

**BERGEN COUNTY UTILITIES AUTHORITY  
MINUTES OF THE REGULAR MEETING  
OCTOBER 22, 2015**

**In the matter of the 439<sup>TH</sup> Regular Meeting of  
The Bergen County Utilities Authority**

1. The **proof of meeting notice** calling the October 22, 2015 meeting was read into the record by Michael Henwood, Board Secretary.
2. Roll Call:

**COMMISSIONERS PRESENT:**

Ronald Phillips, Chairman  
Lou DeLisio, Vice Chairman  
Catherine T. Bentz, Commissioner  
Paul A. Juliano, Commissioner  
Richard D. Schooler, Commissioner  
George P. Zilocchi, Commissioner

Commissioner Lorenzo was absent due to a doctors appointment.

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

3. Motion that the Minutes covering the September 24, 2015 Work Session be approved was moved by Commissioner Schooler and Seconded by Commissioner Zilocchi and was carried. Commissioner DeLisio abstained.
4. Chairman Phillips opened the meeting to the public and asked if anyone present wished to be heard. No members of the public wished to speak. The meeting was closed to the public.
5. FINANCE AND LEGAL COMMITTEE:

Resolution 15-1-040– Approve bills and the claims supported by vouchers totaling \$9,697,376.17 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 Schooler and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 15-1-041 – 2016 Budget Introduction – Water Pollution Control. Motion to adopt the resolution was made by Commissioner Schooler and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 15-1-042– 2016 Budget Introduction – Solid Waste Management. Motion to adopt the resolution was made by Commissioner Schooler and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 15-1-043– Resolution by the Bergen County Utilities Authority adopting the provisions in Ordinance No. 14-07 which amends Article 5 of the Administrative Code of the County of Bergen to provide for standard wages, benefits, and paid leave and continuity of employment for building service workers on Bergen County Utilities Authority contracts for building service workers. Motion to adopt the resolution was made by Commissioner Schooler 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 15-2-061 – Award Contract B014-3 to Chiswick Electric Co., Inc. - Inspect, Repair and Deliver GE Vertical Wound Rotor AC Motor. Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Juliano. A roll call was taken and the resolution was adopted as reflected in these minutes.

Resolution 15-2-062 – Authorize the Exercise of One (1) year option for Contract 14-18 with Nichem Co. - Siloxane Treatment Media Procurement and Replacement at the Bergen County Utilities Authority Little Ferry Wastewater Treatment Plant (One Year with One-Year Option). Motion to adopt the resolution was made by Commissioner DeLisio and Seconded by Commissioner Juliano. A roll call was taken and the resolution was adopted as reflected in these minutes.

7. STRATEGIC PLANNING COMMITTEE:

Resolution 15-6-003 – Commend Elise Schicker of the George G. White School in Hillsdale School District as the winner of the New Jersey Department of Environmental Protection (NJDEP) recycling poetry contest. Motion to adopt the resolution was made by Commissioner Schooler and Seconded by Commissioner Bentz. A roll call was taken and the resolution was adopted as reflected in these minutes.

8. Chairman Phillips announced a short recess to allow time for the Board Secretary to prepare minutes of this Regular Meeting.
9. Chairman Phillips announced the Regular Meeting would reconvene.
10. The Board Secretary then distributed proposed minutes of the October 22, 2015 regular Meeting for review by the Commissioners.
11. Move to approve the Minutes of the Regular Meeting of October 22, 2015 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

BERGEN COUNTY UTILITIES AUTHORITY  
Minutes of the Regular Meeting  
October 22, 2015

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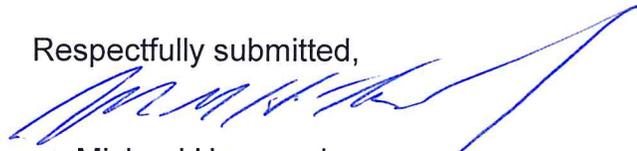
adopt the Minutes of the Regular Meeting October 22, 2015 was made by Commissioner Zilocchi and second by Commissioner Bentz and was unanimously carried.

