

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 05-2016

Date: February 16, 2016

**APPROVAL OF VOUCHERS, PAYROLL TRANSFERS, PAYROLL TAX DEPOSITS AND
PENSIONS & BENEFITS TRANSFERS**

WHEREAS, the Northwest Bergen County Utilities Authority has received vouchers in claim for payment of materials supplied and/or rendered; and

WHEREAS, the said vouchers have been reviewed and the amount indicated on each voucher has been determined to be due and owing; and

WHEREAS, the Northwest Bergen County Utilities Authority has made payroll transfers, payroll tax deposits and Pensions & Benefits transfers for the month of January 2016 and Health Benefits and Dental Benefits transfers for February 2016; and

WHEREAS, the Commissioners of the Authority have reviewed the vouchers, payroll transfers, payroll tax deposits, Pensions and Benefits, and Health and Dental Benefits transfers listing on the attached reports and have found them to be in order.

NOW, THEREFORE, BE IT RESOLVED,

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority, that all vouchers, payroll transfers, payroll tax deposits, Pensions & Benefits and Health and Dental Benefits transfers listed and reports attached hereto, dated February 12, 2016 be and they hereby are approved for payment from the proper accounts as follows:

ACCOUNT: Payroll Account
Net Payroll: \$317,989.20

ACCOUNT: Tax Deposit Account
Total: \$151,794.55

ACCOUNT: Health Benefits Contribution Employer
Total Transfer: \$116,976.46

ACCOUNT: Health Benefits Contribution Employee
Total: \$9,723.63

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 05-2016

Date: February 16, 2016

APPROVAL OF VOUCHERS, PAYROLL TRANSFERS, PAYROLL TAX DEPOSITS AND PENSIONS & BENEFITS TRANSFERS

ACCOUNT: Dental Benefits
Total Transfer: \$4,231.68

ACCOUNT: PERS and Contributory Insurance
Total Transfer: \$30,646.98

ACCOUNT: Operating Account
Total: \$367,833.84

ACCOUNT: General Improvement Account
Total: \$136,642.29

ACCOUNT: 2014 WWT Project Account
Total: \$332.75

ACCOUNT: 2015 WWT Project Account
Total: \$186,698.71


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

[illegible]

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY
MEETING SCHEDULE FOR 2016

Regularly scheduled meetings and Work Sessions will take place on the 3rd Tuesday of the month at 7:00pm at the Authority Offices located at 30 Wyckoff Avenue, Waldwick, New Jersey, unless otherwise noted on the schedule outlined below.

Month	TUESDAY Work Session & Regular Meetings	WEDNESDAY Work Session & Regular Meetings	Notes
March	15 th		
April	19 th		
May	17 th		
June	21 st		
July	19 th		
August	No meetings scheduled		
September	20 th		
October	18 th		A special meeting will be held to adopt the preliminary budget to send to the Div. of Local Govt. & set date for the Public Hearing
November		9 th *	*2 nd Wednesday of the month.
December	13 th *		*2 nd Tuesday of the Month Public Hearing for Budget will be held this day.
January	10 th *		*2 nd Tuesday of the month
February	21 st		Reorganization Meeting

[illegible]

[illegible]

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 09-2016

Date: February 16, 2016

**RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED
STATE CONTRACT VENDORS FOR CONTRACTING UNITS
PURSUANT TO N.J.S.A.40A:11-12a**

WHEREAS, the Northwest Bergen County Utilities Authority, pursuant to N.J.S.A.40A:11-12a and N.J.A.C.5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Northwest Bergen County Utilities Authority has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Northwest Bergen County Utilities Authority intends to enter into contracts with the attached Referenced State Contract Vendors, but not limited to the attached, through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts.

NOW, THEREFORE, BE IT

RESOLVED, that the Northwest Bergen County Utilities Authority authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, but not limited to the attached, pursuant to all conditions of the individual State contracts; and

BE IT FURTHER RESOLVED, that the governing body of the Northwest Bergen County Utilities Authority pursuant to N.J.A.C.5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer; and

BE IT FURTHER RESOLVED, that the duration of the contracts between the Northwest Bergen County Utilities Authority and the Referenced State Contract Vendors shall be from January 1, 2016 to December 31, 2016.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 09-2016

Date: February 16, 2016

**RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED
STATE CONTRACT VENDORS FOR CONTRACTING UNITS
PURSUANT TO N.J.S.A.40A:11-12a**

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

REFERENCED STATE CONTRACT VENDORS

<u>Commodity/Service</u>	<u>Vendor</u>	<u>State Contract No.</u>
General Office Supplies	WB Mason, Inc.	A-88839 (exp. 5/6/18)
Custodial/Maintenance Supplies	Grainger, Inc.	M-0002 (exp. 2/28/2017)
Fire Extinguisher Maintenance	FYR Fyter Sales	T0576 (exp. 5/31/2016)
Laboratory Supplies	T-0983 – Hach Chemical	85091 (exp. 9/30/2016)
	T-0115 – Fisher Scientific	75827 (exp. 12/31/2016)
	T-0115 – J&H Berge	75819 (exp. 12/31/2016)
	T-0115 – VWR Scientific	75846 (exp. 12/31/2016)
Vehicles	T-2100 – Chase Winner Ford	88726 (exp. 3/25/16)
	T-2100 – Beyer Ford	88726 (exp. 3/25/16)
Heavy Construction Equipment (Through the National Joint Powers Alliance)	Caterpillar, Inc.	032515-CAT (5/19/19)

SHARED SERVICE AGREEMENT

THIS AGREEMENT, made and entered into this 15th day of January 2016 by and among:

The Borough of Saddle River, a Municipal Corporation of the State of New Jersey, in the County of Bergen, hereinafter referred to as "Saddle River", and the NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY, doing business at 30 Wyckoff Avenue, P.O. Box 255, Waldwick, New Jersey 07463, hereinafter referred to as "NBCUA".

WHEREAS, the State of New Jersey encourages local units to enter into agreements for the joint provision of services; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.) promotes the broad use of shared services as a technique to reduce local expenses funded by property taxpayers; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et. Seq.) allows for any local unit to enter into an agreement with any other local unit or units to provide or receive any services that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction; and

WHEREAS, the Borough and the NWBCUA have researched the feasibility of entering into an agreement under the authority of Uniform Shared Services and Consolidation Act, whereby the NWBCUA would provide to the Borough, the monthly inspections/monitoring of the Borough's one (1) wastewater pump station, and any and all agreed upon repairs, 24 hours a day and 365 days per year; potential response time to call-outs and emergencies; and

WHEREAS, the Borough has adopted a Resolution # 27-16 which authorizes Saddle River to enter into an agreement with the NWBCUA, for the services of monitoring the Borough's wastewater pump stations and any agreed upon miscellaneous services.

