Resiliency Bank Grant through NJEDA. Motion to adopt the resolution was made by Commissioner Cassella and Seconded by Commissioner Kelley. A roll call was taken and the resolution was adopted as reflected in these minutes.

6. CONSTRUCTION & ENGINEERING COMMITTEE:

Resolution 16-2-035 – Award Contract No. 16-13 to Direct Energy Business for Electric Generation Supply Service (Twenty-Four (24) Months CIEP Option B Fixed Price). Motion to adopt the resolution was made by Commissioner Juliano and

Seconded by Commissioner Cassella. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 16-2-036 – Award Contract No. 16-13 to South Jersey Energy Company for Electric Generation Supply Service (Twenty-Four (24) Months Fixed Price Option B). Motion to adopt the resolution was made by Commissioner Juliano and Seconded by Commissioner Cassella. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 16-2-037 – Authorize re-advertisement and rebid of Contract 16-15 – DSTWAS Belt Press Parts – Gravity Belt Thickeners (Two Years). Motion to adopt the resolution was made by Commissioner Juliano and Seconded by Commissioner Cassella. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 16-2-038 – Award Contract No. 16-14 to Hisco Pump, Inc. - Furnish and Deliver Spare Parts for Seepex Sludge Thickening Pumps (Two Years). Motion to adopt the resolution was made by Commissioner Juliano and Seconded by Commissioner Cassella. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 16-2-039 – Award Contract 103049-16 to Fairfield Service Company of Indiana, LLC – Thickener Bar Screen Parts. Motion to adopt the resolution was made by Commissioner Juliano and Seconded by Commissioner Cassella. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 16-2-040– Award Contract 103091-16 to A. Macchione Brothers, Inc. – Asphalt Trip Hazard Areas Around the Plant. Motion to adopt the resolution was made by Commissioner Juliano and Seconded by Commissioner Cassella. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 16-2-041 – Authorize Professional Services Agreement - Computer Maintenance Management System (CMMS) and Enterprise Resource Planning (ERP) System Consulting Services– ARCADIS U.S., Inc. Motion to adopt the resolution was made by Commissioner Juliano and Seconded by Commissioner Cassella. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 16-2-042 – Authorize 90-day extension of agreement with Spectraserve, Inc. – Contract No. 10-15A for Liquid Sludge Barge Transportation. Motion to adopt the resolution was made by Commissioner Juliano and Seconded by Commissioner Cassella. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 16-2-043 – Authorize re-advertisement of Contract 16-05A - Liquid Sewage Sludge Transport – Barge (for a Three (3) Year Period with Two (2) One (1) Year Options), Contract No. 16-05B - Liquid Sewage Sludge Transport – Tanker Truck (for a Three (3) Year Period with Two (2) One (1) Year Options) and Contract No. 16-05C - Dewatered Sewage Sludge Container Transport and Disposal (for a Three (3) Year Period with Two (2) One (1) Year Options). Motion to adopt the resolution was made by Commissioner Juliano and Seconded by Commissioner Cassella. A roll call was taken and the resolution was adopted as reflected in these minutes.

BERGEN COUNTY UTILITIES AUTHORITY
Minutes of the Regular Meeting
June 23, 2016

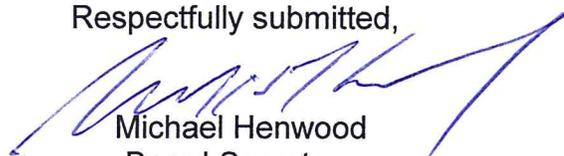
7. Chairman Phillips announced a short recess to allow time for the Board Secretary to prepare minutes of this Regular Meeting.
8. Chairman Phillips announced the Regular Meeting would reconvene.
9. The Board Secretary then distributed proposed minutes of the June 23, 2016 Regular Meeting for review by the Commissioners.
10. Move to approve the Minutes of the Regular Meeting of June 23, 2016 as distributed by the 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 June 23, 2016 was made by Commissioner Cassella and Seconded by Commissioner Bentz and was unanimously carried.
11. Upon motion duly made, seconded and unanimously carried, the meeting was adjourned.

Resolution #	16-1-032	16-1-033	16-2-035	16-2-036	16-2-037	16-2-038	16-2-039
Chairman Phillips	Y	Y	Y	Y	Y	Y	Y
V. Chair. DeLisio	-	-	-	-	-	-	-
Comm. Bentz	Y	Y	Y	Y	Y	Y	Y
Comm. Bonaventuro	Y	Y	Y	Y	Y	Y	Y
Comm. Cassella	Y	Y	Y	Y	Y	Y	Y
Comm. Juliano	Y	Y	Y	Y	Y	Y	Y
Comm. Kelley	Y	Y	Y	Y	Y	Y	Y
Comm. Warms	Y	Y	Y	Y	Y	Y	Y
Comm. Zilocchi	Y	Y	Y	Y	Y	Y	Y

Resolution #	16-2-040	16-2-041	16-2-042	16-2-043
Chairman Phillips	Y	Y	Y	Y
V. Chair. DeLisio	-	-	-	-
Comm. Bentz	Y	Y	Y	Y
Comm. Bonaventuro	Y	Y	Y	Y
Comm. Cassella	Y	Y	Y	Y
Comm. Juliano	Y	Y	Y	Y
Comm. Kelley	Y	Y	Y	Y
Comm. Warms	Y	Y	Y	Y
Comm. Zilocchi	Y	Y	Y	Y

Y = Yes R = Recuse A = Abstain N = No - = Absent
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Respectfully submitted,



Michael Henwood
 Board Secretary

Date: June 23, 2016

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the operation and maintenance of an effective and efficient water pollution control system represents a vital responsibility of government that is essential to ensuring the health, safety, and welfare of those whose daily life activities depend on such a system; and

WHEREAS, the Bergen County Utilities Authority ("Authority") plays an important role in providing these essential services within the Authority's sewer service district, which is comprised of fifty-two (52) municipalities in the County of Bergen serving approximately 575,000 people; and

