RESOLUTION

No. 55-2017

Date: September 19, 2017

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 2017 and Health Benefits and Dental Benefits transfers for August and September 2017; 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 15, 2017 and September 19, 2017 be and they hereby are approved for payment from the proper accounts as follows:

ACCOUNT:

Payroll Account - JULY

Net Payroll:

\$202,447.83

ACCOUNT:

Tax Deposit Account – JULY

Total:

\$98,768.20

ACCOUNT:

Health Benefits Contribution Employer – AUGUST

Total Transfer:

\$103,032.72

ACCOUNT:

Health Benefits Contribution Employee – AUGUST

Total:

\$17,445.21

ACCOUNT:

Dental Benefits - AUGUST

Total Transfer:

\$4,209.20

RESOLUTION

No. 55-2017

Date: September 19, 2017

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

ACCOUNT:

PERS and Contributory Insurance – JULY

Total Transfer:

\$34,793.87

ACCOUNT:

Defined Contribution Retirement Program – Employer - JULY

Total Transfer:

\$12.50

ACCOUNT:

Defined Contribution Retirement Program – Employee – JULY

Total Transfer:

\$22.92

ACCOUNT:

Operating Account – JULY

Total:

\$371,112.02

ACCOUNT:

General Improvement Account – JULY

Total:

\$121,133.43

ACCOUNT:

2015 WWT Project Account – JULY

Total:

\$3,380.04

ACCOUNT:

Payroll Account - AUGUST

Net Payroll:

\$305,537.55

ACCOUNT:

Tax Deposit Account – AUGUST

Total:

\$141,132.04

ACCOUNT:

Health Benefits Contribution Employer - SEPTEMBER

Total Transfer:

\$103,143.00

ACCOUNT:

Health Benefits Contribution Employee - SEPTEMBER

Total:

\$17,334.93

ACCOUNT:

Dental Benefits - SEPTEMBER

Total Transfer:

\$4,209.20

ACCOUNT:

PERS and Contributory Insurance – AUGUST

Total Transfer:

\$33,527.49

RESOLUTION

No. 55-2017

Date: September 19, 2017

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

ACCOUNT: Defined Contribution Retirement Program – Employer - AUGUST

Total Transfer: \$12.50

ACCOUNT: Defined Contribution Retirement Program – Employee – AUGUST

Total Transfer: \$22.92

ACCOUNT: Operating Account – AUGUST

Total: \$250,092.22

ACCOUNT: General Improvement Account – AUGUST

Total: \$4,911.55

ACCOUNT: 2015 WWT Project Account – AUGUST

Total: \$360.00

SECRETAR

Abstain

Bonagura Chewcaskie Danubio DePhillips Gabbert Kelaher Lo Iaono Plumley Kasparian
Offered Seconded Aye
Nay
Absent

RESOLUTION

No. 56- 2017

Date: September 19, 2017

RESOLUTION OF THE GOVERNING BODY OF THE NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY RATIFYING AND AUTHORIZING EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT

WHEREAS, various non-supervisory employees of the Northwest Bergen County Utilities Authority ("Authority") are organized into a collective bargaining unit known as the Northwest Bergen County Utilities Authority Non-Supervisory Employees Group ("Group"); and

WHEREAS, the Authority and the Group have negotiated a successor collective bargaining agreement; and

WHEREAS, the Authority and the Group have negotiated such a successor agreement for the period of July 1, 2014 through June 30, 2018, and have reduced such agreement to writing, which requires execution by the appropriate Authority official; and

WHEREAS, the Group has ratified said agreement and the Authority's Executive Director and Labor Counsel have recommended the adoption of same by the Authority.

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. The Authority's Governing Body ratifies the collective bargaining agreement between the Authority and the Group for the period of July 1, 2014 through June 30, 2018.
- 3. The Authority's Executive Director and/or his designee are authorized to execute any such documents, and undertake such other tasks that are reasonably required to execute said collective bargaining agreement on behalf of the Authority.
- 4. This Resolution shall be effective immediately.

