

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by: Commissioner Kasparian

No. CS-SEPT-2013

Seconded by: Commissioner DePhillips

Date: September 12, 2013

**AUTHORIZATION TO GO INTO CLOSED SESSION TO DISCUSS PENDING
AND POTENTIAL LITIGATION**

WHEREAS, the meetings of the Commissioners of the Northwest Bergen County Utilities Authority (the "Authority") are subject to the Open Public Meetings Act, N.J.S.A. 10:4-1, et seq. ("OPMA"); and

WHEREAS, in accordance with the OPMA, the Authority may exclude the public from that portion of any meeting in which the Commissioners discuss pending and/or anticipated litigation in which the Authority is or may become a party or any matters falling within the attorney/client privilege; and

WHEREAS, the Commissioners wish to review and discuss the claims made by some member municipalities to the Authority's bond reserves and other surplus monies.

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners of the Northwest Bergen County Utilities Authority go into closed session to discuss pending and/or anticipated litigation over the matters set forth above; and be it

FURTHER RESOLVED, that the matters to be discussed in closed session may be disclosed to the public at a time in the future when these issues have been resolved and such disclosure will not harm the Authority.

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 12, 2013.


SECRETARY


CHAIRMAN

Roll Call:

- Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie
Nayes: None
Absent: Commissioner DaPuzzo

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by See Below

Seconded by _____ Date Sept. 12, 2013

CONSENT RESOLUTION

RESOLVED,

BE IT RESOLVED, that the following Consent Resolution herewith listed having been considered by the Commissioners of this Authority be and are hereby passed and approved.

- 43-2013. Approval of vouchers, payroll and tax deposits.
- 44-2013. Approval of transfer of Alexander Lerch from O&M Helper to Electrician.
- 45-2013. Completion of 90 day probationary period and retention of Andrew Agugliaro as IT Technical Advisor.
- 46-2013. Authorization for Chairman to sign First Amendment of Shared Services Agreement with County of Bergen regarding Franklin Lakes.
- 47-2013. Assignment of Professional Services Agreement of Douglas Bern, Esq. for the provision of Special Counsel to the Authority for the Franklin Lakes Project.
- 48-2013. Authorization to promote William Eletto to Maintenance Supervisor.
- 49-2013. Amendment to the 2013 Annual Budget.
- 50-2013. Salary adjustment for Electrical Supervisor.


SECRETARY


CHAIRMAN

Resolutions #43-2013 to #48-2013 and #50-2013 were Offered by Commissioner Kelaher, seconded by Commissioner DePhillips. All Commissioners voted in favor of these resolutions

Roll Call:

Resolution #49-2013 was voted on separately.

**NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

Offered by Commissioner Kelaher

No. 43-2013.

Seconded by Commissioner DePhillips

Date Sept.12, 2013

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

RESOLVED,

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 Pension & Benefits transfers for the months of July and August 2013 and Health and Dental Benefits transfers for August and September 2013; and

WHEREAS, the Commissioners of the Authority have reviewed the vouchers, payroll transfers, payroll tax deposits, Pension 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, by the Commissioners of the Northwest Bergen County Utilities Authority, that all vouchers, payroll transfers, payroll tax deposits, Pension & Benefits and Health and Dental Benefits transfers listed and reports attached hereto, dated Sept.12, 2013 be and they hereby are approved for payment from the proper accounts as follows:

**ACCOUNT: PAYROLL ACCOUNT - JULY
NET PAYROLL: \$184,918.44**

**ACCOUNT: TAX DEPOSIT ACCOUNT - JULY
TOTAL: \$ 85,627.61**

**ACCOUNT: PERS AND CONTRIBUTORY INSURANCE - JULY
TOTAL TRANSFER: \$ 29,163.28**

**ACCOUNT: HEALTH BENEFITS - EMPLOYER - AUGUST
TOTAL TRANSFER: \$ 93,405.40**

**NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY
RESOLUTION**

Offered by: Commissioner Kelaher

No. 43-2013. page 2

Seconded by: Commissioner DePhillips

Date: Sept.12, 2013

ACCOUNT: HEALTH BENEFITS - EMPLOYEE - AUGUST
TOTAL: \$ 4,180.79

ACCOUNT: DENTAL BENEFITS - AUGUST
TOTAL TRANSFER: \$ 4,325.27

ACCOUNT: DCRP - EMPLOYEE - JULY
TOTAL TRANSFER: \$ 22.92

ACCOUNT: DCRP - EMPLOYER - JULY
TOTAL TRANSFER: \$ 12.50

ACCOUNT: OPERATING ACCOUNT - AUGUST
TOTAL: \$298,883.05

ACCOUNT: 2009 PROJECT ACCOUNT - AUGUST
TOTAL: \$ 71,707.26

ACCOUNT: 2010 WWT PROJECT ACCOUNT - AUGUST
TOTAL: \$ 2,752.50

ACCOUNT: 2012 WWT PROJECT ACCOUNT - AUGUST
TOTAL: \$110,410.75

ACCOUNT: PAYROLL ACCOUNT - AUGUST
TOTAL: \$185,014.53

ACCOUNT: TAX DEPOSIT ACCOUNT - AUGUST
TOTAL: \$ 86,223.85

ACCOUNT: PERS & CONTRIBUTORY INS. - AUGUST
TOTAL: \$ 28,657.66

ACCOUNT: DCRP - EMPLOYEE - AUGUST
TOTAL: \$22.92

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaher

No. 43-2013 pg. 3

Seconded by Commissioner DePhillips

Date: Sept. 12, 2013

ACCOUNT: DCRP - EMPLOYER - AUGUST
TOTAL: \$12.50

ACCOUNT: HEALTH BENEFITS - EMPLOYER - SEPT.
TOTAL: \$ 93,405.40

ACCOUNT: HEALTH BENEFITS - EMPLOYEE - SEPT.
TOTAL: \$ 4,180.79

ACCOUNT: DENTAL BENEFITS - SEPT.
TOTAL: \$ 4,325.27

ACCOUNT: OPERATING ACCOUNT - SEPT.
TOTAL: \$172,528.53

ACCOUNT: 2009 PROJECT ACCOUNT - SEPT.
TOTAL: \$ 7,263.67

ACCOUNT: 2010 WWT PROJECT ACCOUNT - SEP.
TOTAL: \$ 1,035.00

ACCOUNT: 2012 WWT PROJECT ACCOUNT - SEPT.
TOTAL: \$100,815.07


SECRETARY


CHAIRMAN

Roll Call:

Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaher,
Plumley, Salazer, Chewcaskie
Nays: None
Absent: Commissioner DaPuzzo

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaheer

No. 44-2013.

Seconded by Commissioner DePhillips

Date: Sept.12, 2013

APPOINTMENT OF ELECTRICIAN - ALEXANDER LERCH

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

WHEREAS, N.J.S.A. 40:14B-1 provides, inter alia, that the Authority may “appoint and employ, such other agents and employees as it may require and determine their duties and compensation”; and

WHEREAS, the Electrician shall report to the Electrical Supervisor of the Authority; and

WHEREAS, the Authority has determined that Mr. Lerch is competent, qualified and experienced to perform this job and therefore desires to offer the position of Electrician to Mr. Lerch; and

WHEREAS, the Authority has determined on the basis of the foregoing to transfer Mr. Lerch from O&M Helper to Electrician at an annual salary of Seventy-two thousand eight hundred forty two dollars (\$72,842.00) effective August 4, 2013; and

WHEREAS, the Commissioners concur with the recommendations made and believe it to be in the best interest of the Authority and municipalities served by it;

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaher

No. 44-2013. Pg. 2

Seconded by Commissioner DePhillips

Date: Sept. 12, 2013

APPOINTMENT OF ELECTRICIAN - ALEXANDER LERCH

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority that Alexander Lerch be transferred from O&M Helper to Electrician effective Aug. 4, 2013 at an annual salary of \$72,842.00 subject to a ninety (90) day probationary period.



SECRETARY



CHAIRMAN

Roll Call:

Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaher,
Plumley, Salazer, Chewcaskie
Nays: None
Absent: Commissioner DaPuzzo

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaher

No. 45-2013.

Seconded by Commissioner DePhillips

Date: Sept. 12, 2013

REGULAR EMPLOYMENT – IT TECHNICAL ADVISOR

RESOLVED,

WHEREAS, Andrew Agugliaro was promoted by the Northwest Bergen County Utilities Authority to the position of IT Technical Advisor effective May 13, 2013, subject to a ninety (90) day probationary period; and

WHEREAS, Andrew Agugliaro had successfully completed his probationary period on Aug. 11, 2013, and it is recommended he be retained as a regular employee; and

WHEREAS, it is the desire of the Commissioners of the Northwest Bergen County Utilities Authority to retain the services of Andrew Agugliaro as IT Technical Advisor retro-active to Aug. 11, 2013.