NOW, THEREFORE, this agreement is entered into by the Borough of Saddle River and the NBCUA for the purpose of defining and specifying the obligations of the parties and the Borough of Saddle River and the NWBCUA hereby agree as follows:

1. Pursuant to N.J.S.A. 40A:65-1 et. seq., both the Borough of Saddle River and the NWBCUA shall adopt the appropriate resolution, which will formally authorize the entering into this Agreement between the parties.
2. The duration of this Agreement shall be for a period of one (1) year following the commencement date. The commencement date shall be January 1, 2016.
3. The NBCUA shall provide the following services to the Borough of Saddle River:

- A. The NBCUA shall act as the New Jersey Licensed Sewer Operator for the Borough of Saddle River and perform the weekly monitoring of Saddle River's wastewater pump station, 24 hours a day and 365 days per year.
 - B. Perform repairs, corrective action and respond to pump station alarms during normal business hours. Business hours shall be defined as Monday through Friday, 7:00am to 3:30pm.
 - C. Perform repairs, corrective actions and respond to pump station alarms during non-business hours. Non-business hours shall be defined as Monday through Friday, 3:31pm to 6:59am and all day on Saturdays and Sundays and on NWBCUA approved holidays.
4. In consideration for the services to be rendered by the NBCUA to the Borough of Saddle River, pursuant to Paragraph 3 above the Borough of Saddle River shall pay the NBCUA four (4) equal installments of \$2050.00 on or before March 1st, June 1st, September 1st and December 1st of each year for a total annual compensation of \$8,200.00. The rate of compensation paid by the Borough of Saddle River to the NBCUA for repairs, corrective actions and responses to pump station alarms shall be \$83.02 per man hour for business hours and \$103.77 per man hour for non-business hours. The hourly compensation as memorialized above shall have a percentage increase commencing July 1, 2016 and each and every year thereafter, equal to the percentage increase if any paid by the NBCUA to their non-supervisory employee group.
5. The NWBCUA shall provide the Borough of Saddle River with an invoice reflecting all time and work provided by its staff for repairs and response service during the previous month. Said invoices shall be paid by the Borough of Saddle River within 45 days of receipt.
6. The parties agree to be bound to this Agreement for a minimum of twelve (12) months. Twelve (12) months following the commencement date, either party may terminate this Agreement by giving as least twelve (12) months' written notice to the other party.
7. Each party to this agreement represents to the other party thereto that the Officials executing Agreement are fully authorized and empowered to do so and to bind the parties to the terms of this Agreement, pursuant to law.
8. The parties recognize that the individuals who shall be designated as the primary contact persons are, the Licensed Sewer Operator and Superintendent of the NWBCUA for the NBCUA and the Supervisor of the Borough's Public Works Department for Saddle River. The primary contact individual shall be noticed on all issues of importance, including but not limited to, necessary repairs, corrective actions and responses to pump station alarms.
9. The primary contact persons shall jointly and cooperatively implement and complete a reporting form to memorialize and record all required and/or performed repairs, corrective actions and responses for each pumping stations.

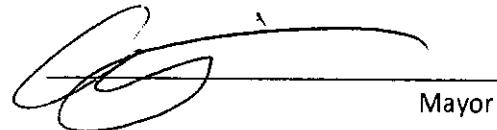
10. The NWBCUA will provide a certificate of insurance designating Saddle River as an additional insured, with the same limits and coverage as the NBCUA has in place with their current insurance program.
11. The Borough of Saddle River will maintain a reasonable spare parts inventory as requested by the Superintendent of the NBCUA.
12. The effective date of this Agreement shall be January 1, 2016 and the expiration date shall be December 31, 2016.
13. The NBCUA agrees to comply with all applicable federal, state, county and municipal laws, rules and regulations.
14. The terms of this Agreement shall constitute the entire understanding between the parties and may only be amended by a written document executed by both parties.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals, this month day and year first above written.

ATTEST:

Borough of Saddle River


Borough Clerk


Mayor

Date:

ATTEST:

NORTHWEST BERGEN COUNTY
UTILITIES AUTHORITY

Secretary

Brian Chewcaskie, Chairman

[illegible]

[illegible]

[illegible]

[illegible]

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 15-2016

Date: February 16, 2016

**RESOLUTION TO AMEND SPECIAL COUNSEL PROFESSIONAL SERVICES
CONTRACT**

WHEREAS, by Resolution 19-2015, the Northwest Bergen County Utilities Authority (the "Authority") identified a number of firms as qualified to perform legal services required by the Authority pursuant to a Request for Qualifications for such position, which notice thereof was published on January 16, 2015; and

WHEREAS, by Resolution No. 49-2015 (the "Original Resolution") the Authority retained the firm of Sokol, Behot & Fiorenzo (the "Sokol Firm") as Special Counsel to the Authority to provide legal services in the matter of Mediation with Underground Utilities Corporation regarding Contract No. 259 – Franklin Lakes Business District Sanitary Sewer and authorized the Executive Director to execute a Professional Services Agreement between the Authority and the Sokol Firm; and

WHEREAS, a Professional Services Agreement dated May 14, 2015 between the Authority and the Sokol Firm was executed by the parties thereafter; and

WHEREAS, the Original Resolution and the Professional Services Agreement provides for Special Counsel's compensation to be capped at \$18,000 and that in the event that it anticipates it will exceed that amount, to seek further authorization from the Authority at such time; and

WHEREAS, by Resolution No. 85-2015 dated October 20, 2015, the Authority amended the Original Resolution and Professional Services Agreement to increase the not to exceed amount to the \$22,200; and

WHEREAS, the Sokol Firm has advised the Authority that due to the ongoing Mediation, that counsel fees for this matter will cause the overall compensation to the Sokol Firm to exceed \$22,200; and

WHEREAS, the Sokol Firm has requested the Authority increase the not to exceed cost for legal services provided by their firm to \$26,850 for this matter.

NOW, THEREFORE, BE IT RESOLVED, that the Northwest Bergen County Utilities Authority hereby amends the Original Resolution and the Professional Services Agreement with the Sokol Firm to increase the not to exceed amount to \$26,850 due to the ongoing mediation but

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 15-2016

Date: February 16, 2016

**RESOLUTION TO AMEND SPECIAL COUNSEL PROFESSIONAL SERVICES
CONTRACT**

subject to the rates and all other terms and conditions of the Original Resolution & Professional Services Agreement; and be it

FURTHER RESOLVED, that this Resolution shall effectively amend the Professional Services Agreement referred to above; and be it

FURTHER RESOLVED, that the Original Resolution and the Professional Services Agreement, unless expressly modified, remain in full force and effect.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 16-2016

Date: February 16, 2016

RESOLUTION AMENDING AN AGREEMENT TO PROVIDE LEGAL SERVICES WITH CHASAN LEYNER & LAMPARELLO, PC

WHEREAS, in April of 2015, the Northwest Bergen County Utilities Authority (“Authority”) entered into a professional service agreement with Chasan Leyner & Lamparello, PC (the “Law Firm”); and

WHEREAS, pursuant to that professional service agreement the Law Firm was to perform legal services necessary to properly represent the Authority in connection a March 9, 2015 arbitration award against the Authority; and

WHEREAS, due to Law Firm’s ongoing services, specifically their representing the Authority in an appeal of the March 9, 2015 arbitration award, there is a need to amend the contract term regarding compensation, increasing the cap from \$18,000.00 to \$35,000.00; and

WHEREAS, a contract for said services may be awarded without competitive bidding as a “professional service” in accordance with N.J.S.A. 40A:11-2(6) and 40A:11-5(1)(a)(i) of the Local Public Contracts Law because the contract is for a service performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study.

