

**BERGEN COUNTY UTILITIES AUTHORITY
MINUTES OF THE REGULAR MEETING
OCTOBER 25, 2018**

**In the matter of the 475th Regular Meeting of
The Bergen County Utilities Authority**

1. The **proof of meeting notice** calling the October 25, 2018, meeting was read into the record by Michael Henwood, Board Secretary.

2. Roll Call:

COMMISSIONERS PRESENT:

Ronald Phillips, Chairman
Louis J. DeLisio, Vice Chairman
Catherine T. Bentz, Commissioner
Daniel Gumble, Commissioner
Peter C. Massa, Jr. Commissioner
Jon Warms, Commissioner

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

3. Motion that the Minutes covering the September 25, 2018 Work Session be approved was moved by Commissioner DeLisio and Seconded by Commissioner Massa and was carried. Commissioner Gumble 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 18-1-041 - - Approve bills and the claims supported by vouchers totaling \$4,677,021.96 for the month of October 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 DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-1-042 - Ratify and Approve Financial Actions directed by Mathew McCarter, Acting Treasurer, during the month of September 2018. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-1-043 - Approve Amendment of 2018 Adopted Budget – Water Pollution Control Pursuant to N.J.A.C. 5:31-2.8. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-1-044 - Approve Amendment of 2018 Adopted Budget – Solid Waste Management Pursuant to N.J.A.C. 5:31-2.8. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-1-045 - 2019 Budget Introduction – Water Pollution Control. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-1-046 - 2019 Budget Introduction – Solid Waste Management. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-1-047 - Authorize Authority to participate in the Bergen County Cooperative Pricing System. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-1-048 - Authorize Authority to participate in the U.S. Communities Government Purchasing Alliance. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-1-049 - Authorize Amendment of Professional Services Contract to Kaufman Semeraro & Leibman LLP. – General Legal Counsel. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-1-050 - Authorize renewal of membership in the Water Research Foundation formally known as The Water Environment & Reuse Foundation. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-1-051 - Authorization of the execution of a Memorandum of Understanding by and between The Authority, R & H Hackensack Urban Renewal, LLC and the city of Hackensack providing for amendment of an existing easement interest held by The Authority in property located in the city of Hackensack. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

6. CONSTRUCTION & ENGINEERING COMMITTEE:

Resolution 18-2-059 – Rebid and Advertise Contract No. 18-10 to Furnish and Deliver Bulk Liquid Oxygen to the Edgewater Plant. Motion to adopt the resolution was made by Commissioner Gumble and Seconded by Commissioner Massa. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-2-060 - Award Contract No. 18-07 to Air Nova for Stack Retest for Cogeneration Engines 1 and 2. Motion to adopt the resolution was made by Commissioner Gumble and Seconded by Commissioner Massa. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-2-061 - Award Contract 18-11 to Miracle Chemical Company - Furnish and Deliver Sodium Bisulfite to the Edgewater Water Pollution Control Facility (Two (2) Years). Motion to adopt the resolution was made by Commissioner Gumble and Seconded by Commissioner Massa. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-2-062 - Exercise second option - one (1) year - Contract 15-08 Rebid – Wisdom Protective Services (Two (2) Years with Two (2) One (1) Year Options). Motion to adopt the resolution was made by Commissioner Gumble and Seconded by Commissioner Massa. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-2-063 – Exercise Second option – one (1) year - Contract 15-32 - Maumee Express Inc.- Household Hazardous Waste Collection, Transportation and Disposal (Two (2) Years with Two (2) One (1) Year Options). Motion to adopt the resolution was made by Commissioner Gumble and Seconded by Commissioner Massa. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-2-064 – Award Bergen County Cooperative Pricing System Job Order Contract No.18-07 to Power Place, Inc. – Two John Deere TX Gators. Motion to adopt the resolution was made by Commissioner Gumble and Seconded by Commissioner Massa. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-2-065 – Award U.S. Communities Government Purchasing Alliance Job Order SUT 161118 to Vic Gerard Golf Cars – Two Club Car Carryall 550 Carts. Motion to adopt the resolution was made by Commissioner Gumble and Seconded by Commissioner Massa. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 18-2-066 – Authorize Amendment of Professional Engineering Services Contract – Neglia Engineering Associates – Site Work Engineering/Land Surveying Consultant. Motion to adopt the resolution was made by Commissioner Gumble and Seconded by Commissioner Massa. A roll call was taken and the resolution was adopted as reflected in these minutes.

BERGEN COUNTY UTILITIES AUTHORITY
 Minutes of the Regular Meeting
 October 25, 2018

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 October 25, 2018 Regular Meeting for review by the Commissioners.
10. Motion to approve the Minutes of the Regular Meeting October 25, 2018 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 October 25, 2018 was made by Commissioner Massa and Seconded by Commissioner Warms and was unanimously carried.
11. Upon motion duly made, seconded and unanimously carried, the meeting was adjourned.

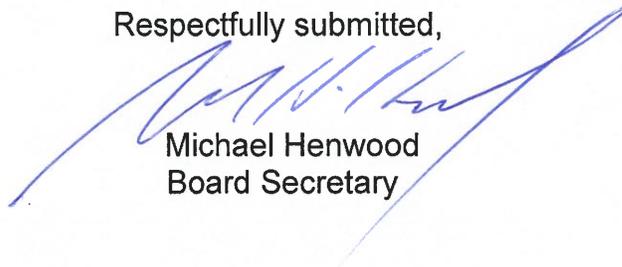
Resolution #	18-1-041	18-1-042	18-1-043	18-1-044	18-1-045	18-1-046	18-1-047
Chairman Phillips	Y	Y	Y	Y	Y	Y	Y
V. Chair. DeLisio	Y	Y	Y	Y	Y	Y	Y
Comm. Bentz	Y	Y	Y	Y	Y	Y	Y
Comm. Bonaventuro	-	-	-	-	-	-	-
Comm. Gumble	Y	Y	Y	Y	Y	Y	Y
Comm. Juliano	-	-	-	-	-	-	-
Comm. Kelley	-	-	-	-	-	-	-
Comm. Massa, Jr.	Y	Y	Y	Y	Y	Y	Y
Comm. Warms	Y	Y	Y	Y	Y	Y	Y

Resolution #	18-1-048	18-1-049	18-1-050	18-1-051	18-2-059	18-2-060	18-2-061
Chairman Phillips	Y	Y	Y	Y	Y	Y	Y
V. Chair. DeLisio	Y	Y	Y	Y	Y	Y	Y
Comm. Bentz	Y	Y	Y	Y	Y	Y	Y
Comm. Bonaventuro	-	-	-	-	-	-	-
Comm. Gumble	Y	Y	Y	Y	Y	Y	Y
Comm. Juliano	-	-	-	-	-	-	-
Comm. Kelley	-	-	-	-	-	-	-
Comm. Massa, Jr.	Y	Y	Y	Y	Y	Y	Y
Comm. Warms	Y	Y	Y	Y	Y	Y	Y

Resolution #	18-2-062	18-2-063	18-2-064	18-2-065	18-2-066
Chairman Phillips	Y	Y	Y	Y	Y
V. Chair. DeLisio	Y	Y	Y	Y	Y
Comm. Bentz	Y	Y	Y	Y	Y
Comm. Bonaventuro	-	-	-	-	-
Comm. Gumble	Y	Y	Y	Y	Y
Comm. Juliano	-	-	-	-	-
Comm. Kelley	-	-	-	-	-
Comm. Massa, Jr.	Y	Y	Y	Y	Y
Comm. Warms	Y	Y	Y	Y	Y

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

Respectfully submitted,



Michael Henwood
Board Secretary

Date: October 25, 2018

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION
TO AMEND THE 2018 ADOPTED BUDGET
WATER POLLUTION CONTROL**

WHEREAS, the Bergen County Utilities Authority (the "Authority") is a county utilities authority organized and existing pursuant to the Municipal and County Utilities Authority Law, N.J.S.A. 40:14B-1 et seq. to provide the services enumerated in N.J.S.A. 40:14B-2 in the County of Bergen, including but not limited to sewage collection and disposal services and the relief of waters in or bordering the State from pollution arising from causes within the district and the relief of waters in, bordering or entering the district from pollution or threatened pollution on behalf of its constituent members; and

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 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 Bergen County serving approximately 575,000 people; and

WHEREAS, in furtherance of the Authority providing these essential services, the Board of Commissioners of the Authority, by Resolution 17-1-056 adopted December 21, 2017, adopted the 2018 Water Pollution Control System Annual Budget of the Authority; and