NOW, THEREFORE, BE IT

RESOLVED, that Andrew Agugliaro be retained as a regular employee in the position of IT Technical Advisor by Northwest Bergen County Utilities Authority retro-active to Aug. 11, 2013.



SECRETARY



CHAIRMAN

Roll Call:

Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie

Nays: None

Absent: Commissioner DaPuzzo

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaher

No. 46-2013

Seconded by Commissioner DePhillips

Dated: September 12, 2013

**AUTHORIZATION TO ENTER INTO FIRST AMENDMENT TO SHARED SERVICES AGREEMENT
WITH THE COUNTY OF BERGEN TO REMOVE AND REPLACE CERTAIN
COUNTY CMP STORM SEWERS ALONG COUNTY ROADS IN FRANKLIN LAKES**

WHEREAS, the Northwest Bergen County Utilities Authority (the "Authority") entered into an agreement with Underground Utilities Corporation ("UUC") for the installation and construction of sanitary sewer pipes and related improvements within the Borough of Franklin Lakes; and

WHEREAS, County of Bergen ("County") requested that the County's old corrugated metal pipe ("CMP") storm sewers located within certain County roads in Franklin Lakes be replaced as the roads are open and the Authority's work is being done (the "CMP Work"); and

WHEREAS, the County and Authority entered into that certain Shared Services Agreement dated December 4, 2012 for the CMP Work not to exceed \$90,000; and

WHEREAS, the Bergen County Department of Public Works has recommended reimbursing the Authority up to an additional \$95,000 for additional repairs/replacements to the County's drainage system in Franklin Lakes (the "Additional CMP Work"); and

WHEREAS, the County, by Resolution Number 1010-13 dated July 10, 2013 (the "County Resolution") has agreed to authorize the reimbursement by the County to the Authority of up to Ninety Five Thousand (\$95,000.00) Dollars for the Additional CMP Work and enter into that certain First Amendment to Shared Services Agreement in the form attached hereto; and

WHEREAS, UUC has delivered to the Authority Change Order #5 for the Additional CMP Work;
and

WHEREAS, as a result of the County's willingness to reimburse it, the Authority is willing to perform the Additional CMP Work as set forth on Change Order #5.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of Northwest Bergen County Utilities Authority that the First Amendment to Shared Services Agreement with the County of Bergen be accepted, and that the Chairman be authorized to execute the same in substantially the form attached hereto; and

BE IT FURTHER RESOLVED that based upon the County Resolution and First Amendment to Shared Services Agreement, the Authority approves Change Order #5; and

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

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 12, 2013.


SECRETARY


CHAIRMAN

Roll Call:
Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie
Nays: None
Absent: Commissioner DaPuzzo

**FIRST AMENDED
SHARED SERVICES AGREEMENT**

BETWEEN

COUNTY OF BERGEN

AND

**NORTHWEST BERGEN COUNTY
UTILITIES AUTHORITY**

PROJECT:

**REPAIRS/REPLACEMENT OF EXISTING
COUNTY STORM WATER FACILITIES
AT FRANKLIN AND PULIS AVENUES,
FRANKLIN LAKES**

DEPARTMENT OF PUBLIC WORKS/ENGINEERING

AWARD DATE: JULY 10, 2013

**Bergen County Counsel
One Bergen County Plaza
Hackensack, NJ 07601-7076
(201) 336-6950**

FIRST AMENDMENT TO SHARED SERVICES AGREEMENT

THIS AGREEMENT made this 10TH day of **July, 2013**, by and between:

COUNTY OF BERGEN, a body politic and corporate of the State of New Jersey, with administrative offices at One Bergen County Plaza, Room 580, Hackensack, New Jersey 07601-7076, hereinafter referred to as "Bergen"; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY, a body politic and corporate of the State of New Jersey, with administrative offices located at 30 Wyckoff Avenue, Waldwick, NJ 07463, hereinafter referred to as "NBCUA."