NOW, THEREFORE, BE IT RESOLVED by the Authority’s Board of Commissioners, that:

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. Section 2 is amended to provide as follows:

Contract Amount/Hourly Rate

In consideration for these services, Special Legal Counsel agrees to accept compensation at the rate of \$150.00 per hour for attorneys, \$65.00 for all law clerks and paralegals; and \$25.00 for secretarial overtime in an amount not to exceed \$35,000.00. In the event that Special Legal Counsel anticipates that it will exceed the \$35,000.00 limit, it shall seek further authorization from the Authority at that time.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 16-2016

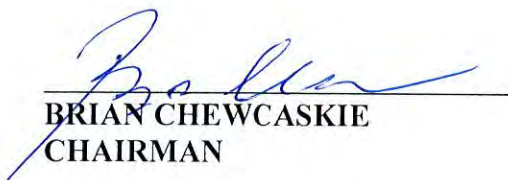
Date: February 16, 2016

RESOLUTION AMENDING AN AGREEMENT TO PROVIDE LEGAL SERVICES WITH CHASAN LEYNER & LAMPARELLO, PC

3. The Chairman, Vice Chairman, Executive Director, Secretary and any other necessary Director, officer or official of the Authority are hereby authorized to execute any and all documents and to take any and all actions necessary to complete and realize the intent and purpose of this Resolution.
4. This Resolution shall be effective immediately.

ADOPTED: February 16, 2016

I hereby certify that this is a true copy of a resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


BRIAN CHEWCASKIE
CHAIRMAN


ALISON GORDON
SECRETARY

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. I9-2016

Date: February 16, 2016

**PROPOSED SANITARY SEWER EXTENSION – WYCKOFF AVENUE
BETWEEN PARSOLE COURT AND WEST CRESCENT AVENUE
TOWNSHIP OF MAHWAH, NEW JERSEY**

WHEREAS, an application has been made to the Northwest Bergen County Utilities Authority (hereinafter sometimes referred to as the “Authority”) by the Township of Mahwah (hereinafter referred to as the “Applicant”) for approval of a proposed sanitary sewer extension and water main installation to be located at Wyckoff Avenue from Parsole Court to West Crescent Avenue (hereinafter referred to as the “Project”); and

WHEREAS, the Project proposes to provide sanitary sewer service to five (5) residential dwellings on Wyckoff Avenue in Mahwah, New Jersey; and

WHEREAS, the average flow of this project would 1,500 gallons per day, or five (5) additional residential EDUs to become tributary to the Authority from Mahwah; and

WHEREAS, the Authority’s technical advisor has reviewed the application and the documents and drawings submitted in support thereof and, by memorandum dated February 9, 2016 has recommended that the Authority approve the Project, subject to fulfillment of certain terms and conditions; and

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority, that the application of the Township of Mahwah for approval of a proposed sanitary sewer extension to be located at Wyckoff Avenue in the Township of Mahwah, New Jersey be approved upon condition that the Applicant, its principals, agents, successors or assigns fulfill the following terms and conditions:

1. The construction shall conform to all applicable requirements of Township of Mahwah;
2. The installation of the sewers and appurtenances be inspected and approved by the Township of Mahwah;

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 19-2016

Date: February 16, 2016

**PROPOSED SANITARY SEWER EXTENSION – WYCKOFF AVENUE
BETWEEN PARSOLE COURT AND WEST CRESCENT AVENUE
TOWNSHIP OF MAHWAH, NEW JERSEY**

3. Observation and approval by the Authority of infiltration/exfiltration testing, with the Authority to receive 2 days advanced notice prior to the testing of all newly constructed sewers;
4. Reimbursement to the Authority by the applicant for all engineering expenses incurred by the Authority for inspection and final testing of the sewers and appurtenances;
5. That the Applicant pay for all Authority application fees, legal fees and other application, administrative, technical or any other expenses relating to review of the Project;
6. That any manholes constructed or modified by reason of this Project be fitted with sewer guards to prevent inflow. All manholes constructed must be installed with all required waterproofing measures, including exterior painting and pipe gasket interlock;
7. That water conserving plumbing fixtures be installed in all new building construction to be serviced by the Project;
8. That the Authority be notified by the Applicant or its designee prior to commencement of sanitary sewer installation;
9. That prior to placing this connection into service, the Applicant must submit to the Authority for approval NJDEP Form WQM-005 "Certification for approval by the Local Agency";
10. That the Applicant comply with the rules and regulations of the Authority and the New Jersey Department of Environmental Protection; and be it

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 19-2016

Date: February 16, 2016

**PROPOSED SANITARY SEWER EXTENSION – WYCKOFF AVENUE
BETWEEN PARSOLE COURT AND WEST CRESCENT AVENUE
TOWNSHIP OF MAHWAH, NEW JERSEY**

FURTHER RESOLVED, that upon written assurance of fulfillment by the Applicant of the foregoing terms and conditions, the Authority Superintendent be and is herewith authorized on behalf of the Authority to execute such approvals of the Project as may be required by governmental agencies having jurisdiction there over.

I hereby certify that this is a true copy of a resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 20-2016

Date: February 16, 2016

**RESOLUTION RATIFYING EMERGENCY PURCHASES AND CONTRACTS
CAUSED BY FAILURE OF BACKUP GENERATOR AT DARLINGTON PUMP
STATION, MAHWAH, NEW JERSEY**

WHEREAS, on or about December 22, 2015, the Northwest Bergen County Utilities Authority backup generator at the Darlington Pump Station located in Mahwah, New Jersey failed its weekly generator test and was non-operable; and

WHEREAS, due to the location of the pump station being on the shores of the Ramapo River, any power outage experienced without a backup source of power would cause a spill into the Ramapo River causing the potential for a public safety and health concern; and

WHEREAS, Howard Hurwitz, Authority Executive Director, being fully informed in the premises, determined that such failure manifested the clear likelihood that without a backup source of power, a power outage would cause a spill into the Ramapo River, clearly endangering the public health and welfare and filed the necessary Emergency Procurement Report with the Director of Local Government Services (copy attached); and

WHEREAS, in reliance upon the determination of the Executive Director, and for the duration of the said failure, the Northwest Bergen County Utilities Authority arranged for the emergency purchase of contractors and transporters, all in reliance upon N.J.S.A.40A:11-6; and

WHEREAS, the costs for the emergency purchases related to the Darlington Pump Station backup generator came to a total of \$39,324.03 and were provided by Rapid Pump & Meter Service, Co. Inc. and Cummins Power Systems, LLC.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 20-2016

Date: February 16, 2016

**RESOLUTION RATIFYING EMERGENCY PURCHASES AND CONTRACTS
CAUSED BY FAILURE OF BACKUP GENERATOR AT DARLINGTON PUMP
STATION, MAHWAH, NEW JERSEY**

NOW, THEREFORE, BE IT RESOLVED, that the determination of the existence of a public health emergency on and after December 22, 2015 by the Executive Director of the Northwest Bergen County Utilities Authority on account of said backup generator failure be and the same is herewith ratified; and it is

FURTHER RESOLVED, that all emergency purchases and contracts within the meaning and purview of N.J.S.A.40A:11-6 made by the Authority on account of, and to abate costs incurred by the backup generator failure after December 22, 2015, as the same affected the Authority's wastewater treatment plant and supporting facilities be and the same are confirmed to be emergency purchases and contracts within the meaning of the statute authorizing the same.