*** Remainder of Page Intentionally Left Blank***

WHEREAS, the Authority, pursuant to and consistent with N.J.A.C. 5:31-2.8(a)(2) and (3), finds it necessary to amend the adopted 2018 Water Pollution Control System Annual Budget as follows:

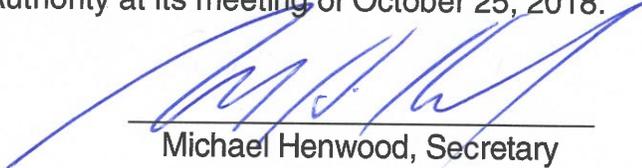
<u>Water Pollution Control Operation:</u>	<u>From</u>	<u>To</u>
<u>Budgeted Appropriations:</u>		
<u>Operating Appropriations:</u>		
Administration		
Administration - Personnel		
Fringe Benefits	\$1,931,009	\$3,317,470
Total Administration – Personnel	\$4,868,148	\$6,254,609
Administration – Other		
Information Technology	\$228,920	\$267,712
Total Administration – Other	\$1,162,060	\$1,200,852
Total Administration	\$6,030,208	\$7,455,461
Cost of Providing Services – Personnel		
Salaries & Wages	\$13,891,869	\$13,392,255
Fringe Benefits	\$12,049,609	\$10,715,223
Total COPS – Personnel	\$25,941,478	\$24,107,478
Cost of Providing Services – Other		
Professional Fees	\$2,796,000	\$3,604,747
Facilities Cost	\$4,600,000	\$4,800,000
Replacement Parts	\$2,525,000	\$2,025,000
Safety Programs	\$220,000	\$230,000
Waste Disposal	\$8,010,000	\$7,900,000
Total COPS – Other	\$22,776,000	\$23,184,747
Total Cost of Providing Services	\$48,717,478	\$47,292,225

WHEREAS, the Board of Commissioners of the Authority finds that the amendment of the 2018 Water Pollution Control System Annual Budget of the Authority as set forth in detail herein above is in the best interests of the Authority and its ratepayers and is necessary for the continued efficient operation of the Authority

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

1. The 2018 Water Pollution Control System Annual Budget of the Authority shall be and is hereby amended as detailed above.
2. The Board's Secretary shall be and is hereby directed to submit a copy of this Resolution to the Director of Local Government Services for approval as part of the 2018 Water Pollution Control System Annual Budget of the Authority.
3. A copy of this Resolution shall be placed on file and made available for public inspection in the office of the Executive Director.
4. 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 October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2018

<u>Governing Body</u> Member:	<u>Recorded Vote</u>			
	Aye	Nay	Abstain	Absent
Ronald Phillips, Chairman	X			
Louis J. DeLisio, Vice Chairman	X			
Catherine T. Bentz, Commissioner	X			X
Bruce Bonaventuro, Commissioner				
Daniel Gumble, Commissioner	X			
Paul A. Juliano, Commissioner				X
Thomas S. Kelley, Commissioner				X
Peter C. Massa, Jr., Commissioner	X			
Jon Warms, Commissioner	X			

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION
TO AMEND THE 2018 ADOPTED BUDGET
SOLID WASTE MANAGEMENT**

WHEREAS, in furtherance of the Authority providing these essential services, the Board of Commissioners of the Authority, by Resolution 17-1-055 adopted December 21, 2017, adopted the 2018 Solid Waste Management Annual Budget of the Authority; and

WHEREAS, the Authority, pursuant to and consistent with N.J.A.C. 5:31-2.8(a)(2) and (3), finds it necessary to amend the adopted 2018 Solid Waste Management Annual Budget as follows:

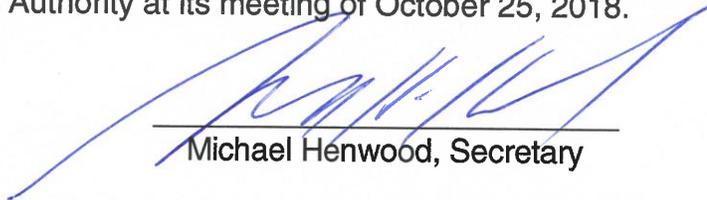
<u>Solid Waste Management Operation:</u>	<u>From</u>	<u>To</u>
<u>Budgeted Appropriations:</u>		
<u>Operating Appropriations:</u>		
Administration		
Administration - Personnel		
Fringe Benefits	\$59,722	\$102,602
Total Administration – Personnel	\$150,561	\$193,441
Administration – Other		
Information Technology	\$7,080	\$8,280
Total Administration – Other	\$35,940	\$37,140
Total Administration	\$186,501	\$230,581
Cost of Providing Services – Personnel		
Fringe Benefits	\$474,564	\$379,608
Total COPS – Personnel	\$916,395	\$821,439
Cost of Providing Services – Other		
Professional Fees	\$131,000	\$176,000
Insurance	\$30,000	\$35,876
Total COPS – Other	\$8,325,520	\$8,376,396
Total Cost of Providing Services	\$9,241,915	\$9,197,835

WHEREAS, the Board of Commissioners of the Authority finds that the amendment of the 2018 Solid Waste Management Annual Budget of the Authority as set forth in detail herein above is in the best interests of the Authority and its ratepayers and is necessary for the continued efficient operation of the Authority

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

1. The 2018 Solid Waste Management Annual Budget of the Authority shall be and is hereby amended as detailed above.
2. The Board's Secretary shall be and is hereby directed to submit a copy of this Resolution to the Director of Local Government Services for approval as part of the 2018 Solid Waste Management Annual Budget of the Authority.
3. A copy of this Resolution shall be placed on file and made available for public inspection in the office of the Executive Director.
4. 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 October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2018

Governing Body

Member:	<u>Recorded Vote</u>			
	Aye	Nay	Abstain	Absent
Ronald Phillips, Chairman	X			
Louis J. DeLisio, Vice Chairman	X			
Catherine T. Bentz, Commissioner	X			
Bruce Bonaventuro, Commissioner				X
Daniel Gumble, Commissioner	X			
Paul A. Juliano, Commissioner				X
Thomas S. Kelley, Commissioner				X
Peter C. Massa, Jr., Commissioner	X			
Jon Warms, Commissioner	X			

2019 AUTHORITY BUDGET RESOLUTION
BERGEN COUNTY UTILITIES AUTHORITY
WATER POLLUTION CONTROL

FISCAL YEAR: FROM: January 1, 2019 TO: December 31, 2019

WHEREAS, the Annual Budget and Capital Budget – Water Pollution Control for the Bergen County Utilities Authority (the “Authority”) for the fiscal year beginning January 1, 2019 and ending December 31, 2019 has been presented before the Board of Commissioners of the Authority at its duly noticed open public meeting conducted on October 25, 2018; and

WHEREAS, the Annual Budget – Water Pollution Control for the Authority as introduced reflects Total Revenues of \$77,648,929; Total Appropriations, including any Accumulated Deficit, if any, of \$78,648,929; and Total Unrestricted Net Position utilized of \$1,000,000; and

WHEREAS, the Capital Budget – Water Pollution Control of the Authority as introduced reflects Total Capital Appropriations of \$47,756,791, and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$1,000,000; and

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

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

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

1. The Annual Budget – Water Pollution Control of the Authority, including all related schedules, and the Capital Budget/Program – Water Pollution Control of the Authority for the fiscal year beginning January 1, 2019 and ending December 31, 2019 shall be and is hereby approved for introduction.

2. The anticipated revenues as reflected in the Annual Budget – Water Pollution Control of the Authority approved for introduction by the adoption of this Resolution are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements.

3. The governing body of the Bergen County Utilities Authority will consider the Annual Budget and Capital Budget/Program – Water Pollution Control for adoption on December 20, 2018.

4. A copy of this Resolution shall be placed on file and made available for public inspection in the office of the Executive Director.

