NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 73-2015

Date: September 16, 2015

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 July and August 2015 and Health Benefits and Dental Benefits transfers for August and September 2015; 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 August 17, 2015 and September 16, 2015 be and they hereby are approved for payment from the proper accounts as follows:

ACCOUNT:	Payroll Account - JULY
Net Payroll:	$235,783.85
ACCOUNT:	Tax Deposit Account – JULY
Total:	$122,324.61
ACCOUNT:	Health Benefits Contribution Employer – AUGUST
Total Transfer:	$106,439.01
ACCOUNT:	Health Benefits Contribution Employee – AUGUST
Total:	$11,674.84

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 73-2015

Date: September 16, 2015

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

ACCOUNT:	Dental Benefits – AUGUST
Total Transfer:	$4,157.55
ACCOUNT:	PERS and Contributory Insurance – JULY
Total Transfer:	$29,211.85
ACCOUNT:	Operating Account – JULY
Total:	$328,288.29
ACCOUNT:	General Improvement Account – JULY
Total:	$8,473.82
ACCOUNT:	2014 WWT Project Account – JULY
Total:	$567.71
ACCOUNT:	2015 WWT Project Account – JULY
Total:	$701,618.93
ACCOUNT:	Payroll Account – AUGUST
Net Payroll:	$306,544.80
ACCOUNT:	Tax Deposit Account – AUGUST
Total:	$139,140.12
ACCOUNT:	Health Benefits Contribution Employer – SEPTEMBER
Total Transfer:	$110,935.13
ACCOUNT:	Health Benefits Contribution Employee – SEPTEMBER
Total:	$9,030.11

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

No. 73-2015

Date: September 16, 2015

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

ACCOUNT: Dental Benefits – SEPTEMBER
Total Transfer: $4,284.30

ACCOUNT: PERS and Contributory Insurance – AUGUST
Total Transfer: ~~$29,211.85~~ $29,031.25

ACCOUNT: Operating Account – AUGUST
Total: $253,392.88

ACCOUNT: General Improvement Account – AUGUST
Total: $12,586.47

ACCOUNT: 2014 WWT Project Account – AUGUST
Total: $12,972.50

ACCOUNT: 2015 WWT Project Account – AUGUST
Total: $242,070.95

M. Kasparian
VICE-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. 74-2015

DATE: SEPTEMBER 16, 2015

APPROVING CHANGE ORDER NO. 2 FOR
CONTRACT #268
INCINERATOR EMISSIONS UPGRADE PROJECT

WHEREAS the Northwest Bergen County Utilities Authority (the "Authority") awarded Contract No. 268 – Incinerator Emissions Upgrade Project ("the Project") to Tomar Construction, LLC ("the Contractor") on February 17, 2015; and

WHEREAS the Contractor has requested certain changes to the Project as more particularly set forth in Change Order No. 2 attached hereto ("the Change Order"); and

WHEREAS the Authority's Engineer has reviewed the Contractor's proposed Change Order and determined that the Change Order is necessary to address work and material to reroute 8" pipe to 10" pipe, work to repair and relocate 2" copper air line and work and material associated with the emergency repair of the 6" plant water pipe; and

WHEREAS the Authority's Engineer has recommended that the Change Order be approved by the Authority; and

WHEREAS the increase in the total cost of the Project as a result of this Change Order is $**5,104.20**; and

WHEREAS the Authority's staff has indicated that the Authority has sufficient funds to pay the Contractor for the Change Order; and

WHEREAS the Commissioners of the Authority have determined that the Change Order should be approved; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Authority that Change Order No. 2, to Authority Contract No. **268**, is approved; and be it

FURTHER RESOLVED by the Commissioners of the Authority that the Authority's Engineer is directed to coordinate and oversee the work consistent with all other work on the Project; and be it

FURTHER RESOLVED that the Commissioners of the Authority direct that processing of payment to the Contractor for the Change Order be in accordance with the payment procedures of Contract No. 268; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 74-2015

DATE: SEPTEMBER 16, 2015

APPROVING CHANGE ORDER NO. 2 FOR
CONTRACT #268
INCINERATOR EMISSIONS UPGRADE PROJECT

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on **September 16, 2015.**

SECRETARY

VICE-CHAIRMAN

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

CCS-002 Revision 10/99

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

1. ISSUING OFFICE	2. PROJECT NO.	3. CONTRACT NO.	4. MODIFICATION NO
Northwest Bergen County Utilities Authority	S-340700-12	268	002

5. TO (CONTRACTOR)	6. PROJECT LOCATION AND DESCRIPTION
Tomar Construction, llc 18 Connerty Court East Brunswick, NJ 08816	Incinerator Emissions Upgrade Project Northwest Bergen County Utilities Authority Borough of Waldwick, Bergen County

7. A proposal is required for making the hereinafter described change in accordance with specification and drawing revisions cited herein or listed in attachment hereto. Submit your proposal in space indicated on page 2, attach detailed breakdown of prime and sub-contract costs (See the clause of this contract entitled, "Changes". DO NOT start work under this proposed change until you receive a copy signed by the Contracting Officer or a directive to proceed).