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

Resolution #	15-1-040	15-1-041	15-1-042	15-1-043	15-2-061	15-2-062	15-6-003
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. Cassella	-	-	-	-	-	-	-
Comm. Juliano	Y	Y	Y	Y	Y	Y	Y
Comm. Lorenzo	-	-	-	-	-	-	-
Comm. Schooler	Y	Y	Y	Y	Y	Y	Y
Comm. Zilocchi	Y	Y	Y	Y	Y	Y	Y

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



Michael Henwood  
Board Secretary

October 22, 2015

# 2016 AUTHORITY BUDGET RESOLUTION

## BERGEN COUNTY UTILITIES AUTHORITY

### WATER POLLUTION CONTROL

**FISCAL YEAR: FROM:** January 1, 2016 **TO:** December 31, 2016

WHEREAS, the Annual Budget and Capital Budget for the Bergen County Utilities Authority for the fiscal year beginning, January 1, 2016 and ending, December 31, 2016 has been presented before the governing body of the Bergen County Utilities Authority at its open public meeting of October 22, 2015; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$74,401,509, Total Appropriations, including any Accumulated Deficit if any, of \$74,401,509 and Total Unrestricted Net Position utilized of \$-0-; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$8,050,000 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$-0-; and

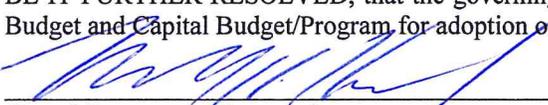
WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for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

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

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Bergen County Utilities Authority, at an open public meeting held on October 22, 2015 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the Bergen County Utilities Authority for the fiscal year beginning, January 1, 2016 and ending, December 31, 2016 is hereby approved for introduction; and

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

BE IT FURTHER RESOLVED, that the governing body of the Bergen County Utilities Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 17, 2015.

  
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 (Board Secretary's Signature)

October 22, 2015  
 (Date)

Governing Body Member:	Recorded Vote			
	Aye	Nay	Abstain	Absent
Ronald Phillips, Chairman	X			
Louis J. DeLisio, Vice Chairman	X			
Catherine T. Bentz, Commissioner	X			
James L. Cassella, Commissioner				X
Paul A. Juliano, Commissioner	X			
David J. Lorenzo, Commissioner				X
Richard D. Schooler, Commissioner	X			
George P. Zilocchi, Commisioner	X			

# 2016 AUTHORITY BUDGET RESOLUTION

## BERGEN COUNTY UTILITIES AUTHORITY

### SOLID WASTE MANAGEMENT

**FISCAL YEAR: FROM: January 1, 2016 TO: December 31, 2016**

WHEREAS, the Annual Budget and Capital Budget for the Bergen County Utilities Authority for the fiscal year beginning, January 1, 2016 and ending, December 31, 2016 has been presented before the governing body of the Bergen County Utilities Authority at its open public meeting of October 22, 2015; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$7,559,765, Total Appropriations, including any Accumulated Deficit if any, of \$8,637,636 and Total Unrestricted Net Position utilized of \$1,077,871; and

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

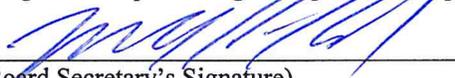
WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for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

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

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Bergen County Utilities Authority, at an open public meeting held on October 22, 2015 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the Bergen County Utilities Authority for the fiscal year beginning, January 1, 2016 and ending, December 31, 2016 is hereby approved for introduction; and

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

BE IT FURTHER RESOLVED, that the governing body of the Bergen County Utilities Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 17, 2015.