5. 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 October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2018

Governing Body Member:	Recorded Vote			
	Aye	Nay	Abstain	Absent
Ronald Phillips, Chairman	X			
Louis J. DeLisio, Vice Chairman	X			
Catherine T. Bentz, Commissioner	X			
Bruce Bonaventuro, Commissioner				X
Daniel Gumble, Commissioner	X			
Paul A. Juliano, Commissioner				X
Thomas S. Kelley, Commissioner				X
Peter C. Massa, Jr., Commissioner	X			
Jon Warms, Commissioner	X			

2019 AUTHORITY BUDGET RESOLUTION
BERGEN COUNTY UTILITIES AUTHORITY
SOLID WASTE MANAGEMENT

FISCAL YEAR: FROM: January 1, 2019 TO: December 31, 2019

WHEREAS, the Annual Budget and Capital Budget – Solid Waste Management for the Bergen County Utilities Authority (the “Authority”) for the fiscal year beginning January 1, 2019 and ending December 31, 2019 has been presented before the Board of Commissioners of the Authority at its duly noticed open public meeting conducted on October 25, 2018; and

WHEREAS, the Annual Budget – Solid Waste Management of the Authority as introduced reflects Total Revenues of \$7,519,895, Total Appropriations, including any Accumulated Deficit if any, of \$8,235,076, and Total Unrestricted Net Position utilized of \$715,181, and

WHEREAS, the Capital Budget – Solid Waste Management of the Authority as introduced reflects Total Capital Appropriations of \$-0- and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$-0-; and

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

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

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

1. The Annual Budget – Solid Waste Management of the Authority, including all related schedules, and the Capital Budget/Program – Solid Waste Management of the Authority for the fiscal year beginning January 1, 2019 and ending December 31, 2019 shall be and is hereby approved for introduction.

2. The anticipated revenues as reflected in the Annual Budget – Solid Waste Management of the Authority approved for introduction by the adoption of this Resolution are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and

provisions as stipulated in the Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements.

3. The governing body of the Bergen County Utilities Authority will consider the Annual Budget and Capital Budget/Program – Solid Waste Management for adoption on December 20, 2018.

4. A copy of this Resolution shall be placed on file and made available for public inspection in the office of the Executive Director.

5. 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 October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2018

Governing Body

Member:	Recorded Vote			
	Aye	Nay	Abstain	Absent
Ronald Phillips, Chairman	X			
Louis J. DeLisio, Vice Chairman	X			
Catherine T. Bentz, Commissioner	X			
Bruce Bonaventuro, Commissioner				X
Daniel Gumble, Commissioner	X			
Paul A. Juliano, Commissioner				X
Thomas S. Kelley, Commissioner				X
Peter C. Massa, Jr., Commissioner	X			
Jon Warms, Commissioner	X			

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the Bergen County Utilities Authority (the "Authority") is a county utilities authority organized and existing pursuant to the Municipal and County Utilities Authority Law, N.J.S.A. 40:14B-1 et seq. to provide the services enumerated in N.J.S.A. 40:14B-2 in the County of Bergen, including but not limited to sewage collection and disposal services and the relief of waters in or bordering the State from pollution arising from causes within the district and the relief of waters in, bordering or entering the district from pollution or threatened pollution on behalf of its constituent members; and

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 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 Bergen County serving approximately 575,000 people; and

WHEREAS, N.J.S.A. 52:34-6.2 authorizes the Authority to contract for the purchase of goods and services through the use of a State recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, when available, for its administration; and

WHEREAS, State recognized Bergen County Cooperative previously offered to the Authority the opportunity to voluntarily participate in the Bergen County Cooperative Pricing System for the purchase of goods and contracting for services; and

WHEREAS, the Authority, desirous of continuing its ongoing efforts to make the procurement process for the purchase of goods and contracting for services more efficient and to provide the greatest cost savings to the Authority and its ratepayers, accepted the offer of membership in the Bergen County Cooperative allowing the Authority to participate in the Bergen County Cooperative Pricing System for the purchase of goods and contracting for services; and

WHEREAS, the Board of Commissioners believes it is in the Authority's best interests to continue as a member in the Bergen County Cooperative and to continue to participate in the Bergen County Cooperative Pricing System for the procurement of goods and services.

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

1. Pursuant to the provisions of N.J.S.A. 52:34-6.2, the membership of the Authority in the Bergen County Cooperative, allowing the Authority to participate in the Bergen County Cooperative Pricing System, shall be and is hereby ratified and approved and the Executive Director or his designee shall be and is hereby authorized to execute and enter into a member participation agreement or such other documents as may be necessary to allow the Authority to continue as a member in the Bergen County Cooperative and to continue to participate in the Bergen County Cooperative Pricing System.

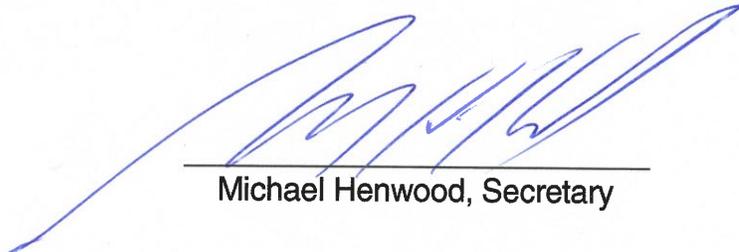
2. The Authority shall be responsible to ensure that goods and/or services procured through the Bergen county Cooperative Pricing System comply with all applicable provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and all other provisions of the revised statutes of the State of New Jersey.

3. A copy of this Resolution and a copy of the member participation agreement entered into by the Authority with the Bergen County Cooperative pursuant to this Resolution, if any, and a copy of the Certificate of Membership issued by the Bergen County Cooperative to the Authority, shall be placed on file and made available for public inspection in the office of the Executive Director, upon execution by the Bergen County Cooperative and the Authority.

4. A notice of this Resolution, and any agreement executed pursuant hereto, shall be published in the form prescribed by law if required.

5. 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 October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2018

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the Bergen County Utilities Authority (the "Authority") is a county utilities authority organized and existing pursuant to the Municipal and County Utilities Authority Law, N.J.S.A. 40:14B-1 et seq. to provide the services enumerated in N.J.S.A. 40:14B-2 in the County of Bergen, including but not limited to sewage collection and disposal services and the relief of waters in or bordering the State from pollution arising from causes within the district and the relief of waters in, bordering or entering the district from pollution or threatened pollution on behalf of its constituent members; and

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 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 Bergen County serving approximately 575,000 people; and

WHEREAS, the Authority, pursuant to N.J.S.A. 40A:11-12(a) and N.J.S.A. 52:34-6.2, is authorized to purchase goods and contract for services through the use of a New Jersey State Approved Co-op and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, when available, for its administration; and

WHEREAS, the U.S. Communities Government Purchasing Alliance is a national government purchasing cooperative approved by the State of New Jersey, providing government procurement resources to its numerous participants which include state government agencies, school districts (K-12) and higher education institutions, without the obligation of payment of any sign-up or user fees; and

WHEREAS, it is the desire of the Authority to join the U.S. Communities Government Purchasing Alliance to purchase goods and services, to make the procurement process more efficient and to provide cost savings to the Authority.

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

1. The Executive Director or his designee shall be and is hereby authorized to enter into a member participation agreement and to participate in the U.S. Communities Government Purchasing Alliance.
2. The Authority shall be responsible to ensure that goods and/or services procured through the U.S. Communities Government Purchasing Alliance pursuant to this Resolution comply with all applicable provisions of the Local Public Contracts Law,

18-1-048

N.J.S.A. 40A:11-1 et seq., and all other provisions of the revised statutes of the State of New Jersey.

3. A copy of this Resolution, a copy of the Certificate of Membership issued by the U.S. Communities Government Purchasing Alliance to the Authority and a copy of any contract(s) entered into by the Authority pursuant to this Resolution shall be placed on file and made available for public inspection in the office of the Executive Director.