Date | Type Name and Title | Signature

8. DESCRIPTION OF CHANGE: *Pursuant to the clause of this contract covering changes, the contractor shall furnish all labor and material, and all work necessary to accomplish the following described work:*

Work and material to reroute 8" pipe to 10" pipe.
Work to repair and relocate 2" copper air line.
Work and material associated with the emergency repair of the 6" plant water pipe.

As a result of the above, the contract price is revised as follows:

ITEM NO.	ITEM DESCRIPTION	UNIT PRICE	ESTIMATED QUANTITY	TOTAL COST
001	PCO #006 - Misc underground work			$5,104.20

TOTAL COST OF THIS MODIFICATION $ 5,104.20

The contract time is hereby: *increase* [ ] *decrease* [ ] or *remains the same* [X] by _____ calendar days as a result of this modification.

The foregoing modification is hereby accepted:

Tomar Construction, llc	NBCUA	Chavond-Barry Engineering
CONTRACTOR	OWNER	(NJPE SEAL) ENGINEER
BY:	BY:	BY:
DATE: 8/03/2015	DATE:	DATE: 7/29/2015

APPROVAL:

STATE OF NEW JERSEY | DATE

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

9. ISSUING OFFICE	10. PROJECT NO.	11. CONTRACT NO.	12. MODIFICATION NO.
Northwest Bergen County Utilities Authority	S-340700-12	268	002

13. CONTRACTOR'S PROPOSAL – CHANGE IN CONTRACT PRICE
(Detailed breakdown, attach additional sheets as necessary)

(Proposed)

Supporting documentation attached.

NET INCREASE	NET DECREASE	CALENDER DAYS INCREASE
$ 5,104.20	$ 0.00	0 DAYS

DATE:	TYPE NAME AND TITLE:	SIGNATURE:
6/03/2015	CHINOY PROJECT ENGINEER	

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

14. ISSUING OFFICE & PROJECT NO. S-340700-12	15. CONTRACT NO.	16. MODIFICATION NO.
Northwest Bergen County Utilities Authority	268	002

17. ORIGINAL CONTRACT BID PRICE ..... $ 5,948,000.00
TOTAL OF PREVIOUS CHANGE ORDERS ..... $ 106,891.83
TOTAL CONTRACT COST INCLUDING CHANGE ORDERS ... $ 6,059,996.03

18. NECESSITY FOR CHANGE AND REASON FOR OMISSION FROM PLANS AND SPECIFICATIONS:

Further review of the 8" underground pipe revealed it was not abandoned, but in use by the incinerator system. To maintain proper functionality of the system, the 8" drain was tied into the larger 10" drain underground. Also, while excavating, a 2" compressed air pipe was uncovered and required relocation. Lastly, work was done to repair a damage repair coupling. The initial repair used a coupling of insufficient design requirements, so emergency work had to be done to dig up the new coupling and replace with with a more versatile and robust dresser style coupling.

19. OTHER IMPACTS RESULTANT OF THIS CHANGE:

20. RESUME OF NEGOTIATIONS OR RECOMMENDATIONS (Loanee's Representative) :

Negotiations were held on 7/27/2015. As a result of these negotiations, the effective cost of PCO #006 (and thusly Contract Modification #002) was reduced to compensate for past credits the Contractor had pending to the Owner. These credits included the cost for the repairs on a 6" pipe (not the same pipe as the one noted in PCO #006) the Contractor had damaged that the Owner spent material and labor on, as well as the estimated salvage value of copper materials that was removed from site prior to the Owner's option to retain the materials.