  
 \_\_\_\_\_  
 (Board Secretary's Signature)

October 22, 2015  
 (Date)

Governing Body Member:	Recorded Vote			
	Aye	Nay	Abstain	Absent
Ronald Phillips, Chairman	X			
Louis J. DeLisio, Vice Chairman	X			
Catherine T. Bentz, Commissioner	X			
James L. Cassella, Commissioner				X
Paul A. Juliano, Commissioner	X			
David J. Lorenzo, Commissioner				X
Richard D. Schooler, Commissioner	X			
George P. Zilocchi, Commisioner	X			

**Resolution by the Bergen County Utilities Authority adopting the provisions in Ordinance No. 14-07 which amends Article 5 of the Administrative Code of the County of Bergen to provide for standard wages, benefits, and paid leave and continuity of employment for building service workers on Bergen County Utilities Authority contracts for building service workers.**

**WHEREAS**, the Board of Chosen Freeholders of the County of Bergen adopted Ordinance No. 14-07 to provide standard wages, benefits and paid leave and continuity of employment for building service workers on March 4, 2014; and

**WHEREAS**, it was the intention of the Board of Chosen Freeholders for Ordinance No. 14-07 to provide a model for adoption by the Bergen County Utilities Authority; and

**WHEREAS**, adopting the provisions in Ordinance No. 14-07 would put the Bergen County Utilities Authority on the same footing as other governmental agencies, commercial office buildings and other institutions in Bergen County in attracting experienced, trained and responsible building service contractors and staff; and

**WHEREAS**, N.J.S.A. 40A:11-13 permits the Bergen County Utilities Authority to establish reasonable standards related to the purpose, function or activity for which the purchase, contract or agreement is made; and

**WHEREAS**, the Bergen County Utilities Authority is seeking to contract for building services, including janitorial, which involves maintenance of sites that are heavily trafficked by large numbers of employees and include but are not limited to laboratories, bathrooms, a cafeteria, a learning center, employee locker rooms and break rooms; offices, and other public spaces; and

**WHEREAS**, the Bergen County Utilities Authority has a strong interest in ensuring that the Contractor performing this work is able to recruit and retain a stable and well trained workforce that is able to meet desired standards, keep the property clean and secure, and limit spread of infectious disease and unnecessary exposure to bodily fluids and blood borne pathogens; and

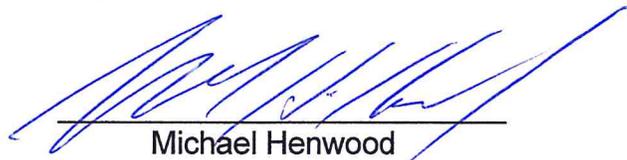
**WHEREAS**, the Bergen County Utilities Authority has a strong interest in ensuring that the Contractor performing this work has the experience and capacity to ensure the highest standards are met to maintain clean and orderly operations and to limit the spread of infectious disease, such as Enterovirus D-68, Influenza A and B, as well as to maintain the highest standards to limit exposure to blood borne pathogens; and

**WHEREAS**, the effective and continuous operation of building services are important to the sanitary and efficient operation of this facility. The Authority therefore has a proprietary interest in ensuring that the building services for which it contracts are not disrupted or interrupted, even when there is a change in contractor.

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

1. The Bergen County Utilities Authority adopts the provisions in Ordinance No.14-07 which provides for standard wages, benefits and paid leave, as well as the continuity of employment for building service workers who perform work on a contract with the Bergen County Utilities Authority.
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 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 22, 2015.



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Michael Henwood  
Secretary

**Dated: October 22, 2015**

**BERGEN COUNTY UTILITIES AUTHORITY  
RESOLUTION**

**WHEREAS**, there exists the need to **Inspect, Repair and Deliver GE Vertical Wound Rotor AC Motor** in order to ensure the necessary and efficient operations of the Bergen County Utilities Authority (the "Authority"); and

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

**WHEREAS**, the Authority is a member of the North Jersey Wastewater Cooperative Pricing System (the "NJWCPS"); and

**WHEREAS**, the NJWCPS previously designated Contract **B014-3** as a Cooperative Pricing System contract with the lead agency being Passaic Valley Sewerage Commission (the "PVSC"); and