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

5. 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 October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2018

**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 forty-seven (47) municipalities in the County of Bergen serving approximately 575,000 people; and

WHEREAS, in furtherance of providing these essential services, the Board of Commissioners of the Authority, by Resolution 18-1-011 adopted February 22, 2018, appointed Kaufman, Semeraro & Leibman, L.L.P. to serve as General Legal Counsel to the Authority for a One (1) Year Term or until a successor is selected or at the pleasure of the Authority, whichever shall first occur or be exercised; and

WHEREAS, Resolution 18-1-011 Authorized the Chairman of the Board of Commissioners of the Authority to execute an agreement by and between the Authority and Kaufman, Semeraro & Leibman, L.L.P. (the “Agreement”) memorializing the services to be provided by Kaufman, Semeraro & Leibman, L.L.P. to the Authority as General Legal Counsel and providing the budget for compensation to be paid by the Authority to Kaufman, Semeraro & Leibman, L.L.P. for the providing of those services, pursuant to which payment is not to exceed the total sum of \$125,000.00 without further approval of the Board of Commissioners of the Authority; and

WHEREAS, the Agreement was executed by and on behalf of the Authority and Kaufman, Semeraro & Leibman, L.L.P. on March 1, 2018; and

WHEREAS, Kaufman, Semeraro & Leibman, L.L.P., operating under the Agreement, has continued to provide significant necessary and valuable services to the Authority as the Authority’s General Legal Counsel on an as-requested basis on a number of critical ongoing projects as well as additional other projects the Authority has identified. ; and

WHEREAS, Kaufman, Semeraro & Leibman, L.L.P., has, requested that the Authority increase the compensation budget provided for by the Agreement;

WHEREAS, the Authority’s Executive Director has determined that Kaufman, Semeraro & Leibman, L.L.P. has performed all services under the Agreement in an effective and efficient manner and further determined that the remaining work to be performed by Kaufman, Semeraro & Leibman, L.L.P. under the Agreement is essential to the proper and effective operation of the Authority, and critical to the health, welfare and safety of the ratepayers and employees of the Authority; and

WHEREAS, the Authority's Executive Director has reviewed the request of Kaufman, Semeraro & Leibman, L.L.P. to increase the compensation budget under the Agreement for the total compensation to be paid by the Authority to Kaufman, Semeraro & Leibman, L.L.P., and based upon the above determinations and his review, he has concluded and recommended that the Authority should amend the Agreement by increasing the budget for compensation to be paid by the Authority to Kaufman, Semeraro & Leibman, L.L.P. pursuant to the Agreement in the total sum of \$75,000.00, resulting in an amended compensation budget under the Agreement in an amount not to exceed the total sum of \$200,000 without further approval of the Board of Commissioners of the Authority; and

WHEREAS, the Authority's Acting Treasurer has certified that funds are available for the modification of the Agreement pursuant to this Resolution.

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

1. The Agreement entered into by and between the Authority and Kaufman, Semeraro & Leibman, L.L.P. shall be and is hereby modified by the Authority and the Agreement shall be modified to provide that the compensation to be paid by the Authority pursuant thereto shall be increased in the amount of \$75,000.00 and the total amount of compensation to now be paid by the Authority to Kaufman, Semeraro & Leibman, L.L.P. pursuant to the modified Agreement shall not exceed the total sum of \$200,000.00 without further approval of the Board of 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 Kaufman, Semeraro & Leibman, L.L.P., modifying the Agreement as approved and authorized by this Resolution, in the form acceptable to the Chairman, and satisfactory to the Authority as evidenced by the Chairman's signature thereon.

3. A copy of this Resolution, and the agreement modifying the Agreement with Kaufman, Semeraro & Leibman, L.L.P. 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 Kaufman, Semeraro & Leibman, L.L.P. and the Authority.

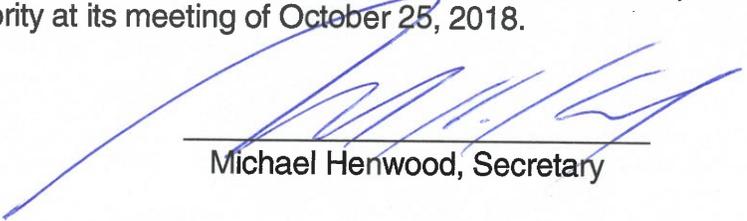
4. The Acting Treasurer's Certification that funds are available shall be maintained on file at the Authority.

5. A notice of this modification of the Agreement 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).

18-1-049

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2018

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/25/2018

RESOLUTION #: 18-1-049

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

LEGAL
W-350-50800-000

VENDOR

KAUFMAN, SEMERARO & LEIBMAN, L.L.P.

CONTRACT NUMBER

18022203

REASON

INCREASE IN THE PROFESSIONAL SERVICES
NEEDS OF THE AUTHORITY FOR
GENERAL LEGAL SERVICES

AMOUNT

\$75,000.00

CONTRACT LENGTH

OCTOBER 25, 2018 - FEBRUARY 28, 2019


ACTING TREASURER

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the **Water Research Foundation (“WRF”)** (formally known as the **Water Environment Research Foundation (“WERF”)**) is a not-for-profit foundation dedicated to advancing science and technology to address water quality issues as they impact water resources, the atmosphere, lands, and the quality of life; and

WHEREAS, **WRF** produces peer-reviewed research reports used by its subscribers and others to develop scientifically-based approaches, processes, and technologies to improve the management of waters resources; and

WHEREAS, **WRF** represents that it is staffed by a team of environmental professionals, including a committee of distinguished scientists and engineers who provide oversight, advice, and review of the wastewater and stormwater collection and treatment projects of the Bergen County Utilities Authority (the “Authority”); and

WHEREAS, **WRF** further represents that its investigators are comprised of individuals and organizations from municipal agencies, academia, government laboratories, and various industrial and consulting firms whose experience extends the spectrum of **WRF’s** research covering the areas of wastewater and stormwater collection and treatment systems, watersheds and ecosystems, and of human and environmental health; and

WHEREAS, **WRF** is funded through contributions and subscriptions from utilities, municipal agencies, corporations, consulting firms, associations, state regulatory agencies, private individuals and foundations, as well as congressional appropriations, the United States Environmental Protection Agency, and other governmental agencies; and

WHEREAS, **WRF** has submitted a proposal dated October 17, 2018, to induce the Authority to renew its subscription and re-join **WRF**, which proposal has been reviewed by the Executive Director and Director of Engineering of the Authority; and

WHEREAS, the Authority’s Executive Director and Director of Engineering have recommended that the Authority renew its subscription to **WRF**; and

WHEREAS, the proposed annual subscription/dues for the renewal of the Authority’s subscription and for the Authority to re-join **WRF** is \$34,500.00; and

WHEREAS, the Authority has determined, based upon the foregoing, that it is necessary and/or desirable for its efficient operations to renew its subscription and rejoin **WRF** for 2017.

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

18-1-050

1. The Chairman shall be and is hereby authorized to renew the subscription by and between the Authority and **WRF**, in the amount not to exceed \$34,500.00.

2. The Acting Treasurer's Certification that funds are available shall be maintained on file at the Authority.

3. A copy of this Resolution and the agreement by and between the Authority and **WRF** for the Authority to subscribe/join **WRF** shall be placed on file and made available for public inspection in the office of the Executive Director, upon execution by **WRF** and the Authority.

4. A notice of this subscription renewal shall be published in the form prescribed by law.

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 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 on October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2017

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/25/2018

RESOLUTION #: 18-1-050

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

PERMITS, FEES, & LICENSES
W-350-50700-000

VENDOR

WATER RESEARCH FOUNDATION (WRF)

CONTRACT NUMBER

N/A

REASON

NATIONAL ASSOCIATION
MEMBERSHIP RENEWAL

AMOUNT

\$34,500.00

CONTRACT LENGTH

JANUARY 1, 2018 - DECEMBER 31, 2018


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 (“Authority”) plays an important role in providing these essential services within the Authority’s sewer service district, which is comprised of forty-seven (47) municipalities in the County of Bergen serving approximately 575,000 people; and

WHEREAS, in furtherance of providing these essential services, the Authority was previously granted an easement (the “Existing Easement”) through certain property designated as Block 308.01, Lot 3 on the Tax Map of the City of Hackensack, County of Bergen, State of New Jersey, more commonly known as Lot C (the “Property”); and

WHEREAS, pursuant to and consistent with the Existing Easement, the Authority constructed and continues to maintain a ninety-six (96”) inch sanitary sewer line (the “Authority Sewer Line”) through the Property which is currently owned by R & H Hackensack Urban Renewal, LLC (the “Developer”); and

WHEREAS, Developer was previously designated as Redeveloper of the Property by the City of Hackensack pursuant to the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. and, as a result of that designation as Redeveloper of the Property, Developer has entered into a contract to purchase the Property from the City of Hackensack; and

WHEREAS, upon taking title to the Property from the City of Hackensack, Developer, as owner of the Property, will stand in the place of the original grantor of the Existing Easement; and

WHEREAS, the City of Hackensack also owns a thirty (30”) inch sanitary sewer line (the “City Sewer Line”) which traverses the Property in close proximity to the Authority Sewer Line; and

WHEREAS, Developer requested that the Authority consider the reduction and/or relocation of the Existing Easement on the Property and Developer also requested that the Authority and the City of Hackensack consider the placement of the City Sewer Line within the easement to be developed to replace the Existing Easement in order to facilitate the development of the Property and the construction of a project on the Property in accordance with a redevelopment plan as approved by the City of Hackensack; and