W I T N E S S E T H:

WHEREAS, by Bergen County Freeholders **Resolution No. 1504-12**, adopted on **October 17, 2012**, the County was authorized to enter into a Shared Services Agreement (hereinafter "Agreement") with the NBCUA, wherein the County is responsible for payment of all costs expended by the NBCUA for performance of the Project^a to address drainage improvements, as set forth therein, not to exceed \$90,000.00; and

WHEREAS, the County and the NBCUA entered into a Shared Services Agreement dated December 4, 2012, for the Project; and

WHEREAS, the Bergen County Department of Public Works recommends reimbursing the NBCUA for an additional \$95,000.00 for the costs incurred for the repairs/replacement of the existing drainage system as directed by the Department of Public Works; and

WHEREAS, by Bergen County Freeholders Resolution No. 1010-13, adopted July 10, 2013, the County was authorized to amend the Shared Services Agreement with NBCUA to increase the funding by \$95,000.00, for a total of \$185,000.00.

^a County owned and maintained storm water conduits underneath Franklin and Pulis Avenues, Franklin Lakes, specifically at six (6) storm/sewer crossings consisting of corrugated metal pipe ("CMP") in need of maintenance, repair and/or replacement.

NOW, THEREFORE, in consideration of the promises and of the covenants, terms, and conditions hereinafter set forth, and upon recommendation of the Department of Public Works, that the County be and is authorized to enter into this Amended Shared Services Agreement with the NBCUA to increase the funding by \$95,000.00, for a total of \$185,000.00; and

IT IS FURTHER AGREED that all other terms of the original Shared Services Agreement dated December 4, 2012, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be signed and attested to by their proper corporate officers, and their respective seals to be affixed the day and year first written above.

ATTEST:

**NORTHWEST BERGEN COUNTY
UTILITIES AUTHORITY**

By:

Brian Chewcaskie
Chairman

ATTEST:

COUNTY OF BERGEN

Edward Trawinski
County Administrator

JPL:av
File No. 1000000405



2013
BERGEN COUNTY BOARD OF CHOSEN FREEHOLDERS
RESOLUTION

2/13/13

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
DeNicola	✓			
Felice	✓			
Mitchell	✓			
Tanelli	✓			
Voss	✓			
Zur	✓			
Chairman Ganz	✓			
TOTALS	7	-	-	-

Resolution No. 1010-13
 Date: July 10, 2013
 Page: 1 of 2
 Department/Division: Public Works/Engineering
 Purpose: Amend Shared Services Agreement Between Bergen County & Northwest Bergen Utilities Authority - Drainage Improvements
 Account No. 825-019-802-95-09 (\$ 6,886.41)
829-022-802-61-43 (\$80,678.01)
831-006-802-61-43 (\$ 7,435.58)
 Contract No. 13-00600 (011338)
 Dollar Amount: \$95,000.00
 Prepared By: JAF:mk

Offered by: Mitchell
 Seconded by: Voss
 Approved by: [Signature]

Certified as a true copy of a Resolution adopted by the Board of Chosen Freeholders on above date at the Regular Meeting

[Signature]

Michele DiIorgi, Clerk, Board of Chosen Freeholders, Bergen County, New Jersey

WHEREAS, the Board of Chosen Freeholders previously approved Resolution #1504-12 on October 17, 2012 authorizing a shared services agreement between the County of Bergen and the Northwest Utilities Authority to address drainage improvements within the Authority's sanitary sewer project area in Franklin Lakes, in the amount of \$90,000.00; and

WHEREAS, additional necessary drainage repairs have been identified by the Bergen County Department of Public Works; and

WHEREAS, the Bergen County Department of Public Works recommends reimbursing the Northwest Bergen Utilities Authority for an additional \$95,000.00, for costs incurred for the repairs/replacement of the existing drainage system as directed by the Department of Public Works; and

WHEREAS, the Treasurer has certified the availability of funds requirement in accordance with N.J.A.C. 5:30-5.4.

NOW, THEREFORE, BE IT RESOLVED, upon the recommendation of the Department of Public Works, that the County of Bergen be and is hereby authorized to amend the shared services agreement with the Northwest Bergen Utilities Authority to increase the funding by \$95,000.00 for a total of \$185,000.00; and

BE IT FURTHER RESOLVED, that the County Executive be and is hereby authorized to execute the necessary shared services agreement amendment in a form to be approved by County Counsel.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by: Commissioner Kelaher

No. 47-2013.