WHEREAS, the United States Department of Housing and Urban Development ("HUD") allocated Community Development Block Grant-Disaster Recovery funds to address statewide energy resilience needs; and

WHEREAS, the New Jersey Economic Development Authority ("NJEDA"), in conjunction with the State of New Jersey Board of Public Utilities ("BPU"), are administering those funds allocated to the State of New Jersey through the New Jersey Energy Resiliency Bank ("ERB") Financing Program; and

WHEREAS, Superstorm Sandy caused extensive damage to the energy infrastructure within the State of New Jersey, with significant disruption in service that brought everyday operations to a standstill throughout the State of New Jersey, including Bergen County, and had significant and, in some cases, life-threatening community impacts; and

WHEREAS, the ERB financing program is providing assistance to critical facilities, like that owned and operated by the Authority, to fund projects to make combined heat and power ("CHP") systems islandable and for hardening/raising/flood proofing such facilities against future weather events or other emergencies; and

WHEREAS, the Authority has met with the NJEDA and BPU representatives and identified the following three (3) projects that would meet the eligibility requirements of the ERB program: (1) Black start of CHP Engine Nos. 1 and 2 (the "Black Start Project"); (2) Substations (the "Substations Project"); and (3) Biogas Storage Tank (the "Biogas Storage Tank Project"); and

WHEREAS, the Authority's Cogeneration ("Cogen") system consists of three (3) 1.4 megawatt GE Jenbacher engines capable of burning natural gas, biogas generated from onsite anaerobic digestion system or a combination of both; and

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WHEREAS, with the CHP Engines being equipped with black start capabilities, the Authority will be able to continue delivering power to their critical Tier I assets and eliminate the dependency on fuel sources during natural disasters or other events, such as Superstorm Sandy, whereby power loss is from external sources; and

WHEREAS, CHP Engine No. 3, the new third Cogen engine, is undergoing commissioning and is equipped with black start capability; and

WHEREAS, for the Black Start Project, the Authority is seeking to retrofit the existing electrical controls to provide black start capabilities that will enable the Authority to utilize the CHP engines and turbines to power critical assets in the event of long term power outage; and

WHEREAS, flood proofing of the Blower Building and Cogen Building as well as raising the transformer pad next to the Cogen Building will assist in protecting those assets; and

WHEREAS, the Authority desires to protect its power assets from flooding and to avoid cascading impacts to the entire plant located in the Borough of Little Ferry that could be caused by flooding of the substations during a power outage; and

WHEREAS, the Substations Project will involve the replacing and raising, as appropriate, of those substation assets that can be relocated above the Proposed Mitigation Design Flood Elevation; and

WHEREAS, the completion of the Substations Project requires rerouting of conduit systems, replacement of feeders, distribution wiring, transformer, assets and conductors, and construction of additional structures to complete the installations; and

WHEREAS, for the Biogas Storage Tank Project, the Authority utilizes biogas as a fuel source for its sustainable power supply and hot water system; and

WHEREAS, the biogas is flared during peak times when gas production exceeds demand from the Cogen units; and

WHEREAS, the Authority does not currently possess storage capacity for biogas at its plant located in the Borough of Little Ferry; and

WHEREAS, completion of the Biogas Storage Tank Project will result in the installation of a 175,000 cubic feet biogas storage tank at the Authority's plant located in the Borough of Little Ferry, making the system more resilient by allowing the Authority to stabilize the fluctuation in biogas supply and demand by providing the Authority with the

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capability to augment the biogas supply feeding the three (3) CHP Cogen units during power outages; and

WHEREAS, in furtherance of the Authority continuing to provide essential services and in furtherance of the interests of the Authority and the ratepayers of the Authority, the Authority desires to submit an application to the NJEDA for financing of up to Twenty-Five Million Eight Hundred Thousand and 00/100THS (\$25,800,000.00) Dollars in order to finance the costs associated with the completion of the Black Start Project, the Substations Project and the Biogas Storage Tank Project as described and for the reasons set forth above; and

WHEREAS, the Authority believes that the financing terms under the program being offered through the ERB will be in the form of a grant and/or forgivable loan (not to exceed the total sum of Twenty-Five Million and 00/100THS (\$25,000,000.00) Dollars); and

WHEREAS, by Resolution 16-2-013 adopted February 25, 2016 by the Board of Commissioners of the Authority, the Authority retained the services of **Arcadis US, Inc.** to provide professional engineering services to assist the Authority with various matters, including, but not limited to, preparation of grant applications.

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

1. The Authority shall be and is hereby authorized to prepare and make application for a grant from the ERB program as described hereinabove.
2. The Executive Director of the Authority, and/or his designee, shall be and is hereby authorized to take such action as necessary and to execute any and all documents as requested by the grant Administrator as part of the grant application process as authorized by the adoption of this Resolution.
3. If awarded, the Executive Director of the Authority, and/or his designee, shall be and is hereby authorized and directed to execute any required grant agreement and to execute any amendments thereto that may be later required.
4. A copy of this Resolution shall be placed on file and made available for public inspection in the Office of the Executive Director, upon execution by the Authority.
5. A notice of this Resolution shall be published in the form prescribed by law.

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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 June 23, 2016.