SECRETARY


CHAIRMAN

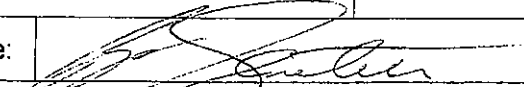
	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

N.J. Division of Local Government Services

EMERGENCY PROCUREMENT REPORT

This report is to be filed by the contracting agent of the public agency with the Director of the Division of Local Government Services within 30 days of the date the emergency contract was issued. Please provide the necessary information to satisfactorily complete the report. Refer to the Instructions accompanying this form and the statutory and regulatory citations on the reverse of this form.

This form is designed to be completed using Microsoft Word; if not completed that way, please print it out.

1. Name of Public Agency:	NW Bergen County Utilities Authority	County:	Bergen
2. Date Emergency occurred:	12/22/15	Time emergency occurred:	3:00 pm
3. Date emergency declared:	12/22/15	Time emergency declared:	3:00 pm
4. Agency/department responsible for determining there was an emergency:	Operations / Collections		
5. Name and title of the official in charge of that agency:	Robert Genetelli, Superintendent		
6. Describe the condition or circumstance pertaining to the emergency (attach additional sheets if necessary): NBCUA's backup generator at the Darlington Pump Station, located in Mahwah NJ failed its weekly generator test and was non-operable. Since the pump station is located on the shores of the Ramapo River, any power outage experienced without a backup source of power, would cause a spill into the Ramapo River. To supply ample protection from this potential public safety and health concern an emergency portable generator was procured and placed on site and an emergency repair was arranged to fix the existing generator.			
7. Name and title of the individual who determined the matter was an emergency and authorized award of contract(s):	Robert Genetelli, Superintendent		
8. The total (or estimated) cost of providing the goods or performing services was:	<\$60,000.00		
9. List the names the contractors/suppliers receiving 25% or more of the contracts awarded under the emergency:			
Rapid Pump & Meter Services Co., Inc (portable generator)			
Cummins Power Systems, LLC (repair of Cummins backup generator)			
10. When was the notification reduced to writing and filed with the purchasing agent? 01-18-2016			
11. Has the public agency adopted a "chain of command" procedure pursuant to N.J.A.C.5:34-6.1? Yes			
This report was completed by (name and title):		Robert M. Genetelli, Superintendent	
Name and Address of agency contact person:		Robert M. Genetelli, 30 Wyckoff Ave, Waldwick NJ 07463	
Signature:			Date: 01-18-2016

Submit by mail or fax to:

Director, Division of Local Government Services
P.O. Box 803
Trenton, New Jersey 08625-0803
Fax: 609-633-6243

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 21-2016

Date: February 16, 2016

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF LEGAL SERVICES

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.4 with respect to the retention of the following professional:

LEGAL SERVICES 2016

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 15, 2016; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 29, 2016 from the following Individuals/Firms:

- Eric M. Bernstein & Associates – Warren, NJ
- Waters, McPherson, McNeill, PC – Secaucus, NJ
- Sokol, Behot, LLP – Hackensack, NJ
- Rubenstein Meyerson, Fox Mancinelli, Conte & Bern, PA – Montvale, NJ
- DeCotiis, Fitzpatrick & Cole, LLP – Teaneck, NJ
- Chasan, Leyner & Lamparello – Secaucus, NJ
- John Feczko, PC – Elmwood Park, NJ
- Mariniello & Mariniello, PC – Fort Lee, NJ
- Weiner Lesniak, LLP – Parsippany, NJ

And;

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 21-2016

Date: February 16, 2016

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF LEGAL SERVICES

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (i) possessed the professional, financial and administrative capabilities to provide the proposed legal services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority's objective was to select organizations or individuals that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract, (iii) availability to accommodate the required meetings of the Authority; and (iv) other factors demonstrated to be in the best interest of the Authority; and

NOW, THEREFORE, BE IT RESOLVED, that the Authority hereby designates the following individuals/firms as qualified to provide Legal Services to the Authority:

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 21-2016

Date: February 16, 2016

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF LEGAL SERVICES

- Eric M. Bernstein & Associates – Warren, NJ
- Waters, McPherson & McNeill, PC – Secaucus, NJ
- Sokol, Behot, LLP – Hackensack, NJ
- Rubenstein Meyerson, Fox Mancinelli, Conte & Bern, PA – Montvale, NJ
- DeCotiis, Fitzpatrick & Cole, LLP – Teaneck, NJ
- Chasan, Leyner & Lamparello – Secaucus, NJ
- Mariniello & Mariniello, PC – Fort Lee, NJ
- Weiner Lesniak, LLP – Parsippany, NJ; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 22-2016

Date: February 16, 2016

QUALIFICATIONS OF INDIVIDUALS/FIRMS FOR PROVISION OF ENGINEERING SERVICES

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.4 with respect to the retention of the following professional:

CONSULTING ENGINEERING SERVICES

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 15, 2016; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 29, 2016 from the following Individuals/Firms:

- Boswell Engineering – South Hackensack, NJ
- Chavond Barry Engineering Corp. – Blawenburg, NJ
- CME Associates – Parlin, NJ
- T&M Associates – Middletown, NJ
- Tighe & Bond, Middletown, CT
- CP Professional Services – Sparta, NJ
- Suburban Consulting Engineers – Mount Arlington, NJ
- NV5 – Rahway, NJ
- RK Hess – East Stroudsburg, PA; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (i) possessed the professional, financial and administrative capabilities to provide the proposed engineering services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 22-2016

Date: February 16, 2016

QUALIFICATIONS OF INDIVIDUALS/FIRMS FOR PROVISION OF ENGINEERING SERVICES

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority's objective was to select an organization or individual that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract, (iii) availability to accommodate the required meetings of the Authority; and (iv) other factors demonstrated to be in the best interest of the Authority.