18-1-051

**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 forty-seven (47) municipalities in the County of Bergen serving approximately 575,000 people; and

WHEREAS, in furtherance of providing these essential services, the Authority was previously granted an easement (the “Existing Easement”) through certain property designated as Block 308.01, Lot 3 on the Tax Map of the City of Hackensack, County of Bergen, State of New Jersey, more commonly known as Lot C (the “Property”); and

WHEREAS, pursuant to and consistent with the Existing Easement, the Authority constructed and continues to maintain a ninety-six (96”) inch sanitary sewer line (the “Authority Sewer Line”) through the Property which is currently owned by R & H Hackensack Urban Renewal, LLC (the “Developer”); and

WHEREAS, Developer was previously designated as Redeveloper of the Property by the City of Hackensack pursuant to the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. and, as a result of that designation as Redeveloper of the Property, Developer has entered into a contract to purchase the Property from the City of Hackensack; and

WHEREAS, upon taking title to the Property from the City of Hackensack, Developer, as owner of the Property, will stand in the place of the original grantor of the Existing Easement; and

WHEREAS, the City of Hackensack also owns a thirty (30”) inch sanitary sewer line (the “City Sewer Line”) which traverses the Property in close proximity to the Authority Sewer Line; and

WHEREAS, Developer requested that the Authority consider the reduction and/or relocation of the Existing Easement on the Property and Developer also requested that the Authority and the City of Hackensack consider the placement of the City Sewer Line within the easement to be developed to replace the Existing Easement in order to facilitate the development of the Property and the construction of a project on the Property in accordance with a redevelopment plan as approved by the City of Hackensack; and

18-1-051

WHEREAS, following the consideration by the Authority of various proposals presented by Developer providing for a reduction and/or relocation of the Existing Easement on the Property, Developer has now presented to the Authority a plan for the replacement of the Existing Easement with a new easement area (the "2018 Easement") for both the Authority Sewer Line and the City Sewer Line as is more fully set forth and described on the drawings of Dynamic Engineering Consultants, PC which Developer has submitted to the Authority for its review and consideration; and

WHEREAS, the 2018 Easement will provide the Authority with an easement interest in the Property and will grant to the Authority a continuing easement interest in the Property sufficient in size for inclusion of the Authority Sewer Line and the City Sewer Line and for future development needs of the Authority; and

WHEREAS, the 2018 Easement has been deemed acceptable to, and approved by, the Developer and the City of Hackensack; and

WHEREAS, the Authority, Developer and the City of Hackensack are each desirous of modifying the Existing Easement, and replacing the Existing Easement with the 2018 Easement; and

WHEREAS, it is in the best interests of the Authority that it enters into an agreement with the Developer and the City of Hackensack which grants to the Authority an easement interest in the Property as is more fully set forth and described in the drawing of Dynamic Engineering Consultants, PC and which allows for inclusion of the City Sewer Line within the area of the 2018 Easement; and

WHEREAS, N.J.S.A. 40:14B-20(14) authorizes and permits the Authority to enter into any contracts necessary for the purposes of the Authority; and

WHEREAS, the Authority has determined that entering into an agreement with Developer and the City of Hackensack, providing for the amending of the Existing Easement by the replacing of same with the 2018 Easement, is necessary for the continued 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 of the Authority shall be and is hereby authorized to negotiate and execute a Memorandum of Understanding with the Developer and City of Hackensack in a form to be approved by General Counsel.

2. A copy of this Resolution, and the Memorandum of Understanding entered into with Developer and the City of Hackensack pursuant to this Resolution, shall be

18-1-051

placed on file and made available for public inspection in the Office of the Executive Director, upon execution by Developer, the City of Hackensack and the Authority.

3. A notice of this approval of the Memorandum of Understanding shall be published in the form prescribed by law.

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 October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2018

18-1-051

**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 Bulk Liquid Oxygen to the Edgewater Plant (Two Years with Two – One Year Options)**, pursuant to and in accordance with **Contract No. 18-10**; and

WHEREAS, no bid proposals were received by the Authority on **October 11, 2018**, the date set forth in the Invitation to Bid for the receipt of bid proposals pursuant to and in accordance with **Contract No. 18-10**; and

WHEREAS, the Commissioners of the Authority are desirous of re-advertising for the solicitation of bid proposals for **Contract No. 18-10 (Rebid)**, 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. 18-10 (Rebid) Furnish and Deliver Bulk Liquid Oxygen to the Edgewater Plant (Two Years with Two – One Year Options)**.
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 October 25, 2018.



Michael Henwood
Board Secretary

Dated: October 25, 2018

**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 perform a **Stack Test for Cogeneration Engines 1 & 2 (for a One (1) Year Period)**, pursuant to and in accordance with **Contract No. 18-07**; and

WHEREAS, the following sole bid proposal was received by the Authority on **October 11, 2018** for **Contract No.18-07**:

Vendor	Total Amount Bid for One (1) Year
Air Nova, Inc. Pennsauken, NJ	\$79,710.00

; and

WHEREAS, the Authority's **Interim Qualified Purchasing Agent** and the **Director of Engineering** has reviewed the bid proposal received by the Authority and has recommended that **Air Nova Inc.** be awarded **Contract No. 18-07** 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 **Air Nova, Inc.** constitutes the lowest complying and responsible bidder for **Contract No. 18-07**, 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. **Air Nova, Inc.** shall be and is hereby determined to be the lowest complying and responsible bidder to perform a **Stack Test for Cogeneration Engines 1 & 2** constituting **Contract No. 18-07**, for a **One (1) Year Period** for a total amount not to exceed the sum of **\$79,710.00** without further approval of the Commissioners of the Authority.

2. The Chairman shall be and is hereby authorized to execute a contract with **Air Nova, Inc.** of Pennsauken, NJ to perform a **Stack Test for Cogeneration Engines 1 & 2**

18-2-060

constituting **Contract No.18-07** for a **One (1) Year Period** for a total amount not to exceed the sum of **\$79,710.00** without further approval of the Commissioners of the Authority.

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 contract executed pursuant to this Resolution, along with Contract No. 18-07, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by Air Nova 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 October 25, 2018.



Michael Henwood
Secretary

Dated: October 25, 2018

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/25/2018
RESOLUTION #: 18-2-060

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 CAPITAL OUTLAY
W-200-80800-000

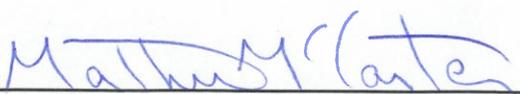
VENDOR AIR NOVA, INC.

CONTRACT NUMBER 18-07

REASON STACK TEST FOR
COGENERATION ENGINES 1 & 2

AMOUNT \$79,710.00

CONTRACT LENGTH NOVEMBER 1, 2018 - OCTOBER 31, 2019


ACTING TREASURER

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the Bergen County Utilities Authority (the "Authority") is a county utilities authority organized and existing pursuant to the Municipal and County Utilities Authority Law, N.J.S.A. 40:14B-1 et seq. to provide the services enumerated in N.J.S.A. 40:14B-2 in the County of Bergen, including but not limited to sewage collection and disposal services and the relief of waters in or bordering the State from pollution arising from causes within the district and the relief of waters in, bordering or entering the district from pollution or threatened pollution on behalf of its constituent members; and

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 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 Bergen County serving approximately 575,000 people; and

WHEREAS, the Authority, pursuant to N.J.S.A. 40A:11-12(a) and N.J.S.A. 52:34-6.2, is authorized to purchase goods and contract for services through the use of a New Jersey State Approved Co-op and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, when available, for its administration; and

WHEREAS, by Resolution 18-1-048 adopted October 25, 2018, the Board of Commissioners of the Authority ratified and affirmed the membership of the Authority in the U.S. Communities Government Purchasing Alliance, allowing the Authority to participate in the U.S. Communities Government Purchasing Alliance to purchase goods and contract for services, making the procurement process more efficient and providing cost savings to the Authority and its ratepayers; and

WHEREAS, the Authority currently has the need to Procure **Two (2) Club Car Carryall 550 Carts**; and

WHEREAS, the U.S. Communities Government Purchasing Alliance previously awarded Contract Number SUT 161118 to **Vic Gerard Golf Cars, Inc.** of 281 Squankum Road, Farmingdale, NJ 07727, under U.S. Communities Government Purchasing Alliance Contract Number SUT 161118; and