Michael Henwood
Secretary

Dated: June 23, 2016

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the Board of Commissioners of the Bergen County Utilities Authority (the “**Authority**”), having previously deemed it necessary to engage the services of **Premier Energy Group, L.L.C.** to perform a Reverse Auction for **Electric Generation Supply Services for the Authority** for the purpose of addressing the need to **Procure Electric & Gas Supply** in order to ensure the necessary and efficient operations of the Authority, by Resolution 16-2-031 adopted April 28, 2016 authorized the Chairman to enter into an agreement with **Premier Energy Group, L.L.C.**, setting forth the scope of performing such a Reverse Auction on behalf of the Authority; and

WHEREAS, on prior occasion upon advertisement and pursuant to specifications, the **Authority** solicited online electronic bid proposals via Reverse Auction for **Electric Generation Supply Service for the Bergen County Utilities Authority**, pursuant to and in accordance with **Contract No. 16-13**; and

WHEREAS, the following bid proposals were received by the **Authority** on June 1, 2016 for the **Authority’s** Commercial and Industrial Energy Pricing (“**CIEP**”) Account (main electric account in Little Ferry):

Vendor	CIEP - Option A (12 Months) \$/kWh	CIEP - Option B (24 Months) \$/kWh
Direct Energy Business	\$0.08775	\$0.08750
South Jersey Energy Company	\$0.08852	\$0.08821

WHEREAS, the **Authority’s** Consultant, **Premier Energy Group, L.L.C.**, in consultation with the **Authority’s** Director of Engineering and Purchasing Assistant, has reviewed the above listed bid proposals and has recommended that **Direct Energy Business** should be awarded **Contract No. 16-13 (for the Authority’s CIEP Account)**, in accordance with N.J.S.A. 40A:11-1, et seq., as the lowest complying and responsible bidder, for a term of **Twenty-Four (24) Months** at the rate of **\$0.08750 per kWh as per CIEP Option B**; and

WHEREAS, on the basis of the foregoing, the **Authority** has determined that **Direct Energy Business** should be awarded **Contract No. 16-13 (for the Authority’s CIEP Account)**, in accordance with N.J.S.A. 40A:11-1 et seq., as the lowest complying and responsible bidder, for a term of **Twenty-Four (24) months**, as per **CIEP Option B** at the rate of **\$0.08750 per kWh for an estimated total sum of \$2,345,000.00**, as the **Authority** estimates that the amount of usage under **Contract No. 16-13 (for the Authority’s CIEP Account)** during the term of **Twenty-Four (24) Months** will be **26,800,000 kWhs** of usage; and

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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** Acting Treasurer 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. **Direct Energy Business** shall be and is hereby determined to be the lowest complying and responsible bidder for **Electric Generation Supply Service for the Bergen County Utilities Authority** constituting **Contract No. 16-13 (for the Authority's CIEP Account)**, for a term of **Twenty-Four (24) Months** at the rate of **\$0.08750 per kWh for an estimated total sum of \$2,345,000.00 for CIEP Option B.**

2. The Chairman shall be and is hereby authorized to execute an agreement with **Direct Energy Business** for **Electric Generation Supply Service for the Bergen County Utilities Authority** constituting **Contract No. 16-13 (for the Authority's CIEP Account)**, for a term of **Twenty-Four (24) Months**, at the rate of **\$0.08750 per kWh for the Authority's CIEP Account** for an estimated total sum of **\$2,345,000.00.**

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

4. The Acting Treasurer's Certification that funds are available shall be maintained on file at the Authority and made a part hereof.

5. A copy of this Resolution and the agreement executed pursuant to this Resolution, along with Contract No. 16-13 (for the Authority's CIEP Account), shall be placed on file and made available for public inspection in the office of the Executive Director, upon execution by **Direct Energy Business** and 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-14b.

16-2-035

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of June 23, 2016.



Michael Henwood
Secretary

Dated: June 23, 2016

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 06/23/2016

RESOLUTION #: 16-2-035

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

ELECTRICITY
W-370-59400-000

VENDOR

DIRECT ENERGY BUSINESS

CONTRACT NUMBER

16-13

REASON

ELECTRIC GENERATION SUPPLY SERVICE

AMOUNT

\$2,345,000.00

CONTRACT LENGTH

07/01/2016 TO 06/30/2018

Matthew M. Carter

ACTING TREASURER

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the Board of Commissioners of the Bergen County Utilities Authority (the “**Authority**”), having previously deemed it necessary to engage the services of **Premier Energy Group, L.L.C.** to perform a Reverse Auction for **Electric Generation Supply Services for the Authority** for the purpose of addressing the need to **Procure Electric & Gas Supply** in order to ensure the necessary and efficient operations of the Authority, by Resolution 16-2-031 adopted April 28, 2016 authorized the Chairman to enter into an agreement with **Premier Energy Group, L.L.C.**, setting forth the scope of performing such a Reverse Auction on behalf of the Authority; and

WHEREAS, on prior occasion upon advertisement and pursuant to specifications, the **Authority** solicited online electronic bid proposals via Reverse Auction for **Electric Generation Supply Service for the Bergen County Utilities Authority**, pursuant to and in accordance with **Contract No. 16-13**; and

WHEREAS, the following bid proposals were received by the **Authority** on June 1, 2016 for the **Authority’s** Fixed Price (“FP”) Accounts (small, ancillary electric accounts):

Vendor	FP - Option A (12 Months) \$/kWh	FP - Option B (24 Months) \$/kWh
Direct Energy Business	\$0.09050	\$0.09575
South Jersey Energy Company	\$0.08258	\$0.08350

WHEREAS, the **Authority’s** Consultant, **Premier Energy Group, L.L.C.**, in consultation with the **Authority’s** Director of Engineering and Purchasing Assistant, has reviewed the above listed bid proposals and has recommended that **South Jersey Energy Company** should be awarded **Contract No. 16-13 (for the Authority’s FP Accounts)**, in accordance with N.J.S.A. 40A:11-1, et seq., as the lowest complying and responsible bidder, for a term of **Twenty-Four (24) Months** at the rate of **\$0.08350 per kWh as per FP Option B**; and

WHEREAS, on the basis of the foregoing, the **Authority** has determined that **South Jersey Energy Company** should be awarded **Contract No. 16-13 (for the Authority’s FP Accounts)**, in accordance with N.J.S.A. 40A:11-1 et seq., as the lowest complying and responsible bidder, for a term of **Twenty-Four (24) months**, as per **FP Option B** at the rate of **\$0.08350 per kWh for an estimated total sum of \$434,200.00**, as the **Authority** estimates that the amount of usage under **Contract No. 16-13 (for the Authority’s FP Accounts)** during the term of **Twenty-Four (24) Months** will be **5,200,000 kWhs** of usage; and