NOW, THEREFORE, BE IT RESOLVED, that the Authority hereby designates the following individuals/firms as qualified to provide Consulting Engineering Services to the Authority:

- Boswell Engineering – South Hackensack, NJ
- Chavond Barry Engineering Corp. – Blawenburg, NJ
- CME Associates – Parlin, NJ
- T&M Associates – Middletown, NJ
- Tighe & Bond, Middletown, CT
- CP Professional Services – Sparta, NJ
- Suburban Consulting Engineers – Mount Arlington, NJ
- NV5 – Rahway, NJ
- RK Hess – East Stroudsburg, PA; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

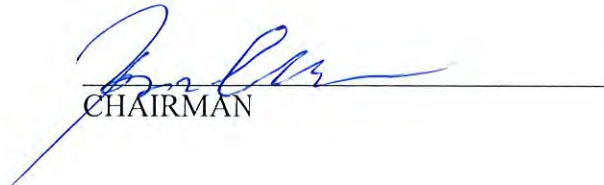
No. 22-2016

Date: February 16, 2016

QUALIFICATIONS OF INDIVIDUALS/FIRMS FOR PROVISION OF ENGINEERING SERVICES

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 23-2016

Date: February 16, 2016

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF AUDITING SERVICES

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.4 with respect to the retention of the following professional:

AUDITOR FOR 2016

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 16, 2016; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 29, 2016 from the following Individuals/Firms:

- Ferraioli, Wielkotz, Cerullo & Cuva, PA – Pompton Lakes, NJ

and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (i) possessed the professional, financial and administrative capabilities to provide the proposed legal services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority's objective was to select organizations or individuals that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) knowledge of utility authorities and the subject matter addressed under the contract; (ii) experience with providing auditing services to independent utility authorities in New Jersey; (iii) availability to accommodate the required meetings of the Authority; (iv)

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 23-2016

Date: February 16, 2016

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF AUDITING SERVICES

hourly billing rates for staff; and (v) other factors demonstrated to be in the best interest of the Authority.

NOW, THEREFORE, BE IT RESOLVED, that the Authority hereby designates the following individuals/firms as Qualified to provide Auditing Services to the Authority:

- Ferraioli, Wielkotz, Cerullo & Cuva, PA – Pompton Lakes, NJ ; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 24-2016

Date: February 16, 2016

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF BOND COUNSEL SERVICES

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.4 with respect to the retention of the following professional:

BOND COUNSEL SERVICES

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 15, 2016; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 29, 2016 from the following Individuals/Firms:

- Gibbons, PC – Newark, NJ
- Waters, McPherson, McNeill, PC – Secaucus, NJ
- DeCotiis, Fitzpatrick & Cole, LLP – Teaneck, NJ

and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (i) possessed the professional, financial and administrative capabilities to provide the proposed bond counsel services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

WHEREAS, pursuant to Section 5 of the Authority’s Request for Qualifications, the Authority’s objective was to select organizations or individuals that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority’s Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract, (iii) availability

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 24-2016

Date: February 16, 2016

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF BOND COUNSEL SERVICES

to accommodate the required meetings of the Authority; and (iv) other factors demonstrated to be in the best interest of the Authority; and

NOW, THEREFORE, BE IT RESOLVED, that the Authority hereby designates the following individuals/firms as Qualified to provide Bond Counsel Services to the Authority

- Gibbons, PC – Newark, NJ
- Waters, McPherson, McNeill, PC – Secaucus, NJ
- DeCotiis, Fitzpatrick & Cole, LLP – Teaneck, NJ

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 25-2016

Date: February 16, 2016

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF RISK MANAGER

WHEREAS, the Authority has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.4 with respect to the retention of the following professional:

RISK MANAGER

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on Jan. 15, 2016; and

WHEREAS, the Authority has received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 29, 2016 from the following Individuals/Firms:

1. Brown & Brown, Florham Park, NJ
2. Stanford Risk Management Services – Lafayette, NJ
3. Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft, New Milford, NJ

and;

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify a person and/or firm that (i) possessed the professional, financial and administrative capabilities to provide the proposed Risk Management Services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority's objective was to select an organization or individual that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority applied its selection criteria and evaluated the Qualifications based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract, (iii) availability to accommodate the required meetings of the Authority; (iv) the specific

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 25-2016

Date: February 16, 2016

QUALIFICATION OF INDIVIDUALS/FIRMS FOR PROVISION OF RISK MANAGER

services to be provided by each respondent; (v) the fee will not exceed 3% of the annual Insurance Premium paid to the New Jersey Utility Authorities Joint Insurance Fund; and (vi) other factors demonstrated to be in the best interest of the Authority; and


NOW, THEREFORE, BE IT that the Authority hereby designates the following individuals/firms as qualified to provide Risk Manager Services to the Authority:

1. Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft, New Milford, NJ

FURTHER RESOLVED, that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 26-2016

Date: February 16, 2016

RETENTION OF AUDITOR FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

AUDITOR FOR 2016

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 16, 2016**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 29, 2016**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify a person and/or firm that: (i) possessed the professional, financial and administrative capabilities to provide the proposed auditing services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

WHEREAS, by **Resolution No. 23-2016**, the Authority identified one firm as qualified to perform the auditing services required by the Authority; and

WHEREAS, the firm of Ferraioli, Wielkottz, Cerullo & Cuva, PA was determined to be highly qualified and eminently capable of providing auditing services to the Authority; and

WHEREAS, the Authority has determined that it is in its best interest to retain the firm of Ferraioli, Wielkottz, Cerullo & Cuva, PA as set forth in this Resolution; and

WHEREAS, the services to be provided shall be as follows:

- Preparation of unaudited Y/E financial statement and required Journal Entries (Y/E Closeout) for 2016
- Preparation of Annual Statutory Audit for 2016

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 26-2016

Date: February 16, 2016

RETENTION OF AUDITOR FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

- Preparation of Semi-Annual Unaudited Financial Statement ending June 30, 2016
- Connection Fee Rate Preparation of 2016 Sewer Update and Public Hearing
- Review of the Authority Deferred Compensation Plan
- Review and Support in Preparation of 2017 Annual Budget
- Secondary Market Bond Disclosure Form (EMMA Filing Requirement)

WHEREAS, services rendered on behalf of the Authority, not listed above will be billed based upon Ferraioli, Wielkotz, Cerullo & Cuva, PA's standard billing rates, as follows:

POSITION	AMOUNT PER HOUR
Partners	\$185.00
Managers	\$145.00
Senior Accountants	\$105.00
Staff Accountants	\$85.00
Administrative Staff	\$60.00

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby retains Ferraioli, Wielkotz, Cerullo & Cuva, PA for the year ending December 31, 2016 and until a successor has been named; and

BE IT FURTHER RESOLVED, compensation to the professional shall not exceed seventy-two thousand (\$72,000) Dollars; and

BE IT FURTHER RESOLVED, that in the event that Ferraioli, Wielkotz, Cerullo & Cuva, PA anticipates it will exceed the amount set forth, it shall seek further authorization from the Authority at such time; and

BE IT FURTHER RESOLVED, that notice of the contract award shall be advertised in accordance with applicable law; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 26-2016

Date: February 16, 2016

RETENTION OF AUDITOR FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelahr	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 27-2016

Date: February 16, 2016

RETENTION OF AUTHORITY ENGINEER FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

CONSULTING ENGINEER

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 15, 2016**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 29, 2016**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that (i) possessed the professional, financial and administrative capabilities to provide the proposed engineering services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

WHEREAS, by **Resolution 22-2016** the Authority identified a number of Engineering Firms as qualified to perform Engineering Services required by the Authority; and

WHEREAS, the firm of T&M Associates was determined to be highly qualified and eminently capable of providing Consulting Engineering Services to the Authority; and

WHEREAS, the Authority has determined that it is in its best interest to retain the firm of T&M Associates as Authority Consulting Engineer as set forth in this Resolution; and

WHEREAS, the services rendered on behalf of the Authority include:

- Attendance at all Authority Meetings

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 27-2016

Date: February 16, 2016

RETENTION OF AUTHORITY ENGINEER FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

- Preparation of the Authority Annual Report, including all necessary inspections and investigations required to prepare the Report
- Miscellaneous Engineering General Consulting Services as requested by the Authority Staff; and

WHEREAS, services rendered on behalf of the Authority will be billed based upon T&M's Hourly Billing Rates attached to this Resolution at a not-to-exceed cost of \$90,000 for the services described above; and

WHEREAS, T&M Associates has agreed that they will not bill the Authority for time resulting from travel to/from the Authority office in Waldwick, NJ.