WHEREAS, the Authority, as a member of the U.S. Communities Government Purchasing Alliance, is able to procure the needed goods and services from **Vic Gerard Golf Cars, Inc.** under U.S. Communities Government Purchasing Alliance Contract Number SUT 161118, for the total sum of \$20,611.20 as set forth and contained in the

**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 Sodium Bisulfite to the Edgewater Water Pollution Control Facility** for a **(Two (2) Year Period)**, pursuant to and in accordance with **Contract No. 18-11**; and

WHEREAS, the following bid proposals were received by the Authority on **October 11, 2018** for **Contract No. 18-11**:

Vendor	Unit Price per/gallon	Total Amount Bid Two (2) Years
Miracle Chemical Company Farmingdale, NJ	\$1.998	\$95,904.00
Coyne Chemical Company, Inc. Croydon, PA	\$2.616	\$125,568.00
PVS Chemical Solutions, Inc. Detroit, MI	\$3.95	\$189,600.00

WHEREAS, the Authority's **Interim Qualified Purchasing Agent** and **Director of Water Pollution Control** have reviewed the bid proposals and have recommended that **Miracle Chemical Company** be awarded **Contract No. 18-11** 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 **Miracle Chemical Company** constitutes the lowest complying and responsible bidder for **Contract No. 18-11**, 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. **Miracle Chemical Company** shall be and is hereby determined to be the lowest complying and responsible bidder to **Furnish and Deliver Sodium Bisulfite to the Edgewater Water Pollution Control Facility**, constituting **Contract No. 18-11**, for a **Two (2)**

18-2-061

Year Period for a total amount not to exceed the sum of **\$95,904.00** without further approval of the Commissioners of the Authority.

2. The Chairman shall be and is hereby authorized to execute an agreement with **Miracle Chemical Company** of 1151 B Highway 33, Farmingdale, NJ 07727 to **Furnish and Deliver Sodium Bisulfite to the Edgewater Water Pollution Control Facility**, constituting **Contract No. 18-11** for a **Two (2) Year Period** for a total amount not to exceed the sum of **\$95,904.00** without further approval of the Commissioners of the Authority.

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.

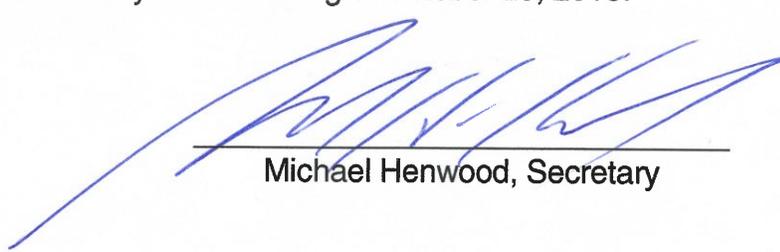
4. The Acting Treasurer's Certification that funds are available shall be maintained on file at the Authority and made a part hereof.

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

6. A copy of this Resolution and the contract executed pursuant to this Resolution, along with Contract No. 18-11, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by Miracle Chemical Company 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 October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2018

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/25/2018

RESOLUTION #: 18-2-061

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

SODIUM BISULFITE
W-320-60250-000

VENDOR

MIRACLE CHEMICAL COMPANY

CONTRACT NUMBER

18-11

REASON

FURNISH & DELIVER
SODIUM BISULFITE TO THE EDGEWATER
WATER POLLUTION CONTROL FACILITY

AMOUNT

\$95,904.00

CONTRACT LENGTH

NOVEMBER 1, 2018 - OCTOBER 31, 2020


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 **Security Services (Two (2) Year Contract with Two (2) One (1) Year Options)**, pursuant to and in accordance with **Contract No. 15-08 (Rebid)**; and

WHEREAS, by way of Resolution 15-2-054 adopted September 24, 2015, **Wisdom Protective Services** was determined to be the lowest complying and responsible bidder for **Security Services**, constituting **Contract No. 15-08 (Rebid)** for a total contract price of \$498,120.00 for the **Initial Two (2) Year Period**; and for the two (2) initial option years for a total contract price of \$249,060.00; and

WHEREAS, by way of Resolution 15-2-054 adopted September 24, 2015 by the Board of Commissioners of the Authority, the Chairman of the Board of Commissioners of the Authority was authorized to execute a contract with **Wisdom Protective Services** for **Security Services**, constituting **Contract No. 15-08 (Rebid)** for a total contract price of **\$498,120.00** for the **Initial Two (2) Year Period**; and

WHEREAS, pursuant to the bid specifications of **Contract No. 15-08 (Rebid)**, the Authority, by Resolution 17-2-063 adopted September 28, 2017 by the Board of Commissioners of the Authority, previously exercised the initial **One (1) Year Option** of **Contract No. 15-08 (Rebid)** and the Authority now has the option to exercise the second **One (1) Year Option** of **Contract No. 15-08 (Rebid)** and extend the contract for **Security Services** with **Wisdom Protective Services** for an additional **One (1) Year Period** for the total sum of **\$249,060.00** for the second option year, **Year Four (4)** of **Contract No. 15-08 (Rebid)**; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15 the Authority finds **Wisdom Protective Services** has performed **Contract No. 15-08 (Rebid)** for **Security Services** in an effective and efficient manner; and

WHEREAS, exercising the second **One (1) Year Option** of **Contract No. 15-08 (Rebid)** to **Wisdom Protective Services** for **Security Services** is necessary for the efficient operation of the Authority; and

WHEREAS, the Acting Treasurer 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 a contract with **Wisdom Protective Services** for **Security Services**, pursuant to and in accordance with **Contract No. 15-08 (Rebid)**, which contract exercises the second **One (1) Year Option** by the Authority to extend **Contract No. 15-08 (Rebid)** for an additional (and final) **One (1) Year**

18-2-062

Period (commencing November 1, 2018 and expiring October 31, 2019) for the total sum of **\$249,060.00**.

2. All other terms of **Contract No. 15-08 (Rebid)** shall remain in full force and effect without modification.
3. The Acting Treasurer'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 contract executed pursuant to this Resolution, along with **Contract No. 15-08 (Rebid)**, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by Wisdom Protective Services 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 October 25, 2018.



Michael Henwood
Secretary

Dated: October 25, 2018

18-2-062

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/25/2018
RESOLUTION #: 18-2-062

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-620-55200-000
PLANT SECURITY

VENDOR WISDOM PROTECTIVE SERVICES

CONTRACT NUMBER 15-08

REASON SECURITY SERVICES

AMOUNT \$249,060.00

CONTRACT LENGTH NOVEMBER 1, 2018 - OCTOBER 31, 2019

Matthew J. 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 **Household Hazardous Waste Collection, Transportation and Disposal Services (Two (2) Year Contract with Two (2) One (1) Year Options)**, pursuant to and in accordance with **Contract No. 15-32**; and

WHEREAS, by way of Resolution 15-2-070 adopted December 17, 2015 by the Board of Commissioners of the Authority, **Maumee Express Inc.** was determined to be the lowest complying and responsible bidder for **Household Hazardous Waste Collection, Transportation and Disposal Services**, constituting **Contract No. 15-32** for a total contract price of **\$934,500.00** for the initial two (2) year period and for the two (2) option years for a total contract price of **\$467,250.00** per optional year; and

WHEREAS, by way of Resolution 15-2-070 December 17, 2015 by the Board of Commissioners of the Authority, the Chairman of the Board of Commissioners of the Authority was authorized to execute a contract with **Maumee Express Inc.** for **Household Hazardous Waste Collection, Transportation and Disposal Services**, constituting **Contract No. 15-32** for a total contract price of **\$934,500.00** for the **Initial Two (2) Year Period**; and

WHEREAS, pursuant to the bid specifications of **Contract No. 15-32**, the Authority, by way of Resolution 17-2-078 adopted December 21, 2017 by the Board of Commissioners of the Authority, previously exercised the initial **One (1) Year Option** of **Contract 15-32** and the Authority now has the option of exercise the second **One (1) Year Option** of **Contract No. 15-32** and extend the contract for **Household Hazardous Waste Collection, Transportation and Disposal Services** with **Maumee Express Inc.** for an additional **One (1) Year Period** for the total sum of **\$467,250.00** for the second option year, **Year Four (4)** of **Contract 15-32**; and

WHEREAS, pursuant to the terms of **Contract No. 15-32**, the Authority has the option to extend the contract for **Household Hazardous Waste Collection, Transportation and Disposal Services** with **Maumee Express Inc.** for an additional **One (1) Year Period** for the total sum of **\$467,250.00**; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the Authority finds that **Maumee Express Inc.** has performed **Contract No. 15-32** for **Household Hazardous Waste Collection, Transportation and Disposal Services** in an effective and efficient manner; and

WHEREAS, exercising the second **One (1) Year Option** of **Contract No. 15-32** to **Maumee Express Inc.** for **Household Hazardous Waste Collection, Transportation and Disposal Services** is necessary for the efficient operation of the Authority; and

WHEREAS, the Acting Treasurer 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 a contract with **Maumee Express Inc.** for **Household Hazardous Waste Collection, Transportation and Disposal Services**, pursuant to and in accordance with **Contract No. 15-32**, which contract exercises the second **One (1) Year Option** by the Authority to extend **Contract No. 15-32** for an additional **One (1) Year Period** (commencing January 1, 2019 and expiring December 31, 2019) for the total sum of **\$467,250.00**.
2. All other terms of **Contract No. 15-32** shall remain in full force and effect without modification.
3. The Acting Treasurer'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 contract executed pursuant to this Resolution, along with **Contract No. 15-32**, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by Maumee Express 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 October 25, 2018.