ADOPTED: September 19, 2017

RESOLUTION

No. 56- 2017

Date: September 19, 2017

RESOLUTION OF THE GOVERNING BODY OF THE NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY RATIFYING AND AUTHORIZING EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT

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 September 19, 2017.

MICHAEL KASPARIAN

CHAIRMAN

ALISON GORDON

	Bonagura	Chewcaskie	Danubio	DePhillips	Gabbert	Kelaher	Lo Iacono	Plumley	Kasparian
Offered									
Seconded		·							
Aye	~	~	~						
Nay									
Absent								1	
Abstain									

RESOLUTION

No. 57-2017

Date: September 19, 2017

TITLE CHANGE FOR ERNST BREHM TO COLLECTION SYSTEM OPERATOR

WHEREAS, there presently exists a need for a Collection System Operator; and

WHEREAS, it has been recommended by the Executive Director and Superintendent of the Northwest Bergen County Utilities Authority that Ernst Brehm be transferred from O&M Helper to Collection System Operator effective October 2, 2017 subject to a one hundred eighty (180) day probationary period at an hourly rate as set forth in the non-supervisory collective bargaining agreement; and

WHEREAS, the Personnel Committee concurs with the Executive Director and Superintendent and recommends to the Board of Commissioners the transfer of Ernst Brehm from O&M Helper to Collection System Operator.

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority that Ernst Brehm be transferred from O&M Helper to Collection System Operator effective October 2, 2017, subject to a one hundred eighty (180) day probationary period.

CHAIRMAN

SECRETARY

	Bonagura	Chewcaskie	Danubio	DePhillips	Gabbert	Kelaher	Lo Iacono	Plumley	Kasparian
Offered									
Seconded					<u></u>				
Aye	~	V	1		1				~
Nay									
Absent				~					
Abstain									

RESOLUTION

No. 58-2017

Date: September 19, 2017

NEW HIRE - ELECTRICIAN

WHEREAS, there presently exists a need for an Electrician; and

WHEREAS, it has been recommended by the Executive Director and Superintendent of the Northwest Bergen County Utilities Authority that John Navea be employed as an electrician effective August 28, 2017 subject to a ninety (90) day probationary period and acceptable physical examination at a starting salary per year as set forth in the Non-Supervisory Collective Bargaining Agreement; and

WHEREAS, the Personnel Committee concurs with the Executive Director and Superintendent and recommends to the Board of Commissioners to hire John Navea as an Electrician.

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority that John Navea residing at 13 Lambert Avenue, Clifton, New Jersey be employed as Electrician effective August 28, 2017 at a starting salary per year as set forth in the Non-Supervisory Collective Bargaining Agreement, subject to the satisfactory completion of a ninety (90) day probationary period and satisfactory physical examination.

CHAIRMAN

SECRETARY

Bonagura	Chewcaskie	Danubio	DePhillips	Gabbert	Kelaher	Lo Iacono	Plumley	Kasparian
	1							
				V				
					-			
			~				~	
	Bonagura	Bonagura Chewcaskie	Bonagura Chewcaskie Danubio	Bonagura Chewcaskie Danubio DePhillips	Bonagura Chewcaskie Danubio DePhillips Gabbert	Bonagura Chewcaskie Danubio DePhillips Gabbert Kelaher	Bonagura Chewcaskie Danubio DePhillips Gabbert Kelaher Lo Iacono	Bonagura Chewcaskie Danubio DePhillips Gabbert Kelaher Lo Iacono Plumley

RESOLUTION

NO. 59-2017

Date: September 19, 2017

RENEWAL OF MEMBERSHIP IN THE NEW JERSEY UTILITY AUTHORITIES JOINT INSURANCE FUND

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") is a member of the New Jersey Utility Authorities Joint Insurance Fund (the "Fund"); and

WHEREAS, said renewed membership terminates as of December 31, 2017 unless earlier renewed by agreement between the Authority and the Fund; and

WHEREAS, the Authority desires to renew said membership;

NOW, THEREFORE, be it resolved as follows:

- 1. The Northwest Bergen County Utilities Authority, agrees to renew its membership in the New Jersey Utility Authorities Joint Insurance Fund to be subject to the Bylaws, Rules and Regulations, coverages and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
- 2. The Chairman or Vice-Chairman shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the New Jersey Utility Authorities Joint Insurance Fund evidencing the Authority's intention to renew its membership.