NOW THEREFORE BE IT RESOLVED that the Authority hereby retains T&M Associates as Consulting Engineer for the twelve-month term commencing on the date of this resolution; and

BE IT FURTHER RESOLVED that the Authority shall enter into a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional at T&M Billing Rates, in an amount not to exceed **\$90,000**.

BE IT FURTHER RESOLVED that, in the event that T&M Associates anticipates it will exceed the amount set forth above, it shall seek further authorization from the Authority at such time.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 27-2016

Date: February 16, 2016

RETENTION OF AUTHORITY ENGINEER FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

**2016 SCHEDULE OF HOURLY RATES** (Effective January 1, 2016)

BILLING TITLE	BILLING RATE/HOUR
Technical and Field Staff Entry Level	\$74.00
Field Staff - Grade 1	\$83.00
Technical Staff - Grade 1 Administrative Support Staff	\$90.00
Field Staff - Grade 2	\$98.00
Technical Staff - Grade 2 Professional Entry Level	\$114.00
Field Staff - Grade 3	\$114.00
Technical Staff - Grade 3	\$128.00
Field Staff - Grade 4	\$128.00
Technical Staff - Grade 4 Professional I	\$144.00
Field Staff - Grade 5	\$144.00
Technical Staff - Grade 5 Professional II	\$155.00
Professional III Supervising Field Staff	\$167.00
Professional IV Supervising Technical Staff	\$185.00
Professional V (Field & Support)	\$185.00
Professional V	\$210.00
Supervising Professional Unit Supervisor, Professional VI	\$231.00
Group Manager Professional VII	\$254.00
Principal, Manager Professional VIII, IX	\$276.00
Billing Basis: Fixed Rate for Each Billing Title	

G-2016

T&M occasionally uses part-time and temporary staff to meet peak workload demands, and these staff will be billed in accordance with the rate schedule above.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 28-2016

Date: February 16, 2016

**RETENTION OF AUTHORITY ENGINEER FOR SERVICE CHARGES PURSUANT
TO N.J.S.A. 19:44A-20.4**

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

CONSULTING ENGINEER FOR SERVICE CHARGES

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 15, 2016; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 29, 2016; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that: (i) possessed the professional, financial and administrative capabilities to provide the proposed engineering services, and (iii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

WHEREAS, pursuant to Section 5 of the Authority’s Request for Qualifications, the Authority’s objective was to select an organization or individual that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority’s Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract, (iii) availability to accommodate the required meetings of the Authority; and (iv) other factors demonstrated to be in the best interest of the Authority; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 28-2016

Date: February 16, 2016

**RETENTION OF AUTHORITY ENGINEER FOR SERVICE CHARGES PURSUANT
TO N.J.S.A. 19:44A-20.4**

WHEREAS, Paul Malmrose of the firm Tighe & Bond, Inc. was determined to be highly qualified and capable of providing Consulting Engineering Services to the Authority based on his experience of having served the Authority in various capacities, including determining service charges, since 1983; and

WHEREAS, the services to be rendered on behalf of the Authority include the following tasks:

1. Task 1: Review of 1st Quarter Meter Data
2. Task 2: Review of 2nd Quarter Meter Data
3. Task 3: Review of 2017 Preliminary User Service Charges
4. Task 4: Review of 2017 Final User Charges
5. Task 5: Miscellaneous Consulting Services

WHEREAS, services rendered on behalf of the Authority will be billed at a not to exceed cost of \$46,600; and

WHEREAS, the Authority has determined that it is in the best interest to retain the firm of Tighe & Bond as Consulting Engineer for Service Charges as set forth in this Resolution.

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby retains Paul Malmrose of Tighe & Bond as Consulting Engineer for Service Charges for the twelve (12) month term commencing on the Resolution date.

BE IT FURTHER RESOLVED that the Authority shall enter into a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional in an amount not to exceed \$46,600.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 28-2016

Date: February 16, 2016

RETENTION OF AUTHORITY ENGINEER FOR SERVICE CHARGES PURSUANT
TO N.J.S.A. 19:44A-20.4

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 29-2016

Date: February 16, 2016

**RETENTION OF ENGINEER FOR 2016 FOR GENERAL INCINERATOR ADVICE
PURSUANT TO N.J.S.A. 19:44A-20.4**

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

CONSULTING ENGINEER

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 15, 2016**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 29, 2016**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that (i) possessed the professional, financial and administrative capabilities to provide the proposed engineering services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

WHEREAS, by **Resolution 22-2016** the Authority identified a number of Engineering Firms as qualified to perform Engineering Services required by the Authority; and

WHEREAS, the firm of Chavond Barry Engineering Corp. was determined to be highly qualified and eminently capable of providing Consulting Engineering Services to the Authority; and

WHEREAS, the Authority has determined that it is in its best interest to retain the firm of Chavond Barry Engineering Corp. as a Consulting Engineer for General Incinerator Advice as set forth in this Resolution; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 29-2016

Date: February 16, 2016

**RETENTION OF ENGINEER FOR 2016 FOR GENERAL INCINERATOR ADVICE
PURSUANT TO N.J.S.A. 19:44A-20.4**

WHEREAS, the services rendered on behalf of the Authority include:

- Provide incineration, permitting and regulatory advice as requested.
- Attend meetings as requested.
- Be available for telephone conferences, advice and consultation that can be given by telephone.
- Provide operations and maintenance advice as requested by the Authority.
- Provide additional advice and general consulting and engineering services as requested by the Authority.

WHEREAS, services rendered on behalf of the Authority will be billed based upon Chavond Barry Engineering's Hourly Billing Rates attached to this Resolution at a not-to-exceed cost of \$35,000 for general incineration advice; and

WHEREAS, Chavond Barry Engineering has agreed that they will not bill the Authority for time resulting from travel to/from the Authority office in Waldwick, NJ.

NOW THEREFORE BE IT RESOLVED that the Authority hereby retains Chavond Barry Engineering Corp. as a Consulting Engineer for the services outlined in this Resolution for a twelve-month term commencing on the date of this resolution; and

BE IT FURTHER RESOLVED that the Authority shall enter into a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional at Chavond Barry Engineering Corp.'s Billing Rates, in an amount not to exceed \$35,000 for general incineration advice.

BE IT FURTHER RESOLVED that, in the event that Chavond Barry Engineering Corp. anticipates it will exceed the amount set forth above, it shall seek further authorization from the Authority at such time.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 29-2016

Date: February 16, 2016

**RETENTION OF ENGINEER FOR 2016 FOR GENERAL INCINERATOR ADVICE
PURSUANT TO N.J.S.A. 19:44A-20.4**

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									



CHAVOND-BARRY ENGINEERING CORP.