**WHEREAS**, **Chiswick Electric Co., Inc.** has been awarded NJWCPS Contract **B014-3** for **Various Manufacturer Pumps and Motors-Repair and Replacement and Installation**; and

**WHEREAS**, on September 1, 2015, **Chiswick Electric Co., Inc.** provided the Authority with a quote to **Inspect, Repair and Deliver GE Vertical Wound Rotor AC Motor** under NJWCPS Contract **B014-3**, in the total sum of **\$18,755.00**; and

**WHEREAS**, the Authority's Qualified Purchasing Agent has reviewed the quote provided to the Authority by **Chiswick Electric Co., Inc.** and has recommended that **Chiswick Electric Co., Inc.** be awarded and issued a purchase order as per the quote provided; and

**WHEREAS**, the **Inspect, Repair and Deliver GE Vertical Wound Rotor AC Motor** may be procured through NJWCPS Contract **B014-3** for a total sum of **\$18,755.00** as quoted by **Chiswick Electric Co., Inc.**; and

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

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

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

15-2-061

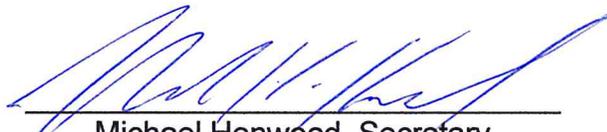
**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Bergen County Utilities Authority, as follows:

1. The Executive Director, or his designee, shall be and is hereby authorized to execute a purchase order, or purchase orders as may be required, to **Inspect, Repair and Deliver GE Vertical Wound Rotor AC Motor** in the total sum of **\$18,755.00**, as per the quote of **Chiswick Electric Co., Inc.** dated September 1, 2015 and in accordance with the terms of **NJWCPS B014-3**.

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

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

I hereby certify the foregoing to be a true copy of the Resolution adopted by the Bergen County Utilities Authority at its meeting of October 22, 2015.



Michael Henwood, Secretary

**Dated: October 22, 2015**

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/22/2015

RESOLUTION #: 15-2-061

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

MOTORS  
W-550-61200-000

VENDOR

CHISWICK ELECTRIC CO., INC.

CONTRACT NUMBER

NJWCPS B014-3

REASON

INSPECT, REPAIR AND DELIVER GE  
VERTICAL WOUND ROTOR AC MOTOR

AMOUNT

\$18,755.00

CONTRACT LENGTH

TO COMPLETION

Matthew McCarter  
ACTING TREASURER

**BERGEN COUNTY UTILITIES AUTHORITY  
RESOLUTION**

**WHEREAS**, on prior occasion, upon advertisement and pursuant to specifications, the Bergen County Utilities Authority (the "Authority") solicited bid proposals for **Siloxane Treatment Media Procurement and Replacement at the Bergen County Utilities Authority Little Ferry Wastewater Treatment Plant - One (1) Year Contract with a One (1) Year Option**, pursuant to and in accordance with **Contract No. 14-18**; and

**WHEREAS**, by way of Resolution 14-2-061 dated November 25, 2014, **Nichem Co.** was determined to be the lowest complying and responsible bidder for **Siloxane Treatment Media Procurement and Replacement at the Bergen County Utilities Authority Little Ferry Wastewater Treatment Plant**, constituting **Contract No. 14-18** for a total contract price of \$201,240.00 for year one (1); and for the optional year for a total contract price of \$201,240.00; and

**WHEREAS**, by way of Resolution 14-2-061 dated November 25, 2014, the Chairman was authorized to execute an agreement with **Nichem Co.** for **Siloxane Treatment Media Procurement and Replacement at the Bergen County Utilities Authority Little Ferry Wastewater Treatment Plant**, constituting **Contract No. 14-18** for a total contract price of **\$201,240.00** for the **Initial One (1) Year Period**; and