CHAIRMAN

FORFTARY

	Bonagura	Chewcaskie	Danubio	DePhillips	Gabbert	Kelaher	Lo Iacono	Plumley	Kasparian
Offered									
Seconded					-				
Aye			1			V			
Nay									
Absent							~		
Abstain									

AGREEMENT TO RENEW MEMBERSHIP IN THE NEW JERSEY UTILITY AUTHORITIES JOINT INSURANCE FUND

WHEREAS, the New Jersey Utility Authorities Joint Insurance Fund (hereinafter the Fund) is a duly chartered Municipal Insurance Fund as authorized by NJSA 40A:10-36 et seq., and;

WHEREAS, the Northwest Bergen County Utilities Authority is currently a member of said Fund, and;

WHEREAS, effective December 31, 2017, said membership will expire unless earlier renewed, and;

WHEREAS, the Governing Body of the Northwest Bergen County Utilities Authority has resolved to renew said membership;

NOW THEREFORE, it is agreed as follows:

- 1. Northwest Bergen County Utilities Authority hereby renews its membership in the New Jersey Utility Authorities Joint Insurance Fund for a three (3) year period, beginning January 1, 2018 and ending January 1, 2021.*
- 2. The Northwest Bergen County Utilities Authority hereby ratifies and reaffirms the Indemnity and Trust Agreement, Bylaws and other organizational and operational documents of the New Jersey Utility Authorities Joint Insurance Fund as from time to time amended and altered by the Department of Insurance in accordance with the Applicable Statutes and administrative regulations as if each and every one of said documents were reexecuted contemporaneously herewith.
- 3. The Northwest Bergen County Utilities Authority agrees to be a participating member of the Fund for the period herein provided for and to comply with all of the rules and regulations and obligations associated with said membership.

*12:01 am

- 4. In consideration of the continuing membership of the Northwest Bergen County Utilities Authority in the New Jersey Utility Authorities Joint Insurance Fund, the New Jersey Utility Authorities Joint Insurance Fund agrees, subject to the continuing approval of the Commissioner of Banking & Insurance, to accept the renewal application of the Northwest Bergen County Utilities Authority.
- 5. Executed the <u>19th</u> day of <u>September</u>, 2017 as the lawful and binding act and deed of the , which execution has been duly authorized by public vote of the governing body.

	AUTHORITY CHAIRPERSON
ATTEST	
NEW JERSEY UTILITY AUTHORITIES JOINT INSURANCE FUND	

RESOLUTION

NO. 60-2017

Date: September 19, 2017

RESOLUTION AMENDING AN AGREEMENT WITH CHAVOND BARRY ENGINEERING, CORP. TO PROVIDE ENGINEERING SERVICES

WHEREAS, by Resolution No. 18-2017, the Northwest Bergen County Utilities Authority (the "Authority") identified a number of firms as qualified to perform engineering services required by the Authority pursuant to a Request for Qualifications for such position, which notice thereof was published on January 13, 2017; and

WHEREAS, by Resolution No. 28-2017 (the "Original Resolution") dated February 21, 2017, the Authority retained Chavond Barry Engineering Corp. (the "Engineering Firm") to provide engineering services related to general incinerator advice and the Authority and Engineering Firm entered into a professional services agreement (the "Agreement"); and

WHEREAS, the Original Resolution and Agreement provides for the Engineering Firm's compensation to be capped at \$35,000 and in the event the Engineering Firm anticipates it will exceed that amount, to seek further authorization from the Authority at such time; and