400 County Route 518 • P.O. Box 205
Blawenburg, New Jersey 08504-0205

Tel: (609) 466-4900
Fax: (609) 466-1231

MEMORANDUM

Effective January 1, 2016

The following is the listing of the 2016 standard hourly billing rates for our staff. From time to time, wages are adjusted. The following rates will be held for the calendar year.

CBE Rate Schedule Personnel	2016 Billing Rates
Louis T. Barry, P.E.	\$240
Christopher M. Doelling, P.E.	\$240
John B. Eichinger, P.E.	\$159
Richard G. Gramlich, P.E.	\$161
Keith A. Croly	\$145
Thomas Vash	\$130
Darwin M. Owens, P.E.	\$155
Saundra B. Rattner	\$83

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 30-2016

Date: February 16, 2016

RETENTION OF GENERAL COUNSEL FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the “Authority”) has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

GENERAL COUNSEL FOR 2016

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 15, 2016**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 29, 2016**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify a person and/or firm that: (i) possessed the professional, financial and administrative capabilities to provide the proposed legal services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority’s service area; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 30-2016

Date: February 16, 2016

RETENTION OF GENERAL COUNSEL FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, by **Resolution 21-2016**, the Authority identified a number of firms as qualified to perform the legal services required by the Authority; and

WHEREAS, the firm of Chasan, Leyner, Lamparello, PC is deemed to be highly qualified and capable of providing legal services to the Authority based upon the extensive experience of members and associates of the firm; and

WHEREAS, the Authority has determined that Chasan, Leyner, Lamparello PC, shall provide professional legal services to the Authority, including all matters which, in the opinion of the Commissioners of the Authority, shall be referred to General Counsel, including, but not limited to the following:

- a. Attendance at work sessions, regular, special and emergency meetings of the Authority Commissioners, including meetings outside of Bergen County, at municipal offices, County offices, State government offices and non-governmental offices;
- b. Attendance at all other meetings which the Commissioners or Executive Director deem necessary that General Counsel attend;
- c. Attendance at all public hearings (budget, rates, plan amendments, amendments to Wastewater Rules and Regulations, etc.);
- d. Attendance at all Commissioners' standing committee meetings as requested;
- e. Consultation (in person and/or by telephone) with Commissioners, staff, department heads and Authority personnel requiring the performance of legal services relating to Authority matters;
- f. Representation in any and all regulatory proceedings before State agencies, including but not limited to the New Jersey Department of Environmental Protection and the Office of Administrative Law ('OAL');
- g. Consultation and legal services related to Open Public Records Act and Open Public Meetings Act compliance;
- h. Representation in any and all litigation in which the Commissioners authorize General Counsel to represent the Authority's interest(s);

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 30-2016

Date: February 16, 2016

RETENTION OF GENERAL COUNSEL FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

- i. Research and preparation of legal opinions requested by the Commissioners, Executive Director or his designee, or initiated by General Counsel in the performance of requisite legal services on behalf of the Authority;
- j. Review of correspondence referred to General Counsel by the Commissioners, Executive Director, Authority staff or consultants, and preparation of correspondence initiated by General Counsel in the performance of General Counsel's requisite legal services on behalf of the Authority;
- k. Legal Services relating to the preparation and/or review of agreements, resolutions, bid specifications, bid proposals and contracts, as required by the Commissioners or the Authority's Executive Director, or his designee;
- l. Attention to non-routine contract issues as may be assigned by the Authority from time to time with respect to special projects;
- m. Any and all other matters for which the services of General Counsel are deemed necessary by the Commissioners of the Authority;
- n. Review and/or preparation of routine (i.e. transmittal) correspondence (excluding, e.g., legal opinions);
- o. Preparation of monthly synopsis of General Counsel's legal services performed on behalf of the Authority
- p. Upon receipt, review of draft meeting minutes of work session, regular, special, and emergency meeting minutes of the Authority Commissioners;
- q. Review certification of meeting minutes of the Authority subject to the approval of the Bergen County Executive pursuant to N.J.S.A. 40:14B-14(b);
- r. Preparation and review of public bidding specifications for compliance with Local Public Contracts Law;
- s. Drafting and preparation of Authority Resolutions as requested and review of all in-house prepared Resolutions;
- t. Review and interpretation of contracts, resolutions and other legal documents as required to ensure the proper conduct of the Authority;
- u. Provide legal advice when required that deal with day-to-day operation of the Authority;
- v. Consultation with Board officers and staff, in person, or by telephone, when required;
- w. Attend to matters involving municipal relations and issues involving the Department of Environmental Protection and other State and Federal Agencies.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 30-2016

Date: February 16, 2016

RETENTION OF GENERAL COUNSEL FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, Chsan, Leyner, Lamparello, PC's rates for performing these legal services shall be as follows:

Position	Amount per Hour
Attorneys	\$150.00
All Law Clerks and Paralegals	\$65.00

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby retains the firm of Chasan, Leyner, Lamparello, PC for the twelve-month term commencing on the date of this resolution, subject however, that either party may terminate this agreement upon 30 days written notice to the other with or without cause; and

BE IT FURTHER RESOLVED that the Chairman of the Authority is hereby authorized to execute the Professional Services Agreement required for execution and delivery by the Authority and the professional, with compensation to the professional at the aforementioned rates, in an amount not to exceed **\$60,000**; and

BE IT FURTHER RESOLVED that, in the event that Chsan, Leyner, Lamparello, PC anticipates it will exceed the amount set forth herein, it shall seek further authorization from the Authority at such time; and

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 30-2016

Date: February 16, 2016

RETENTION OF GENERAL COUNSEL FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 31-2016

Date: February 16, 2016

RETENTION OF LABOR COUNSEL FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

LEGAL SERVICE FOR 2016

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on **January 15, 2016**; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of **January 29, 2016**; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify persons and/or firms that (i) possessed the professional, financial and administrative capabilities to provide the proposed legal services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

WHEREAS, by **Resolution 21-2016** the Authority identified a number of Individuals/Firms as qualified to perform Legal Services required by the Authority; and

WHEREAS, the Authority requires the services of Labor Counsel to provide specific legal services to the Authority; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 31-2016

Date: February 16, 2016

RETENTION OF LABOR COUNSEL FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, the firm of Eric M. Bernstein & Associates, LLC was determined to be highly qualified and capable of providing these legal services to the Authority; and

WHEREAS, the Authority has determined that it is in its best interest to retain the firm of Eric M. Bernstein & Associates as Labor Counsel as set forth in this Resolution; and

WHEREAS, the services to be rendered will be compensated at the following Hourly Rates as presented in the Proposal submitted to the Authority:

- Hourly Rate for all standard service including negotiations, advice, preparation of contracts or agreements, disciplinary investigations and proceedings and other non-litigation services: **\$135.00 per hour**
- Hourly Rate for Paralegals when requested and authorized: **\$ 60.00 per hour**

NOW THEREFORE, BE IT RESOLVED that the Authority hereby retains Eric M. Bernstein & Associates for the twelve-month term commencing on the Resolution date.

BE IT FURTHER RESOLVED that the Authority shall enter into a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional in an amount not to exceed **\$30,000**.