16-2-036

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 Acting Treasurer 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. **South Jersey Energy Company** shall be and is hereby determined to be the lowest complying and responsible bidder for **Electric Generation Supply Service for the Bergen County Utilities Authority** constituting **Contract No. 16-13 (for the Authority's FP Accounts)**, for a term of **Twenty-Four (24) Months** at the rate of **\$0.08350 per kWh for an estimated total sum of \$434,200.00 for FP Option B.**

2. The Chairman shall be and is hereby authorized to execute an agreement with **South Jersey Energy Company** for **Electric Generation Supply Service for the Bergen County Utilities Authority** constituting **Contract No. 16-13 (for the Authority's FP Accounts)**, for a term of **Twenty-Four (24) Months**, at the rate of **\$0.08350 per kWh for the Authority's 8 FP Accounts** for an estimated total sum of **\$434,200.00.**

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

4. The Acting Treasurer's Certification that funds are available shall be maintained on file at the Authority and made a part hereof.

5. A copy of this Resolution and the agreement executed pursuant to this Resolution, along with Contract No. 16-13 (for the Authority's FP Accounts), shall be placed on file and made available for public inspection in the office of the Executive Director, upon execution by **South Jersey Energy Company** and 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-14b.

16-2-036

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of June 23, 2016.



Michael Henwood
Secretary

Dated: June 23, 2016

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 06/23/2016

RESOLUTION #: 16-2-036

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

ELECTRICITY
W-370-59400-000

VENDOR

SOUTH JERSEY ENERGY COMPANY

CONTRACT NUMBER

16-13

REASON

ELECTRIC GENERATION SUPPLY SERVICE

AMOUNT

\$434,200.00

CONTRACT LENGTH

07/01/2016 TO 06/30/2018

Mathew McCarter
ACTING TREASURER

**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 **DST/WAS Beltpress Parts - Gravity Belt Thickener (for a Two (2) Year Period)**, pursuant to and in accordance with **Contract No. 16-15**; and

WHEREAS, no bid proposals were received by the Authority on **June 14, 2016**, the date set forth in the Invitation to Bid for the receipt of bid proposals pursuant to and in accordance with **Contract No. 16-15**; and

WHEREAS, the Commissioners of the Authority are desirous of re-advertising for the solicitation of bid proposals for **Contract No. 16-15**, pursuant to N.J.S.A. 40A:11-4, as an 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 re-advertise for the solicitation of bid proposals for **Contract No. 16-15 for DST/WAS Beltpress Parts - Gravity Belt Thickener (for a Two (2) Year Period)**.

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 June 23, 2016.



Michael Henwood
Secretary

Dated: June 23, 2016

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 to **Furnish and Deliver Parts for Seepex Sludge Thickening Pumps for a Two (2) Year Period**, pursuant to and in accordance with **Contract No. 16-14**; and

WHEREAS, the following bid proposals were received by the Authority on **June 14, 2016** for **Contract No.16-14**:

Vendor	Total Amount Bid for Two (2) Years
Hisco Pump, Inc. Bloomfield, CT	\$275,071.78
Seepex, Inc. Enon, OH	\$394,411.28

WHEREAS, the Authority's **Qualified Purchasing Agent and Director of Water Pollution Control** have reviewed the bid proposals and have recommended that **Hisco Pump, Inc.** be awarded **Contract No. 16-14** in accordance with N.J.S.A. 40:11-1 et seq., as the lowest complying and responsible bidder; and

WHEREAS, on the basis of the foregoing, the Authority has determined that **Hisco Pump, Inc.** constitutes the lowest complying and responsible bidder for **Contract No. 16-14**, in accordance with N.J.S.A. 40A:11-1 et seq.; 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 Acting Treasurer 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. **Hisco Pump, Inc.** shall be and is hereby determined to be the lowest complying and responsible bidder to **Furnish and Deliver Parts for Seepex Sludge Thickening Pumps**, constituting **Contract No. 16-14**, for a **Two (2) Year Period** for a total sum of **\$275,071.78**.
2. The Chairman shall be and is hereby authorized to execute an agreement with **Hisco Pump, Inc.** of 4 Mosey Drive, Bloomfield, CT 06002 to **Furnish and Deliver Parts for**

Seepex Sludge Thickening Pumps, constituting **Contract No.16-14** for a **Two (2) Year Period** for a total sum of **\$275,071.78**.

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

4. The Acting Treasurer's Certification that funds are available shall be maintained on file at the Authority and made a part hereof.

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

6. A copy of this Resolution and the agreement executed pursuant to this Resolution, along with Contract No. 16-14, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by Hisco Pump, Inc. and the Authority.

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 June 23, 2016.



Michael Henwood, Secretary

Dated: June 23, 2016

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 06/23/2016

RESOLUTION #: 16-2-038

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 PUMPS
W-550-61300-000

VENDOR HISCO PUMP, INC.

CONTRACT NUMBER 16-14

REASON FURNISH AND DELIVER PARTS FOR
SEEPEX SLUDGE THICKENING PUMPS

AMOUNT \$275,071.78

CONTRACT LENGTH 07/01/2016 TO 06/30/2018

Matthew M. Carter
ACTING TREASURER

**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 bid proposals for **Thickener Bar Screen Parts**, pursuant to and in accordance with **Requisition No. 103049-16**; and

WHEREAS, the following sole proposal was received by the Authority on **June 8, 2016** for **Requisition No. 103049-16**:

<u>Vendor</u>	<u>Total Amount Bid</u>
Fairfield Service Company of Indiana, L.L.C. Michigan City, IN	\$9,577.42

; and

WHEREAS, this procurement item is below the Authority's bid threshold of \$40,000.00; 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 sole bid proposal and has recommended that **Fairfield Service Company of Indiana, L.L.C.** should be awarded **Requisition No. 103049-16** 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; and

WHEREAS, on the basis of the foregoing, the Authority has determined that the proposal from **Fairfield Service Company of Indiana, LLC.** constitutes the lowest complying and responsible proposal for **Requisition No. 103049-16**, in accordance with N.J.S.A. 40A:11-1 et seq.; and

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

WHEREAS, the Authority's Acting Treasurer 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 **Fairfield Service Company of Indiana, L.L.C.** in the sum of \$9,577.42 shall be and is hereby determined to be the lowest complying and responsible proposal for **Thickener Bar Screen Parts** constituting **Requisition No.103049-16** for the total sum of **\$9,577.42**.