**WHEREAS**, pursuant to the terms of **Contract No. 14-18**, the Authority has the option to extend the contract for **Siloxane Treatment Media Procurement and Replacement at the Bergen County Utilities Authority Little Ferry Wastewater Treatment Plant** with **Nichem Co.** for an additional **One (1) Year Period** for the total sum of **\$201,240.00**; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-15 the Authority finds **Nichem Co.** has performed **Contract No. 14-18** for **Siloxane Treatment Media Procurement and Replacement at the Bergen County Utilities Authority Little Ferry Wastewater Treatment Plant** in an effective and efficient manner; and

**WHEREAS**, exercising the **One (1) Year Option** of **Contract No. 14-18** to **Nichem Co.** for **Siloxane Treatment Media Procurement and Replacement at the Bergen County Utilities Authority Little Ferry Wastewater Treatment Plant** 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 an agreement with **Nichem Co.** for **Siloxane Treatment Media Procurement and Replacement at the Bergen County Utilities Authority Little Ferry Wastewater Treatment Plant**, pursuant to and in accordance with **Contract No. 14-18**, which exercises the **One (1) Year**

15-2-062

**Option** by the Authority to extend the contract for an additional **One (1) Year Period** (commencing December 1, 2015 and expiring November 30, 2016) for the total sum of **\$201,240.00**.

2. All other terms of **Contract No. 14-18** 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 Agreement executed pursuant to this Resolution, along with Contract No. 14-18, shall be placed on file and made available for public inspection in the Office of the Executive Director upon execution by Nichem Co. 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 22, 2015.



Michael Henwood  
Secretary

**Dated: October 22, 2015**

BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION DATE: 10/22/2015

RESOLUTION #: 15-2-062

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

COGENERATION

W-550-62450-000

VENDOR

NICHEM CO.

CONTRACT NUMBER

14-18

REASON

SILOXANE TREATMENT MEDIA PROCUREMENT AND

REPLACEMENT AT LITTLE FERRY PLANT

AMOUNT

\$201,240.00

CONTRACT LENGTH

12/01/2015 TO 11/30/2016



ACTING TREASURER

**BERGEN COUNTY UTILITIES AUTHORITY  
RESOLUTION**

**WHEREAS**, The Bergen County Utilities Authority (BCUA) is the implementing agency for the Bergen County District Solid Waste Management Plan; and

**WHEREAS**, the BCUA is the Bergen County agency responsible for the management of solid waste for Bergen County; and

**WHEREAS**, recycling and source reduction are integral components of Bergen County's solid waste management strategy; and

**WHEREAS**, the New Jersey Department of Environmental Protection (NJDEP) conducted a recycling poetry contest for children in grades four, five and six, which contest was open to all New Jersey schools; and

**WHEREAS**, Elise Schicker's poem entitled "Don't Throw Me Out" was selected by the NJDEP as one of the winning poems for New Jersey; and

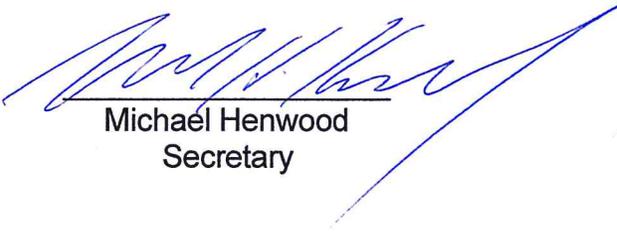
**WHEREAS**, Elise Schicker's winning poem demonstrates her dedication and commitment to recycling and source reduction in Bergen County; and

**WHEREAS**, "Don't Throw Me Out" conveys the environmental benefits of recycling in a unique and intelligent manner; and

**NOW, THEREFORE, BE IT RESOLVED** that the Commissioners of The Bergen County Utilities Authority do hereby formally recognize and express congratulations to Elise Schicker of the George G. White School in Hillsdale for the honor awarded to her by the NJDEP, and that this resolution be spread in full upon the minutes.

1. 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 22, 2015.

  
Michael Henwood  
Secretary

**Dated: October 22, 2015**