WHEREAS, the Engineering Firm has submitted a proposal dated September 12, 2017 to the Authority for additional engineering services related to the IDI Incinerator's tuyere replacement; and

WHEREAS, this additional work will cause the Engineering Firm to exceed the budget of \$35,000 for general incinerator and has requested the Authority increase the not to exceed amount by \$21,400 for this additional work to \$56,400; and

WHEREAS, the Authority's Certifying Finance Officer has certified that funds are available to increase the budget for the Engineering Firm.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority the following:

- 1. The Original Resolution and the Professional Services Agreement with Chavond Barry Engineering Corp. be amended to increase the not to exceed amount to \$56,400 due to the additional engineering services related to the IDI Incinerator's tuyere replacement.
- 2. The Original Resolution and Agreement, unless expressly modified, shall remain in full force and effect.
- 3. The Certifying Finance Officer's Certification of Available Funds shall be maintained on file at the Authority and made a part hereof.
- 4. Notice of this amendment shall be published in accordance with applicable law.
- 5. This Resolution shall take effect immediately.

RESOLUTION

No. 60-2017

Date: September 19, 2017

RESOLUTION AMENDING AN AGREEMENT WITH CHAVOND BARRY ENGINEERING, CORP. TO PROVIDE ENGINEERING SERVICES

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 September 19, 2017.

MICHAEL KASPARIAN

CHAIRMAN

SECRETARY

	Bonagura	Chewcaskie	Danubio	DePhillips	Gabbert	Kelaher	Lo Iacono	Plumley	Kasparian
Offered									
Seconded									
Aye		V	V			~			-
Nay									
Absent							V		
Abstain				100					

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify to the Board of Commissioners of the Northwest Bergen County Utilities Authority that sufficient funds are available for payment of the following:

Engineering Services for General Incinerator Advice
Chavond Barry Engineering Corp.
\$21,400
5000-6370 Solids Disposal, Miscellancous
John Lid Johnes Rotundo, Certifying Finance Officer

RESOLUTION

No. 61-2017

Date: September 19, 2017

RETENTION OF ENGINEER FOR 2017-2018 STACK TESTING SERVICES 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 13, 2017; and

WHEREAS, the Authority received responses to the Request for Qualifications for the aforementioned position by the deadline date of January 31, 2017; 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 18-2017 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 is required to conduct mandatory Stack Testing on its NIRO and IDI Incinerators in compliance with all incinerator air contaminant emission limits and operating requirements; and

RESOLUTION

No. 61-2017

Date: September 19, 2017

RETENTION OF ENGINEER FOR 2017-2018 STACK TESTING SERVICES PURSUANT TO N.J.S.A. 19:44A-20.4

WHEREAS, Chavond Barry Engineering Corp has submitted a proposal in the amount of \$172,800 to provide engineering services related to the required 2017-2018 Stack Testing and for the hiring and coordination of a qualified stack testing firm to perform the tests; and

WHEREAS, the Authority's Certifying Finance Officer has certified that funds are available for the award of a professional services contract to Chavond Barry Engineering Corp; and

WHEREAS, the Authority has determined that it is in its best interest to accept the proposal from Chavond Barry Engineering Corp. for services related to the 2017-2018 Stack Testing as set forth in this Resolution.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority:

- 1. The Authority hereby retains Chavond Barry Engineering Corp. as a Consulting Engineer for services related to the 2017-2018 Stack Testing of the IDI and NIRO Incinerators with compensation to the professional in an amount not to exceed \$172,800.
- 2. The Chairman or Vice-Chairman of the Authority shall be and hereby is authorized to execute a professional services agreement for the aforementioned.
- 3. The Certifying Finance Officer's Certification of Available Funds shall be maintained on file at the Authority and made a part hereof.
- 4. If Chavond Barry Engineering Corp. anticipates it will exceed the amount set forth above, it shall seek further authorization from the Authority at such time.
- 5. Notice of the contract award shall be advertised in accordance with applicable law.
- 6. This Resolution shall take effect immediately upon adoption.