2. The Executive Director shall be and is hereby authorized to execute an agreement with **Fairfield Service Company of Indiana, L.L.C.** of **1401 Kentucky Street, Michigan City, IN 46360** for **Thickener Bar Screen Parts**, constituting **Requisition No. 103049-16** for the total sum of **\$9,577.42**.

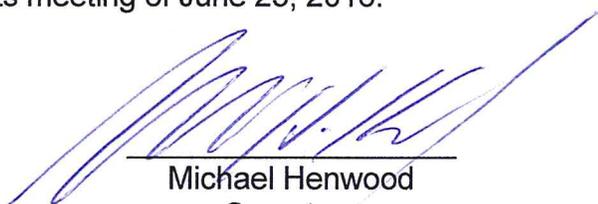
3. The Acting Treasurer's Certification that funds are available shall be maintained on file at the Authority and made a part hereof.

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. 103049-16**, shall be placed on file and made available for public inspection in the office of the Executive Director upon execution by Fairfield Service Company of Indiana, L.L.C. 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 June 23, 2016.



Michael Henwood
Secretary

Dated: June 23, 2016

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 06/23/2016

RESOLUTION #: 16-2-039

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

THICKENERS
W-550-62900-000

VENDOR

FAIRFIELD SERVICE COMPANY OF INDIANA, L.L.C.

CONTRACT NUMBER

REQUISTION 103049-16

REASON

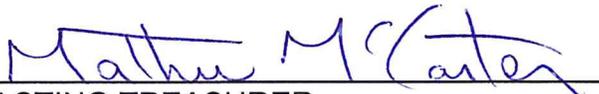
THICKENER BAR SCREEN PARTS

AMOUNT

\$9,577.42

CONTRACT LENGTH

NOT APPLICABLE, SINGLE PURCHASE


ACTING TREASURER

**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 bid proposals for **Asphalt Trip Hazard Areas Around the Plant**, pursuant to and in accordance with **Requisition No. 103091-16**; and

WHEREAS, the following sole proposal was received by the Authority on **June 16, 2016** for **Requisition No. 103091-16**:

<u>Vendor</u>	<u>Total Amount Bid</u>
A. Macchione Brothers, Inc. Hackensack, NJ	\$23,000.00

; and

WHEREAS, this procurement item is below the Authority's bid threshold of \$40,000.00; 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 sole bid proposal and has recommended that **A. Macchione Brothers, Inc.** should be awarded **Requisition No.103091-16** 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; and

WHEREAS, on the basis of the foregoing, the Authority has determined that the proposal from **A. Macchione Brothers, Inc.** constitutes the lowest complying and responsible proposal for **Requisition No. 103091-16**, in accordance with N.J.S.A. 40A:11-1 et seq.; and

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

WHEREAS, the Authority's Acting Treasurer 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 **A. Macchione Brothers, Inc.** in the sum of \$23,000.00 shall be and is hereby determined to be the lowest complying and responsible proposal for **Asphalt Trip Hazard Areas Around the Plant** constituting **Requisition No.103091-16** for the total sum of **\$23,000.00**.

2. The Executive Director shall be and is hereby authorized to execute an agreement with **A. Macchione Brothers, Inc.** of **71 S. Newman Street, Hackensack, NJ 07601** for **Asphalt Trip Hazard Areas Around the Plant**, constituting **Requisition No. 103091-16** for the total sum of **\$23,000.00**.

3. The Acting Treasurer's Certification that funds are available shall be maintained 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. 103091-16**, shall be placed on file and made available for public inspection in the office of the Executive Director upon execution by **A. Macchione Brothers, 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-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 June 23, 2016.



Michael Henwood
Secretary

Dated: June 23, 2016

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 06/23/2016

RESOLUTION #: 16-2-040

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

BUILDING MAINTENANCE
W-550-62600-000

VENDOR

A. MACCHIONE BROTHERS, INC.

CONTRACT NUMBER

REQUISTION 103091-16

REASON

ASPHALT TRIP HAZARD AREAS
AROUND THE PLANT

AMOUNT

\$23,000.00

CONTRACT LENGTH

NOT APPLICABLE, SINGLE PURCHASE

Mathew M'Carte

ACTING TREASURER

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the operation and maintenance of an effective and efficient water pollution control system represents a vital responsibility of government that is essential to ensuring the health, safety, and welfare of those whose daily life activities depend on such a system; and

WHEREAS, the Bergen County Utilities Authority (the "Authority") plays an important role in providing this and related essential services within the Authority's sewer service district, which is comprised of fifty-two (52) municipalities in the County of Bergen serving approximately 575,000 people; and

WHEREAS, failure to ensure those continued operations and maintenance of the Authority's water pollution control assets would result in unacceptable threats to the health and safety of Bergen County residents, most immediately those in the Authority's sewer service district, which would be too large in scope to be handled by ordinary municipal and county entities; and

WHEREAS, the Authority utilizes MAXIMO 5.2 Computer Maintenance Management System ("CMMS") and Epicor 7.3.6 Service Pack 2 Enterprise Resource Planning ("ERP") System Engineering Services to provide computerized maintenance management and financial management for the Authority's equipment, assets and property; and

WHEREAS, MAXIMO 5.2 CMMS and Epicor 7.3.6 Service Pack 2 ERP provide the Authority with important data and metrics to assist in determining the most cost effective and efficient methods of maintaining the Authority's equipment, assets and property; and