BE IT FURTHER RESOLVED, that in the event that Eric M. Bernstein & Associates anticipates it will exceed the amount set forth, it shall seek further authorization from the Authority at such time.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 31-2016

Date: February 16, 2016

RETENTION OF LABOR COUNSEL FOR 2016 PURSUANT TO N.J.S.A. 19:44A-20.4

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 32-2016

Date: February 16, 2016

RETENTION OF BOND COUNSEL PURSUANT TO N.J.S.A. 19:44a-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of the following professional:

BOND COUNSEL

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on January 15, 2016; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 29, 2016; and

WHEREAS, the Authority requires a Bond Counsel to provide the services necessary for the issuance of bonds required for financing potential projects; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a Qualification Statement in response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify a person and/or firm that: (i) possessed the professional, financial and administrative capabilities to provide the proposed services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority's objective was to select an organization or individual that would provide high quality and cost effective services to the citizens served by the Authority; and

WHEREAS, pursuant to Section 5 of the Authority's Request for Qualifications, the Authority applied its selection criteria and evaluated the proposals based upon the most advantageous submission, with the following factors being considered: (i) experience and reputation in the field; (ii) knowledge of the Authority and the subject matter addressed under the contract; (iii) availability to accommodate the required meetings of the Authority; and (iv) other factors demonstrated to be in the best interest of the Authority; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 32-2016

Date: February 16, 2016

RETENTION OF BOND COUNSEL PURSUANT TO N.J.S.A. 19:44a-20.4

WHEREAS, John D. Draikiwicz of the firm of Gibbons, PC was determined to be highly qualified and capable of providing this service to the Authority; and

WHEREAS, the Authority has determined that it is in its best interest to retain the professional John D. Draikiwicz of the firm of Gibbons, PC as set forth in this Resolution; and

WHEREAS, Gibbons, PC has proposed to perform all services required for the issuance of these bonds at a compensation amount not to exceed \$65,000; and

WHEREAS, this fee is within the guidelines provided by the NJEIT for Administrative Expenses for such programs.

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby retains John D. Draikiwicz of the firm of Gibbons, PC to serve as Bond Counsel for the project described above for the twelve-month term commencing on the Resolution date.

BE IT FURTHER RESOLVED that the Authority shall enter into a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional in the amount not to exceed \$65,000.

BE IT FURTHER RESOLVED that in the event that Gibbons, PC anticipates it will exceed the amount set forth, it shall seek further authorization from the Authority at such time.

BE IT FURTHER RESOLVED that notice of the contract award shall be advertised in accordance with applicable law; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon adoption.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 32-2016

Date: February 16, 2016

RETENTION OF BOND COUNSEL PURSUANT TO N.J.S.A. 19:44a-20.4

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 33-2016

Date: February 16, 2016

RETENTION OF RISK MANAGER PURSUANT TO N.J.S.A.19:44A-20.4

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") is currently a participating member in the New Jersey Utilities Joint Insurance Fund (the "NJUAJIF"); and

WHEREAS, the NJUAJIF offers coverage to Utility Authorities of the State of New Jersey who agree to become members ("members") for: Workers Compensation; Employer Liability (other than Motor Vehicle); Property Damage (other than Motor Vehicle); and Motor Vehicle; and

WHEREAS, the NJUAJIF by-laws provide that each member may appoint an Insurance Producer to perform various professional services relating to membership in NJUAJIF, including the evaluation of claims exposures; explanation of coverage and options; preparation of applications and claims; review of annual assessment, losses and reports, and such other services required by the member; and

WHEREAS, an amount up to six percent (6%) of the annual assessment charged by the NJUAJIF is reserved for compensation to the Insurance Producer if one is selected by the member, otherwise it is reimbursed to the member; and

WHEREAS, the Authority has adopted the fair and open process pursuant to N.J.S.A. 19:44A-20.7 with respect to the retention of Risk Manager; and

WHEREAS, the Authority issued a Request for Qualifications for such position and notice thereof was published on Jan. 15, 2016; and

WHEREAS, the Authority convened to evaluate the Request for Qualifications; and

WHEREAS, the Authority structured a competitive procurement process that sought to assure that each person and/or firm was provided an equal opportunity to submit a response to the Statements for Request for Qualifications; and

WHEREAS, the Authority intended to qualify a person and/or firm that (i) possessed the professional, financial and administrative capabilities to provide the proposed Risk Management Services, and (ii) would agree to work under the compensation, terms and conditions determined by the Authority to provide the greatest benefit to the ratepayers of the Authority's service area; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 33-2016

Date: February 16, 2016

RETENTION OF RISK MANAGER PURSUANT TO N.J.S.A.19:44A-20.4

WHEREAS, by Resolution No. 25-2016 the Authority identified one firm as qualified to perform Risk Management Services required by the Authority; and

WHEREAS, the firm of Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft was determined to be highly qualified and eminently capable of providing Risk Management Services to the Authority; and

WHEREAS, the Authority has determined that it is in the best interest to retain Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft as set forth in this Resolution; and

WHEREAS, the services to be provided shall be as follows:

1. Evaluation of the Authority's insurance coverage and assistance in selection of appropriate coverage;
2. Assistance in preparation of documentation required by insurance companies related to statement of values, vehicle schedules, etc.;
3. Review of Authority's premiums and loss funds and assistance in preparation of insurance budget;
4. Review of loss and engineering reports;
5. Attendance and participation at Safety Committee Meetings (as requested) to assist in promoting safety goals and objectives;
6. Advice to Safety Committee on loss containment activities;
7. Attend meetings with staff, management and others, as requested;
8. Apprise Authority regarding developments affecting insurance coverage;
9. Any additional consulting services required by the Authority; and

WHEREAS, Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft will provide to the Authority professional Risk Management Consulting Services as required in the by-laws of the NJUAIJF at a not to exceed 3% of the NJUAIJF assessment; and

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority that the Authority does hereby agree to retain the firm of Arthur Caughlan & Gerard Quinn, Division of Nelson-Patterson and Conklin & Kraft as its Insurance Producer for the project described above for a twelve (12) month term commencing on the Resolution date for purposes of the Authority's Membership in the New Jersey Utilities Authority's Joint Insurance Fund; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 33-2016

Date: February 16, 2016

RETENTION OF RISK MANAGER PURSUANT TO N.J.S.A.19:44A-20.4


BE IT FURTHER RESOLVED that the Authority shall enter into a professional services agreement for the aforementioned for execution and delivery by the Authority and the professional, with compensation to the professional at a fee of (3%) of the Authority's NJUAIJF's Annual Assessment; and it is

FURTHER RESOLVED, that notice of the contract award shall be advertised in accordance with applicable law.

FURTHER RESOLVED, that this Resolution shall take effect immediately upon adoption.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a regular meeting held on February 16, 2016.


SECRETARY


CHAIRMAN

	Bonagura	DaPuzzo	DePhillips	Gabbert	Kasparian	Kelaher	Plumley	Salazer	Chewcaskie
Offered				✓					
Seconded						✓			
Aye				✓	✓	✓	✓	✓	✓
Nay									
Absent	✓	✓	✓						
Abstain									
Recuse									

[illegible]