DATE:	TYPE NAME AND TITLE OF LOANEE'S REPRESENTATIVE:	SIGNATURE:
7/30/2015	Christopher Doelling, CBE	Chr Doelling

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 75-2015

DATE: September 16, 2015

APPROVING CHANGE ORDER NO. 3 FOR
CONTRACT #268
INCINERATOR EMISSIONS UPGRADE PROJECT

WHEREAS the Northwest Bergen County Utilities Authority (the "Authority") awarded Contract No. 268 – Incinerator Emissions Upgrade Project ("the Project") to Tomar Construction, LLC ("the Contractor") on February 17, 2015; and

WHEREAS the Contractor has requested certain changes to the Project as more particularly set forth in Change Order No. 3 attached hereto ("the Change Order"); and

WHEREAS the Authority's Engineer has reviewed the Contractor's proposed Change Order and determined that the Change Order is necessary to address work and materials for low roof framing modification, more specifically the installation of access hatch in storage room floor, additional steel beams, elimination of storage room suspending ceiling and addition of Hubbell lights; and

WHEREAS the Authority's Engineer has recommended that the Change Order be approved by the Authority; and

WHEREAS the increase in the total cost of the Project as a result of this Change Order is **$31,309.56**; and

WHEREAS the Authority's staff has indicated that the Authority has sufficient funds to pay the Contractor for the Change Order; and

WHEREAS the Commissioners of the Authority have determined that the Change Order should be approved; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Authority that Change Order No. 3, to Authority Contract No. **268**, is approved; and be it

FURTHER RESOLVED by the Commissioners of the Authority that the Authority's Engineer is directed to coordinate and oversee the work consistent with all other work on the Project; and be it

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 75-2015

DATE: September 16, 2015

APPROVING CHANGE ORDER NO. 3 FOR
CONTRACT #268
INCINERATOR EMISSIONS UPGRADE PROJECT

FURTHER RESOLVED that the Commissioners of the Authority direct that processing of payment to the Contractor for the Change Order be in accordance with the payment procedures of Contract No. 268; and

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on **September 16, 2015.**

SECRETARY

VICE-CHAIRMAN

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

CCS-002

Revision 10/99

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

1. ISSUING OFFICE	2. PROJECT NO.	3. CONTRACT NO.	4. MODIFICATION NO
Northwest Bergen County Utilities Authority	S-340700-12	268	003

5. TO (CONTRACTOR)	6. PROJECT LOCATION AND DESCRIPTION
Tomar Construction, llc 18 Connerty Court East Brunswick, NJ 08816	Incinerator Emissions Upgrade Project Northwest Bergen County Utilities Authority Borough of Waldwick, Bergen County

7. A proposal is required for making the hereinafter described change in accordance with specification and drawing revisions cited herein or listed in attachment hereto. Submit your proposal in space indicated on page 2, attach detailed breakdown of prime and sub-contract costs (See the clause of this contract entitled, "Changes". DO NOT start work under this proposed change until you receive a copy signed by the Contracting Officer or a directive to proceed).

Date	Type Name and Title	Signature

8. DESCRIPTION OF CHANGE: *Pursuant to the clause of this contract covering changes, the contractor shall furnish all labor and material, and all work necessary to accomplish the following described work:*

Work and materials for low roof (storage room) framing modification

- install access hatch in storage room floor
- additional steel beams per attached sketch
- elimination of storage room suspended ceiling, addition of Hubbell lights

As a result of the above, the contract price is revised as follows:

ITEM NO.	ITEM DESCRIPTION	UNIT PRICE	ESTIMATED QUANTITY	TOTAL COST
001	PCO #007 - Additional floor hatch and structural steel at El. 211 & 221.83, rev 1			$31,309.56

TOTAL COST OF THIS MODIFICATION $31,309.56

The contract time is hereby: *increase* [ ] *decrease* [ ] or *remains the same* [X] by zero calendar days as a result of this modification.

The foregoing modification is hereby accepted:

Tomar Construction, llc	NBCUA	Chavond-Barry Engineering
CONTRACTOR	OWNER	(NJPE SEAL) ENGINEER
BY: SMKumar	BY:	BY: Chr Barry
DATE: 8/19/2015	DATE:	DATE: 8/19/2015

APPROVAL

STATE OF NEW JERSEY	DATE

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

9. ISSUING OFFICE	10. PROJECT NO.	11. CONTRACT NO.	12. MODIFICATION NO.
Northwest Bergen County Utilities Authority	S-340700-12	268	002

13. CONTRACTOR'S PROPOSAL – CHANGE IN CONTRACT PRICE
(Detailed breakdown, attach additional sheets as necessary)

(Proposed)

Supporting documentation attached:

- Tomar PCO #007 - additional floor hatch & structural steel at El. 211 & 221.83 Rev 1.
- 8/7/2015 drawing: NBUA00430 Additional Floor Hatch for Disk Thickener-1
- 8/11/2015 sketch: SKMBT_C55215081212500.pdf
- 8/12/2015 Email:
* 8/13/2015 Email:

NET INCREASE	NET DECREASE	CALENDER DAYS INCREASE
$ 31,309.56	$ 0.00	zero DAYS

DATE:	TYPE NAME AND TITLE:	SIGNATURE:
8/19/2015	MATT KURIAN, PROJECT MANAGER	

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

14. ISSUING OFFICE & PROJECT NO. S-340700-12	15. CONTRACT NO	16. MODIFICATION NO.
Northwest Bergen County Utilities Authority	268	002

17. ORIGINAL CONTRACT BID PRICE ..... $ 5,948,000.00
TOTAL OF PREVIOUS CHANGE ORDERS ..... $ 111,996.03
TOTAL CONTRACT COST INCLUDING CHANGE ORDERS ... $ 6,091,305.59

18. NECESSITY FOR CHANGE AND REASON FOR OMISSION FROM PLANS AND SPECIFICATIONS:

Access to the new storage room is limited, additional access from lower roadway is necessary.

19. OTHER IMPACTS RESULTANT OF THIS CHANGE:

The structural engineering consultant for the project (T&M Associates) was utilized to develop design changes. The Consulting structural engineer also reviewed the Contractor's proposal, and aided in the development and submission of the change order. This work had no impact upon other contractors.

20. RESUME OF NEGOTIATIONS OR RECOMMENDATIONS (Loanee's Representative) :

In order to ensure the Authority was receiving a "fair and reasonable" price, the contract changes were reviewed by the Consulting Structural Engineer (T&M Associates).
PCO #007- proposal for additional floor hatch and structural steel members at El. 211.00 and El. 221.83 were reviewed, negotiated and accepted by the Consulting Structural Engineer.

DATE:	TYPE NAME AND TITLE OF LOANEE'S REPRESENTATIVE:	SIGNATURE:
8/19/2015	Christopher Doelling, CBE	Chr Doelling

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 76-2015

DATE: September 16, 2015

DESIGNATION OF ADDITIONAL DEPOSITORIES FOR 2015

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") is required to hold its funds in certain bank accounts and make investments in accordance with the Trust Indenture; and

WHEREAS, the Authority wishes to add the following banks as additional depositories for 2015:

Santander Bank N.A., Short Hills, New Jersey
Sussex Bank, Franklin, New Jersey

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority that the following institutions be designated as additional depositories for the Authority's funds for Year 2015:

Santander Bank N.A., Short Hills, New Jersey
Sussex Bank, Franklin, New Jersey

VICE-CHAIRMAN

SECRETARY

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

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 77-2015

DATE: SEPTEMBER 16, 2015

ACCEPTANCE OF PROPOSAL OF FERRAIOLI, WIELKOTZ, CERULLO & CUVA, PA FOR AUDITING SERVICES IN CONNECTION WITH 2016 NJEIT FINANCING

WHEREAS, the Northwest Bergen County Utilities Authority is making application for financing through the New Jersey Environmental Infrastructure Trust (NJEIT) Program for the financing of approximately $3.034 million for capital improvements which include the Aeration Blower and Waste System Upgrades Project; and

WHEREAS, the Authority requires the participation of an auditing firm for said financing; and

WHEREAS, the Authority's Auditor, Ferraioli, Wielkotz, Cerullo & Cuva, PA (FWCC) has furnished the Authority with their fee proposal for the following services: 1) assist in the preparation of a Financial Addendum Form for the NJEIT, 2) review the sizing of the proposed bond issue, 3) review the proposed amortization schedule, 4) review of trust and loan documents 5) presentation of financial reports before the Board of Commissioners, 6) the preparation of an application to the Local Finance Board pursuant to N.J.S.A.58:11B-9(a) and N.J.S.A.40A:5A-6 et. Seq., 7) appearance before the Local Finance Board on behalf of the Authority, if necessary, 8) attendance at meetings with Authority officials, counsel, engineer and representatives of the Division of Local Government Services, and 9) as well as any and all other matters as requested by the Authority; and

WHEREAS, FWCC has submitted a proposed flat fee of $7,500 plus out of pocket expenses for the above services.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Northwest Bergen County Utilities Authority, to accept the proposal of Ferraioli, Wielkotz, Cerullo & Cuva of $7,500 plus out of pocket expenses for the services in connection with the application to the New Jersey Environmental Infrastructure Trust for financing of capital improvements, more specifically the Aeration Blower and Waste System Upgrades Project.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 77-2015

DATE: SEPTEMBER 16, 2015

ACCEPTANCE OF PROPOSAL OF FERRAIOLI, WIELKOTZ, CERULLO & CUVA, PA FOR AUDITING SERVICES IN CONNECTION WITH 2016 NJEIT FINANCING

BE IT FURTHER RESOLVED, that the Executive Director be and is hereby authorized is sign the proposal submitted by Ferraioli,Wielkotz, Cerullo & Cuva, PC.