WHEREAS, the Authority has been utilizing MAXIMO 5.2 CMMS and Epicor 7.3.6 Service Pack 2 ERP since 2008; and

WHEREAS, on prior occasion **ARCADIS US, Inc.** performed an evaluation and study of the currently utilized MAXIMO 5.2 CMMS and Epicor 7.3.6 Service Pack 2 ERP to determine if these systems should be upgraded or replaced; and

WHEREAS, on March 9, 2016 **ARCADIS US, Inc.** submitted the completed CMMS and ERP Evaluation and Study to the Authority recommending that the Authority procure an ERP system to replace the MAXIMO 5.2 CMMS and the Epicor 7.3.6 Service Pack 2 ERP; and

WHEREAS, there exists the need to engage the services of an engineering firm authorized to provide professional engineering services in the State of New Jersey to

perform **Computer Maintenance Management System and Enterprise Resource Planning System Engineering Services** for 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, these services were solicited 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, **ARCADIS US, Inc.** previously submitted a Statement of Qualifications to the Authority and the Commissioners of the Authority previously determined by Resolution that **ARCADIS US, Inc.** is competent, qualified and experienced to serve as the Authority's **Special Consulting Engineer**; and

WHEREAS, based on **ARCADIS US, Inc.'s** Statement of Qualifications and prior history performing services for the Authority, the Authority issued a Request for Proposal ("RFP") to **ARCADIS US Inc.**, as **Special Consulting Engineer** to the Authority, to perform **Computer Maintenance Management System and Enterprise Resource Planning System Engineering Services** for the Authority; and

WHEREAS, **Arcadis US, Inc.** submitted to the Authority a proposal dated June 16, 2016 (the "Proposal") to provide the aforesaid professional engineering services to the Authority for an amount not to exceed the total sum of \$115,950.00 for Task 1 and Task 2 for engineering services related to the procurement of a new Enterprise Resource Planning (ERP) System, which proposal has been reviewed and determined to be fair and reasonable by the Director of Solid Waste and Information Technology Systems; and

WHEREAS, the Authority has determined, based upon the foregoing, that it is necessary for its efficient operation to retain the services of **ARCADIS US, Inc.**, **Special Consulting Engineer** to the Authority, to perform **Computer Maintenance Management System and Enterprise Resource Planning System Engineering Services** for the Authority; and

WHEREAS, the Authority desires to appoint and retain **ARCADIS US, Inc.**, **Special Consulting Engineer** to the Authority, to perform **Computer Maintenance**

Management System and Enterprise Resource Planning System Engineering Services for the Authority for an amount not to exceed the total sum of \$115,950.00; and

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

WHEREAS, the Acting Treasurer of the Authority has certified that funds are available for this purpose; and

WHEREAS, it is the Authority's responsibility to safeguard and maintain its assets and to take all actions necessary to insure the integrity of the operation of the Authority and the expenditure of ratepayer funds.

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

1. That **ARCADIS US, Inc., Special Consulting Engineer** to the Authority, shall be and is hereby appointed to perform **Computer Maintenance Management System and Enterprise Resource Planning System Engineering Services** for the Authority, pursuant to and consistent with the terms of the June 16, 2016 Proposal submitted by **Arcadis US, Inc.** to the Authority, for an amount not to exceed the total sum of \$115,950.00.

2. The Chairman shall be and is hereby authorized to execute an agreement, similar in form and substance to the agreement on file at the Authority, by and between the Authority and **ARCADIS US, Inc.** memorializing the scope of services and hourly billing rates 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 agreement retaining **ARCADIS US, Inc.** as **Special Consulting Engineer** and the Agreement 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 **ARCADIS US, Inc.** and the Authority.

4. The total amount authorized to be paid pursuant to the contract herein awarded shall not exceed the total sum of **\$115,950.00** without further action by the Board of Commissioners.

5. The Acting Treasurer's Certification that funds are available shall be placed on file and made available for public inspection at the Authority and made a part hereof.

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

16-2-041

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 June 23, 2016.



Michael Henwood
Secretary

DATED: June 23, 2016

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 06/23/2016

RESOLUTION #: 16-2-041

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

HARDWARE & SOFTWARE MAINTENANCE
A-620-56300-000

VENDOR

ARCADIS US, INC.

CONTRACT NUMBER

16062301

REASON

COMPUTER MAINTENANCE MANAGEMENT
SYSTEM AND ENTERPRISE RESOURCE
PLANNING SYSTEM ENGINEERING SERVICES

AMOUNT

\$115,950.00

CONTRACT LENGTH

TO CONTRACT COMPLETION

Mathew M Carter
ACTING TREASURER

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 **Liquid Sewage Sludge Barge Transport (Three (3) Year Contract with Two (2) One (1) Year Options)**, pursuant to and in accordance with **Contract No. 10-15A**; and

WHEREAS, by way of Resolution adopted September 23, 2010, **Spectraserve Inc.** was determined to be the lowest complying and responsible bidder for **Liquid Sewage Sludge Barge Transport**, constituting **Contract No. 10-15A** for a total contract price of \$29.80/1,000 gallons for a Three (3) Year Period; and for the two (2) optional years for a total contract price of \$32.84/1000 gallons for **Option Year Five (5)** of the contract; and

WHEREAS, by way of Resolution adopted September 23, 2010, the Chairman was authorized to execute an agreement with **Spectraserve Inc.** for **Liquid Sewage Sludge Barge Transport**, constituting **Contract No. 10-15A** for a total contract price of **\$29.80/1,000 gallons** for the **initial Three Year Period**; and

WHEREAS, pursuant to the terms of **Contract No. 10-15A**, the Authority had the option to extend the contract for **Liquid Sewage Sludge Barge Transport** with **Spectraserve Inc.** for two (2) additional **One (1) Year Periods**; and