RESOLUTION

No. 61-2017

Date: September 19, 2017

RETENTION OF ENGINEER FOR 2017-2018 STACK TESTING SERVICES 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 September 19, 2017.

Bonagura Chewcaskie Danubio DePhillips Gabbert Kelaher Lo Iacono Plumley Kasparian

Offered
Seconded
Aye
Nay
Absent
Abstain

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify to the Board of Commissioners of the Northwest Bergen County Utilities Authority that sufficient funds are available for payment of the following:

CONTRACT NO.:	Engineering Services for General Incinerator Advice
VENDOR:	Chavond Barry Engineering Corp.
AMOUNT:	\$172,800
ACCOUNT NO.:	5000-6380 Solids Disposal, Air Quality Testing
Date: 9/15/1-	7 January RA

James Rotundo, Certifying Finance Officer

RESOLUTION

No. 62-2017

Date: September 19, 2017

AUTHORIZATION TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF MIDLAND PARK

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

WHEREAS, the State of New Jersey authorizes entering into such agreements for shared services pursuant to NJSA 40A:65-1 et. seq.; and

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") and the Borough of Midland Park (the "Borough") had entered into an Shared Services Agreement on October 11, 2016 with a termination date of October 10, 2017 for the Authority to act as the New Jersey Licensed Operator for the Borough; and

WHEREAS, the Borough has adopted its Resolution No. 006-17 authorizing entering into a new shared services agreement with the Authority to receive the same services as previously provided; and

WHEREAS, the Authority desires to enter into this agreement with the Borough for a duration of one (1) year subject to the terms and conditions set forth in said agreement attached hereto.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Northwest Bergen County Utilities Authority the following:

1. The Authority shall enter into a Shared Services Agreement with the Borough of Midland Park for a duration of one (1) year to act as the New Jersey Licensed Sewer Operator for the Borough.

RESOLUTION

No. 62-2017

Date: September 19, 2017

AUTHORIZATION TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF MIDLAND PARK

2. The Chairman or Vice-Chairman of the Authority be and is hereby authorized on behalf of the Authority to execute the Shared Services Agreement with the Borough of Midland Park annexed hereto and made a part thereof.

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 September 19, 2017.

CHAIRMAN

SECRETARY

	Bonagura	Chewcaskie	Danubio	DePhillips	Gabbert	Kelaher	Lo Iacono	Plumley	Kasparian
Offered		1							
Seconded					~				
Aye			V			~			~
Nay									
Absent				~			V	~	
Abstain									

SHARED SERVICES AGREEMENT

THIS SHARED SERVICES AGREEMENT, made and entered into this 34 day of August, 2017, by and among:

THE BOROUGH OF MIDLAND PARK, a Municipal Corporation of the State of New Jersey, in the County of Bergen, hereinafter referred to as "Midland Park" 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 of Midland Park and the NBCUA have researched the feasibility of entering into an agreement under the authority of Uniform Shared Services and Consolidation Act, whereby the NBCUA would provide to Midland Park the services of a licensed sewer operator, and

WHEREAS, Midland Park has adopted Resolution #006-17 which authorizes Midland Park to enter into an agreement with the NBCUA, for the services of a licensed sewer operator as requested.