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at the meeting held on **September 16, 2015.**

VICE-CHAIRMAN

SECRETARY

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

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 78-2015

Date: September 16, 2015

RESOLUTION TO AMEND CONSULTING ENGINEER PROFESSIONAL SERVICES CONTRACT

WHEREAS, by Resolution 18-2015, the Northwest Bergen County Utilities Authority (the "Authority") identified a number of firms as qualified to perform consulting engineer services for the 2016 Service Charges 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. 23-2015 (the "Original Resolution") the Authority retained the firm of Tighe & Bond as Consulting Engineer for the 2016 Service Charges to the Authority and authorized the Chairman to execute a Professional Services Agreement between the Authority and Tighe & Bond; and

WHEREAS, a Professional Services Agreement dated March 2, 2015 between the Authority and Tighe & Bond was executed by the parties thereafter; and

WHEREAS, the Original Resolution and the Professional Services Agreement provides for Consulting Engineer's compensation to be capped at $33,000 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, Tighe & Bond has advised the Authority that due to 1) Advise with the replacement of failing meters 2) Assistance in determining the Water Use and Equivalent dwelling units in the Borough of Ramsey and Township of Mahwah which included attendance at multiple meetings 3) consulting services to obtain correlations between the data from the local meters, Mission Controls and Authority for meters at the Midland Park Pump Station and the Darlington Pump Station that engineering fees for such services will cause the overall compensation to Tighe & Bond to exceed $33,000; and

WHEREAS, Tighe & Bond has requested the Authority increase the not to exceed cost for consulting engineer services provided by their firm to $39,500.

NOW, THEREFORE, BE IT RESOLVED, that the Northwest Bergen County Utilities Authority hereby amends the Original Resolution and the Professional Services Agreement with Tighe & Bond to increase the not to exceed amount to $39,500 due to the reasons outlined above in Paragraph 5 but subject to the rates and all other terms and conditions of the Original Resolution & Professional Services Agreement; and be it

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 78-2015

Date: September 16, 2015

RESOLUTION TO AMEND CONSULTING ENGINEER PROFESSIONAL SERVICES CONTRACT

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; and be it

FURTHER RESOLVED, that the Executive Director be and is hereby authorized to sign the Amendment No. 1 provided by Tighe & Bond.

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 September 16, 2015.

VICE-CHAIRMAN

SECRETARY

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

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 79-2015

Date: September 16, 2015

RESOLUTION AUTHORIZING THE PURCHASE OF ENERGY GENERATION SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

WHEREAS, the annual budget for electricity use by the Authority is approximately $1.3 million; and

WHEREAS, the Local Unit Electronic Technology Pilot Program and Study Act (P.L. 201c30) provides an exception to New Jersey's Public Bid Law allowing the Authority to forego traditional RFQs when purchasing electricity and to purchase electricity through an online reverse auction process in order to reduce cost; and

WHEREAS, The NJ Department of Community Affairs has approved EMEX, LLC of Houston, TX as a vendor to offer its reverse auction platform to NJ local contracting units for the purchase of energy generation services; and

WHEREAS, the Authority has previously participated in such auctions and has been purchasing electric power at a fixed price for the past 24 months; and

WHEREAS, the Authority has experienced significant savings during this period, and

WHEREAS, the Northwest Bergen County Utilities Authority again plans to utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at www.energymarketexchange.com; and

WHEREAS, the auction will be conducted pursuant to the Act.

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority that the staff is authorized to participate in an online reverse auction for the purpose of purchasing electricity from third party suppliers for use by the Authority; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

NO. 79-2015

Date: September 16, 2015

RESOLUTION AUTHORIZING THE PURCHASE OF ENERGY GENERATION SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

FURTHER RESOLVED, that the Executive Director is authorized to execute the necessary Energy Sales Agreement(s) providing the auctions result in an acceptable savings in electrical power costs to the Authority; and

FURTHER RESOLVED, that the Secretary is hereby directed to cause notice of the auction results to be published as required by law.

M. Kasparian
VICE-CHAIRMAN

Alison Jordan
SECRETARY

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