WHEREAS, by way of Resolution 13-2-062 adopted September 26, 2013, the Chairman was authorized to execute an agreement with **Spectraserve Inc.** for **Liquid Sewage Sludge Barge Transport**, pursuant to and in accordance with **Contract No. 10-15A**, exercising the first **One (1) Year Option, Option Year Four (4)** of the contract, by the Authority to extend the contract for an additional **One (1) Year Period** (from October 6, 2013 through October 5, 2014) for a total contract price of **\$31.29/1,000 gallons** for the **One (1) Year Period**; and

WHEREAS, by way of Resolution 14-2-054 adopted September 25, 2014, the Chairman was authorized to execute an agreement with **Spectraserve Inc.** for **Liquid Sewage Sludge Barge Transport**, pursuant to and in accordance with **Contract No. 10-15A**, exercising the second **One (1) Year Option, Option Year Five (5)** of the contract, by the Authority to extend the contract for an additional **One (1) Year Period** (from October 6, 2014 through October 5, 2015) for a total contract price of **\$32.84/1,000 gallons** for the **One (1) Year Period**; and

WHEREAS, the Executive Director of the Authority previously recommended, with the consent of **Spectraserv Inc.**, that the contract for **Liquid Sewage Sludge Barge Transport** with **Spectraserve Inc.** be extended for a period of time not to exceed ninety (90) days (with said period of extension commencing October 6, 2015 and expiring January 3, 2016) on the same terms and conditions for **Option Year Five (5)** of the contract, including the total contract price of **\$32.84/1,000 gallons** for the extension period; and

WHEREAS, the extending of the term of **Contract No. 10-15A** with **Spectraserve Inc.** for **Liquid Sewage Sludge Barge Transport** for a period of time not to exceed ninety (90) days was necessary at that time for the continuing efficient operation of the Authority as the providing of

Liquid Sewage Sludge Barge Transport services to the Authority is required in order to avoid an emergency situation at the Authority's Little Ferry Water Pollution Control Facility (the "Little Ferry WPCF") by continuing to meet the Authority's ongoing need to transport liquid sewage sludge by barge from the Authority's Little Ferry WPCF to Newark, New Jersey as the Authority required the additional time in order to complete the specifications for the new contract and to then advertise and award the new contract in accordance with applicable New Jersey law; and

WHEREAS, by way of Resolution 15-2-060 adopted September 24, 2015, the Chairman was authorized to execute an agreement with **Spectraserve Inc.** for **Liquid Sewage Sludge Barge Transport**, pursuant to and in accordance with **Contract No. 10-15A**, extending the contract for an additional period of time not to exceed ninety (90) days (from October 6, 2015 through January 3, 2016) for a total contract price of **\$32.84/1,000 gallons** for the extension period; and

WHEREAS, as the Authority required additional time to complete the bid process for the awarding of the new contract in accordance with, and as required by, applicable New Jersey law following the expiration of the ninety (90) day extension term of **Contract No. 10-15A** as agreed to and authorized by Resolution 15-2-060, the Executive Director of the Authority recommended, with the consent of **Spectraserv Inc.**, that the contract for **Liquid Sewage Sludge Barge Transport** with **Spectraserve Inc.** be extended for an additional period of time not to exceed ninety (90) days (with said period of extension commencing January 4, 2016 and expiring April 2, 2016) on the same terms and conditions for **Contract No. 10-15A**, except that the total contract price shall be amended from **\$32.84/1000 gallons** to **\$42.85/1,000 gallons** during that extension period; and

WHEREAS, by way of Resolution 16-2-008 adopted January 28, 2016, the Chairman was authorized to execute an agreement with **Spectraserve Inc.** for **Liquid Sewage Sludge Barge Transport**, pursuant to and in accordance with **Contract No. 10-15A**, extending the contract for an additional period of time not to exceed ninety (90) days (from January 4, 2016 through April 2, 2016) for a total contract price of **\$42.85/1,000 gallons** for that extension period; and

WHEREAS, as the Authority required additional time beyond April 2, 2016 in order to finalize and complete the bid process and authorize the awarding of the new contract in accordance with, and as required by, applicable New Jersey law, the Executive Director of the Authority recommended, with the consent of **Spectraserv Inc.**, that the contract for **Liquid Sewage Sludge Barge Transport** with **Spectraserve Inc.** be extended for an additional period of time not to exceed ninety (90) days (with said period of extension commencing April 3, 2016 and expiring July 2, 2016) on the same terms and conditions for **Contract No. 10-15A**, except that the total contract price shall continue to be the sum of **\$42.85/1,000 gallons** during that extension period as previously amended by Resolution 16-2-008; and

WHEREAS, by way of Resolution 16-2-025 adopted March 24, 2016, the Chairman was authorized to execute an agreement with **Spectraserve Inc.** for **Liquid Sewage Sludge Barge Transport**, pursuant to and in accordance with **Contract No. 10-15A**, extending the contract for an additional period of time not to exceed ninety (90) days (from April 3, 2016 through July 2, 2016) for a total contract price of **\$42.85/1,000 gallons** for that extension period; and

WHEREAS, the extending of the term of **Contract No. 10-15A** with **Spectraserve Inc.** for **Liquid Sewage Sludge Barge Transport** for an additional period of time not to exceed ninety (90) days (from July 3, 2016 through October 1, 2016) is now necessary for the continuing efficient operation of the Authority as the providing of **Liquid Sewage Sludge Barge Transport** services to the Authority is required in order to avoid an emergency situation at the Authority's Little Ferry WPCF by continuing to meet the Authority's ongoing need to transport liquid sewage sludge by barge from the Authority's Little Ferry WPCF to Newark, New Jersey as the Authority requires the additional time in order to advertise the new contract by re-bid as approved by the Board of Commissioners of the Authority and to then award the new contract in accordance with applicable New Jersey law; and

WHEREAS, **Spectraserv Inc.** has expressed to the Authority its willingness to enter into an agreement with the Authority extending the term of **Contract No. 10-15A** for an additional period of time not to exceed ninety (90) days on the same terms and conditions of **Contract No. 10-15A** except for an amendment of the total contract price to **\$64.20/1,000 gallons** in consideration for **Spectraserv, Inc.** agreeing to this additional extension period of **Contract No. 10-15A**; 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 **Spectraserve Inc.** for **Liquid Sewage Sludge Barge Transport** extending the term of **Contract No. 10-15A** for an additional period of time not to exceed ninety (90) days (commencing July 3, 2016 and expiring October 1, 2016) in the total sum of **\$64.20/1,000 gallons**.
2. All other terms of **Contract No. 10-15A** shall remain in full force and effect without modification.
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 Contract No. 10-15A, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by Spectraserve 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).