NOW, THEREFORE, this Agreement is entered into by and among the Borough of Midland Park and the NBCUA for the purpose of defining and specifying the obligations of the parties and the Borough of Midland Park and the NBCUA hereby agree as follows:

- 1. Pursuant to N.J.S.A. 40:8A-3 and N.J.S.A. 40:8A-4, both the Borough of Midland Park and the NBCUA shall adopt the appropriate Resolutions, which will formally authorize the entering into of this Agreement between the parties.
- 2. The duration of this Agreement shall be for a period of one (1) year following the commencement date and will supersede any previously agreed upon agreement between the Borough of Midland Park and NBCUA for the services of a licensed sewer operator. The commencement date shall be October 11, 2017.
- 3. The NBCUA shall provide the following services to the Borough of Midland Park:

- A. The NBCUA shall act as the New Jersey Licensed Sewer Operator for the Borough of Midland Park.
- 4. In consideration for the services to be rendered by the NBCUA to Midland Park, pursuant to Paragraph 3 above, the Borough of Midland Park shall pay the NBCUA four (4) equal installments of \$800.00 on or before March 1st, June 1st, September 1st and December 1st of each year, for a total annual compensation of \$3,200.00
- 5. The parties agree to be bound by this Agreement for a minimum of twelve (12) months. Starting six (6) months from the Commencement Date, either party may terminate this Agreement by giving at least six (6) months written notice to the other party.
- 6. Each party to this Agreement represents to the other party thereto that the Officials executing this Agreement are fully authorized and empowered to do so and to bind the parties to the terms of this Agreement, pursuant to law.
- 7. The parties recognize that the individuals who shall be designated as the Primary Contact Persons are, the Licensed Sewer Operator and Superintendent of the NBCUA for the NBCUA and the Manager of the Borough's Public Works Department, for Midland Park. The Primary Contact individual shall be noticed on all issues of importance and shall be responsible for initiating all requests for repairs and corrective actions to be carried out by NBCUA or Midland Park, as applicable.
- 8. Midland Park assumes all liability for, and agrees to indemnify and hold the NBCUA and its agents, servants, employees, guests, licensees and invitees, harmless against any and all claims, losses, damages, injuries and expenses, arising out of, resulting from, or incurred in connection with any acts or omissions by Midland Park, its agents, servants or employees.
- 9. The effective date of this Agreement shall be October 11, 2017 and the expiration shall be October 10, 2018, unless the agreement is terminated pursuant to paragraph 5 above.
- 10. The NBCUA agrees to comply with all applicable federal, state, county and municipal laws, rules and regulations.
- 11. 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.

Date:

BOROUGH OF MIDLAND PARK **RESOLUTION #006-17 JANUARY 1, 2017** REORGANIZATION

(2017 Borough Professionals)

WHEREAS, a need exists for professional services for the Borough of Midland Park for the calendar year 2016 and

WHEREAS, funds are available for such services and have been properly appropriated in the temporary Local Municipal Budget; and

WHEREAS, N.J.S.A. 40A:11-1, (Local Public Contracts Law) allows municipalities to contract for such professional services without the drawing of specifications for the receipt of competitive bids,

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Midland Park that the following appointments for professional services for the year 2017 be and are hereby approved.

The appointment of the following professionals is hereby authorized and directed:

Stephen Puntasecca -Municipal Risk Manager

Licensed Sewer Operator Services N.W.B.C.U.A.

Bond Counsel Steve Rogut, Esq.

(Rogut McCarthy Troy LLC)

Northwest Regional -Health Services (Board of Health)

Health Commission

Izenberg Appraisal Associates – Borough Appraiser

BE IT FURTHER RESOLVED, by the Council of the Borough of Midland Park that aforementioned appointments for professional services be published in accordance with the Local Public Contracts Law.

Adeline M. Hanna, Administrator/Clerk

Harry Shortway Jr., Mayor

Member	Motion	Second	Aye	Nay	Abstain	Absent
Iannone						
Kruis						
Sansone			V			
Braunius			V			
Peet			V,			
DeLuca						

MOTION

No. 17-05

Date: September 19, 2017

Motion to grant an additional 90 day unpaid leave of absence for Alexander Lerch, Electrical Supervisor beginning October 15, 2017.

	Bonagura	Chewcaskie	Danubio	DePhillips	Gabbert	Lo Iacono	Kelaher	Plumley	Kasparian
Offered							~		
Seconded		W							
Aye	~		-				-		1
Nay									
Absent				-		V		V	
Abstain									