Michael Henwood
Secretary

Dated: October 25, 2018

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/25/2018

RESOLUTION #: 18-2-063

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

S-530-59400-000
2017 REA GRANT

VENDOR

MAUMEE EXPRESS INC.

CONTRACT NUMBER

15-32

REASON

HOUSEHOLD HAZARDOUS WASTE
COLLECTION, TRANSPORTATION
& DISPOSAL SERVICES

AMOUNT

\$467,250.00

CONTRACT LENGTH

JANUARY 1, 2019 - DECEMBER 31, 2019

Matthew M. Carter
ACTING TREASURER

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the Bergen County Utilities Authority (the “Authority”) is a county utilities authority organized and existing pursuant to the Municipal and County Utilities Authority Law, N.J.S.A. 40:14B-1 et seq. to provide the services enumerated in N.J.S.A. 40:14B-2 in the County of Bergen, including but not limited to sewage collection and disposal services and the relief of waters in or bordering the State from pollution arising from causes within the district and the relief of waters in, bordering or entering the district from pollution or threatened pollution on behalf of its constituent members; and

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 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 Bergen County serving approximately 575,000 people; and

WHEREAS, the Authority, pursuant to N.J.S.A. 40A:11-12(a) and N.J.S.A. 52:34-6.2, is authorized to purchase goods and contract for services through the use of a New Jersey State Approved Co-op and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, when available, for its administration; and

WHEREAS, by Resolution 18-1-047 adopted October 25, 2018, the Board of Commissioners of the Authority ratified and affirmed the membership of the Authority in the Bergen County Cooperative Pricing System (the “BCCPS”), allowing the Authority to continue to participate in the BCCPS to purchase goods and contract for services, making the procurement process more efficient and providing cost savings to the Authority and its ratepayers; and

WHEREAS, the Authority currently has the need to Procure **Two (2) John Deere TX Gators**; and

WHEREAS, the BCCPS previously awarded a contract to **Power Place, Inc.** of 319 US Highway 46, Rockaway, NJ 07866, under BCCPS Contract #18-07; and

WHEREAS, the Authority, as a member of the BCCPS, is able to procure the needed goods and services from **Power Place, Inc.** under BCCPS Contract #18-07, for the total sum of \$19,334.76 as set forth and contained in the written proposal dated October 16, 2018 submitted to the Authority by **Power Place, Inc.**; and

WHEREAS, it has been recommended by the Authority’s **Interim Qualified Purchasing Agent** and the **Director of Water Pollution Control** that it would be

advantageous to the Authority, and result in a cost savings to the Authority and its ratepayers, for the Authority to engage **Power Place, Inc.** through BCCPS Contract #18-07 to **Furnish and Deliver Two (2) John Deere TX Gators**; and

WHEREAS, State approved BCCPS Contract #18-07 meets the "Fair and Open" process requirements of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Authority's Acting Treasurer has certified that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Board of 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, for the procurement of **Two (2) John Deere TX Gators** for the total sum of \$19,334.76 as set forth and contained in the written proposal dated October 16, 2018 submitted to the Authority by **Power Place, Inc.**, and in accordance with the terms of State approved BCCPS Contract #18-07.

2. The Authority shall be responsible to ensure that that goods and/or services procured through the Bergen County Cooperative Pricing System pursuant to this Resolution comply with all applicable provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and all other provisions of the revised statutes of the State of New Jersey.

3. A copy of this Resolution, a copy of the Certificate of Membership issued by the BCCPS to the Authority and a copy of any contract(s) entered into by the Authority pursuant to this Resolution shall be placed on file and made available for public inspection in the office of the Executive Director.

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

5. 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 October 25, 2018.


Michael Henwood, Secretary

Dated: October 25, 2018

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/25/2018

RESOLUTION #: 18-2-064

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

CAPITAL OUTLAY
W-200-80800-000

VENDOR

POWER PLACE, INC.

CONTRACT NUMBER

STATE CONTRACT BCCPS 18-07

REASON

PURCHASE OF TWO (2) JOHN DEERE TX GATORS

AMOUNT

\$19,334.76

CONTRACT LENGTH

N/A

Matthew M. Carter
ACTING TREASURER

**BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

WHEREAS, the Bergen County Utilities Authority (the "Authority") is a county utilities authority organized and existing pursuant to the Municipal and County Utilities Authority Law, N.J.S.A. 40:14B-1 et seq. to provide the services enumerated in N.J.S.A. 40:14B-2 in the County of Bergen, including but not limited to sewage collection and disposal services and the relief of waters in or bordering the State from pollution arising from causes within the district and the relief of waters in, bordering or entering the district from pollution or threatened pollution on behalf of its constituent members; and

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 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 Bergen County serving approximately 575,000 people; and

WHEREAS, the Authority, pursuant to N.J.S.A. 40A:11-12(a) and N.J.S.A. 52:34-6.2, is authorized to purchase goods and contract for services through the use of a New Jersey State Approved Co-op and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, when available, for its administration; and

WHEREAS, by Resolution 18-1-048 adopted October 25, 2018, the Board of Commissioners of the Authority ratified and affirmed the membership of the Authority in the U.S. Communities Government Purchasing Alliance, allowing the Authority to participate in the U.S. Communities Government Purchasing Alliance to purchase goods and contract for services, making the procurement process more efficient and providing cost savings to the Authority and its ratepayers; and

WHEREAS, the Authority currently has the need to Procure **Two (2) Club Car Carryall 550 Carts**; and

WHEREAS, the U.S. Communities Government Purchasing Alliance previously awarded Contract Number SUT 161118 to **Vic Gerard Golf Cars** of 281 Squankum Road, Farmingdale, NJ 07727, under U.S. Communities Government Purchasing Alliance Contract Number SUT 161118; and

WHEREAS, the Authority, as a member of the U.S. Communities Government Purchasing Alliance, is able to procure the needed goods and services from **Vic Gerard Golf Cars** under U.S. Communities Government Purchasing Alliance Contract Number SUT 161118, for the total sum of \$20,611.20 as set forth and contained in the written

written proposal dated October 18, 2018 submitted to the Authority by **Vic Gerard Golf Cars, Inc.**; and

WHEREAS, it has been recommended by the Authority's **Interim Qualified Purchasing Agent** and **Director of Water Pollution Control** that it would be advantageous to the Authority, and result in a cost savings to the Authority and its ratepayers, for the Authority to engage **Vic Gerard Golf Cars, Inc.** through U.S. Communities Government Purchasing Alliance Contract Number SUT 161118 to **Furnish and Deliver Two (2) Club Car Carryall 550 Carts**; and

WHEREAS, State approved U.S. Communities Government Purchasing Alliance Contract Number SUT 161118 meets the "Fair and Open" process requirements of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Authority's Acting Treasurer has certified that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Board of 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, for the procurement of the **Two (2) Club Car Carryall 550 Carts** for the total sum of \$20,611.20 as set forth and contained in the written proposal dated October 18, 2018 submitted to the Authority by **Vic Gerard Golf Cars, Inc.**, and in accordance with the terms of State approved U.S. Communities Government Purchasing Alliance Contract Number SUT 161118.

2. The Authority shall be responsible to ensure that that goods and/or services procured through the U.S. Communities Government Purchasing Alliance pursuant to this Resolution comply with all applicable provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and all other provisions of the revised statutes of the State of New Jersey.