16-2-042

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of June 23, 2016.



Michael Henwood
Secretary

Dated: June 23, 2016

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 06/23/2016
RESOLUTION #: 16-2-042

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 SLUDGE DISPOSAL
W-670-60500-000

VENDOR SPECTRASERV INC.

CONTRACT NUMBER 10-15A

REASON LIQUID SEWAGE SLUDGE BARGE TRANSPORT

AMOUNT 64.20 / 1,000 GALLONS

CONTRACT LENGTH 07/03/2016 TO 10/01/2016

Matthew McCarter
ACTING TREASURER

**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 **Liquid Sewage Sludge Transport – Barge**, pursuant to and in accordance with **Contract No. 16-05A (for a Three (3) Year Period with Two (2) One (1) Year Options)**, **Liquid Sewage Sludge Transport – Tanker Truck**, pursuant to and in accordance with **Contract No. 16-05B (for a Three (3) Year Period with Two (2) One (1) Year Options)**, and **Dewatered Sewage Sludge Container Transport and Disposal**, pursuant to and in accordance with **Contract No. 16-05C (for a Three (3) Year Period with Two (2) One (1) Year Options)**; and

WHEREAS, the following sole bid proposal was received by the Authority for **Contract No. 16-05A** on June 9, 2016 at 10:00 a.m., the date and time set forth in the Invitation to Bid for the receipt of bid proposals pursuant to and in accordance with **Contract No. 16-05A**:

Vendor	Unit Price Item 1 (Years 1 through 3)	Unit Price Item 2 (Year 4)	Unit Price Item 3 (Year 5)
Spectraserv, Inc. Kearny, NJ	\$64.20	\$76.20	\$90.20

WHEREAS, the Authority's **Qualified Purchasing Agent** and **Director of Water Pollution Control** have reviewed the sole bid proposal for **Contract No. 16-05A** and have recommended that the sole bid be rejected for **Contract No. 16-05A** as that bid is not reasonable as to price, on the basis of cost estimates prepared for or by the Authority prior to the advertising therefor and in accordance with N.J.S.A. 40A:11-13.2(a); and

WHEREAS, on the basis of the foregoing, the **Qualified Purchasing Agent** and **Director of Water Pollution Control** have determined that the sole bid received for **Contract No. 16-05A** is not reasonable as to price, on the basis of cost estimates prepared for or by the Authority prior to the advertising therefor, and the "lowest bid substantially exceeds the cost estimates for the goods or services" for **Contract No. 16-05A**, in accordance with N.J.S.A. 40A:11-13.2(a); and

WHEREAS, the Authority's **Qualified Purchasing Agent** and **Director of Water Pollution Control** have recommended that the bid proposal for **Contract No. 16-05A** be rejected for the reasons aforementioned; and

WHEREAS, the Contract Documents and Bid Specifications constituting **Contract No. 16-05A** provide at Section 00100-3 (15.1) of the Instructions to Bidders that the Authority, as the contracting unit, reserves the right to reject any and all bids, including but not limited to, bids substantially exceeding the cost estimates for the services to be performed; and

WHEREAS, no bid proposals were received by the Authority for **Contract No. 16-05B** on June 9, 2016 at 10:00 a.m., the date and time set forth in the Invitation to Bid for the receipt of bid proposals pursuant to and in accordance with **Contract No. 16-05B**; and

WHEREAS, no bid proposals were received by the Authority for **Contract No. 16-05C** on June 9, 2016 at 10:00 a.m., the date and time set forth in the Invitation to Bid for the receipt of bid proposals pursuant to and in accordance with **Contract No. 16-05C**; and

WHEREAS, the Commissioners of the Authority are desirous of re-advertising for the solicitation of bid proposals for **Contract No. 16-05A, Contract No. 16-05B and Contract No. 16-05C** pursuant to N.J.S.A. 40A:11-4 et seq., as an award of **Contract No. 16-05A, Contract No. 16-05B and/or Contract No. 16-05C** 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:

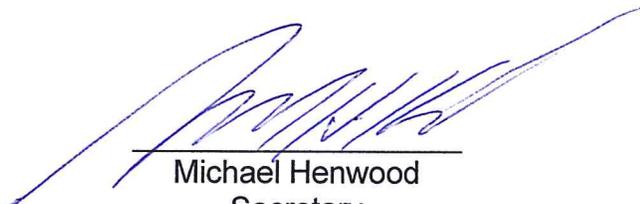
1. The sole bid proposal received by the Authority for **Contract No. 16-05A** is hereby rejected for the reasons more fully set forth and described above.

2. The Executive Director, or his designee, shall be and is hereby authorized to re-advertise for the solicitation of bid proposals for **Liquid Sewage Sludge Transport – Barge**, pursuant to and in accordance with **Contract No. 16-05A (for a Three (3) Year Period with Two (2) One (1) Year Options)**, **Liquid Sewage Sludge Transport – Tanker Truck**, pursuant to and in accordance with **Contract No. 16-05B (for a Three (3) Year Period with Two (2) One (1) Year Options)**, and **Dewatered Sewage Sludge Container Transport and Disposal**, pursuant to and in accordance with **Contract No. 16-05C (for a Three (3) Year Period with Two (2) One (1) Year Options)**.

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

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-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 June 23, 2016.



Michael Henwood
Secretary

Dated: June 23, 2016