3. A copy of this Resolution, a copy of the Certificate of Membership issued by the U.S. Communities Government Purchasing Alliance to the Authority and a copy of any contract(s) entered into by the Authority pursuant to this Resolution shall be placed on file and made available for public inspection in the office of the Executive Director.

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

5. 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).

18-2-065

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of October 25, 2018.



Michael Henwood, Secretary

Dated: October 25, 2018

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/25/2018

RESOLUTION #: 18-2-065

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

CAPITAL OUTLAY
W-200-80800-000

VENDOR

VIC GERARD GOLF CARS, INC.

CONTRACT NUMBER

N/A

REASON

PURCHASE OF TWO (2) CLUB CAR
CARRYALL 550 CARTS

AMOUNT

\$20,611.20

CONTRACT LENGTH

N/A

Matthew M Carter
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, there previously existed the need to engage the services of an engineering firm authorized to provide professional engineering services in the State of New Jersey to serve as **Special Engineering Consultant** to the Authority for performing the **Global Information System ("GIS") for Manhole Inventory Project (the "GIS Project")**; and

WHEREAS, in furtherance of providing these essential services, the Board of Commissioners of the Authority, by Resolution 17-2-014 adopted February 23, 2017, appointed Neglia Engineering Associates to serve as **Special Engineering Consultant** to the Authority for the **GIS Project**; and

WHEREAS, Resolution 17-2-014 Authorized the Chairman of the Board of Commissioners of the Authority to execute a contract by and between the Authority and Neglia Engineering Associates (the "Contract") memorializing the services to be provided by Neglia Engineering Associates to the Authority as **Special Consulting Engineer** for the **GIS Project** and providing the budget for compensation to be paid by the Authority to Neglia Engineering Associates for the providing of those services, pursuant to which payment was not to exceed the total sum of \$250,000.00 without further approval of the Board of Commissioners of the Authority; and

WHEREAS, the Contract was executed by and on behalf of the Authority and Neglia Engineering Associates on March 23, 2017; and

WHEREAS, following the receipt of written correspondence dated March 26, 2018, submitted to the Authority by Neglia Engineering Associates advising the Authority that the compensation budget for the Contract was required to be increased in the amount of \$195,000.00 in order for the Authority to fully fund the completion of the additional tasks identified and requested by the Authority to be included in the scope of work to be completed by Neglia Engineering Associates as part of the **GIS Project**, the Board of Commissioners of the Authority, by Resolution 18-2-029 adopted April 26, 2018, authorized the Chairman of the Board of Commissioners of the Authority to modify the Contract by increasing the budget for compensation to be paid by the Authority to Neglia

Engineering Associates under the Contract by the amount of \$195,000.00, resulting in an amended Contract compensation budget in the total sum of \$445,000.00 without further approval of the Board of Commissioners of the Authority; and

WHEREAS, Neglia Engineering Associates, operating under the Contract, has continued to provide significant necessary and valuable services to the Authority as the Authority's **Special Engineering Consultant** for the **GIS Project**, including the additional tasks identified and requested by the Authority to be included in the scope of work to be completed by Neglia Engineering Associates as part of the **GIS Project** as identified in Resolution 18-2-029; and

WHEREAS, following execution of the Contract, and following the adoption of Resolution 18-2-029, the Authority again identified additional services which it requested that Neglia Engineering Associates include in the scope of work to be completed by Neglia Engineering Associates pursuant to the Contract as part of the **GIS Project**, which services included:

- Collecting available inverts and pipe angles in lieu of relying on "Record Drawings";
- Input of inspection report data which requires: data entry, interpretation (due to hand written notes), requests for clarification and follow-up, additional coordination and filing of forms, connection of forms to database, and track completion;
- Develop inspection report forms and determine required attributes to be included in the updated database;
- Develop and update the naming designations for each structure/feature within the collection system;
- Field locate and incorporate the Overpeck 72" sewer main;
- Incorporate the municipal sewer data (as prepared by others) that feeds into the Authority system;
- Monitor I-Cloud storage as project evolves and increases in need for storage capacity; and
- Remobilize field crew to locate structures and measure inverts for manholes not found to date and update database as needed. We understand Authority personnel will find, uncover, and open the remaining structures (approximately 300 as of today) and notify this office upon completion. We anticipate obtaining 15-20 structures per day within a time period not-to-exceed 12 months from the date this amendment is authorized.

; and

WHEREAS, the Contract, as authorized by Resolution 17-2-014 and amended by Resolution 18-2-029, currently provides for a compensation budget of \$445,000.00 to be

paid by the Authority to Neglia Engineering Associates for services performed pursuant thereto; and

WHEREAS, by written correspondence dated October 18, 2018, Neglia Engineering Associates advised the Authority that in order for Neglia Engineering Associates to complete the additional tasks identified and requested by the Authority to be included in the scope of work to be completed by Neglia Engineering Associates as part of the **GIS Project**, Neglia Engineering Associates requires the compensation budget for by the Contract to be increased by the total sum of \$95,000.00, resulting in an amended Contract compensation budget of an amount not to exceed the total sum of \$540,000.00; and

WHEREAS, the Authority's Director of Engineering has determined that Neglia Engineering Associates has performed all services under the Contract in an effective and efficient manner and further determined that the remaining work to be performed by Neglia Engineering Associates under the Contract, including but not limited to the additional tasks identified by the Authority to be included in the scope of work to be completed by Neglia Engineering Associates as part of the **GIS Project** as identified herein above, is essential to the proper and effective operation of the Authority's Water Pollution Control Division and critical to the health, welfare and safety of the ratepayers and employees of the Authority; and

WHEREAS, the Authority's Director of Engineering has reviewed the October 18, 2018 written correspondence of Neglia Engineering Associates, including the request of Neglia Engineering Associates to increase the compensation budget under the Contract for the total compensation for the **GIS Project** to be paid by the Authority to Neglia Engineering Associates, and based upon the above determinations and his review of the October 18, 2018 written correspondence of Neglia Engineering Associates, he has concluded and recommended that the Authority should amend the Contract by: i) including the aforementioned additional tasks identified by the Authority within the scope of work to be completed by Neglia Engineering Associates for the **GIS Project**; and ii) increasing the budget for compensation to be paid by the Authority to Neglia Engineering Associates pursuant to the Contract in the total sum of \$95,000.00 in order to fund the completion of those additional tasks, resulting in an amended compensation budget under the Contract in an amount not to exceed the total sum of \$540,000.00 without further approval of the Board of Commissioners of the Authority; and

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

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

1. The Contract entered into by and between the Authority and Neglia Engineering Associates shall be and is hereby modified by the Authority and the Contract

shall be modified to include the aforementioned additional tasks identified by the Authority within the scope of work to be completed by Neglia Engineering Associates for the **GIS Project** and to provide that the compensation to be paid by the Authority pursuant thereto shall be increased in the amount of **\$95,000.00** in order to fund the completion of these additional tasks by Neglia Engineering Associates and the total amount of compensation to now be paid by the Authority to Neglia Engineering Associates pursuant to the modified Contract shall not exceed the total sum of **\$540,000.00** without further approval of the Board of Commissioners of the Authority.

2. The Chairman of the Authority shall be and is hereby authorized to execute a contract by and among the Authority and Neglia Engineering Associates, modifying the Contract as approved and authorized by this Resolution, in the form acceptable to the Chairman, and satisfactory to the Authority as evidenced by the Chairman's signature thereon.

3. A copy of this Resolution, and the agreement modifying the Contract with Neglia Engineering Associates 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 Neglia Engineering Associates and the Authority.

4. The total amount authorized to be paid pursuant to the Contract as modified hereby shall not exceed the total sum of **\$540,000.00** 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 modification of the Contract 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 October 25, 2018.


Michael Henwood
Board Secretary

DATED: October 25, 2018

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/25/2018

RESOLUTION #: 18-2-066

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

CAPITAL OUTLAY
W-200-80800-000

VENDOR

NEGLIA ENGINEERING ASSOCIATES

CONTRACT NUMBER

17022318

REASON

INCREASE IN THE PROFESSIONAL SERVICES
NEEDS OF THE AUTHORITY FOR THE GLOBAL
INFORMATION SYSTEM (GIS)
MANHOLE INVENTORY PROJECT

AMOUNT

\$95,000.00

CONTRACT LENGTH

TO COMPLETION


ACTING TREASURER