Seconded by: Commissioner DePhillips

Date: Sept. 12, 2013

**RESOLUTION TO ASSIGN PROFESSIONAL SERVICES AGREEMENT FOR THE
PROVISION OF COUNSEL TO THE AUTHORITY DOUGLAS M. BERN, ESQ.**

WHEREAS, on Apr. 9, 2013 a resolution to award a professional services contract was enacted by the Northwest Bergen County Utilities Authority (hereinafter the "Authority") for the appointment of Douglas M. Bern, Esq. as special counsel to the Authority providing legal services in connection with the Franklin Lakes Sanitary Sewer Project; and

WHEREAS, Douglas M. Bern, Esq. has affiliated with the firm of Rubenstein, Meyerson, Fox, Mancinelli, Conte & Bern, P.A., at One Paragon Drive; Suite 240, Montvale New Jersey 07645; and

WHEREAS, Douglas M. Bern, Esq. has previously agreed to the terms and conditions of the professional services agreement entered into with the Authority; and

WHEREAS, the Authority wishes to continue the professional service contract with the Attorney;

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

1. The resolution to award professional service contract for the provision of legal services to Douglas M. Bern, Esq. be assigned, recognized and ratified under the same terms and conditions as previously awarded.
2. The fees authorized for the foregoing contract shall be in accordance with the fee schedule as established through the RFQ process and payment shall be made to Douglas M. Bern, Esq. at the firm of Rubenstein, Meyerson, Fox, Mancinelli, Conte & Bern, P.A. in accordance with procedures previously established for the provision of legal services to Douglas M. Bern, Esq.; and

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by: Commissioner Kelaheer

No. 47-2013. Pg. 2

Seconded by: Commissioner DePhillips

Date: Sept. 12, 2013

**RESOLUTION TO ASSIGN PROFESSIONAL SERVICES AGREEMENT FOR THE
PROVISION OF COUNSEL TO THE AUTHORITY DOUGLAS M. BERN, ESQ.**

BE IT FURTHER RESOLVED, that the Secretary is hereby directed to cause notice to be published as required by law.


SECRETARY


CHAIRMAN

Roll Call:

Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaheer,
Plumley, Salazer, Chewcaskie

Nays: None

Absent: Commissioner DaPuzzo

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaher

No.48-2013.

Seconded by Commissioner DePhillips

Date: Sept.12, 2013

APPOINTMENT OF MAINTENANCE SUPERVISOR - WILLIAM ELETTO

WHEREAS, there presently exists a need for a Maintenance Supervisor; and

WHEREAS, N.J.S.A.40:14B-1 provides, inter alia, that the Authority may “appoint and employ, such other agents and employees as it may require and determine their duties and compensation”; and

WHEREAS, the Maintenance Supervisor shall report to the Superintendent of the Authority; and

WHEREAS, the Authority has determined that Mr. William Eletto is competent, qualified and experienced to perform this job and therefore desires to offer the position of Maintenance Supervisor to Mr. Eletto; and

WHEREAS, the Authority has determined on the basis of the foregoing to promote Mr. Eletto from Maintenance Mechanic to Maintenance Supervisor at an annual salary of Eighty-five thousand dollars (\$85,000.) effective September 5, 2013; and

WHEREAS, the Commissioners concur with the recommendations made and believe it to be in the best interest of the Authority and municipalities served by it;

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaher

No.48-2013 pg. 2

Seconded by Commissioner DePhillips

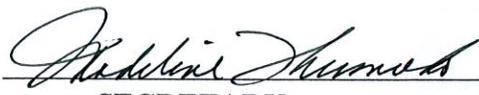
Date: Sept. 12, 2013

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority that William Eletto be promoted from Maintenance Mechanic to Maintenance Supervisor effective September 5, 2013 at an annual salary of \$85,000 subject to a ninety (90) day probationary period.



CHAIRMAN



SECRETARY

Roll Call:

Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaher,
Plumley, Salazer, Chewcaskie
Nays: None
Absent: Commissioner DaPuzzo

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaher

No. 49-2013

Seconded by Commissioner Gabbert

Date: September 12, 2013

ADOPTION OF AMENDMENT TO THE 2013 ANNUAL BUDGET

WHEREAS, the Commissioners of the Northwest Bergen County Utilities Authority (the "Authority") have considered the recommendations and advice of the Authority's Executive Director, Consulting Engineer, Auditor and all other interested parties in the preparation of an amendment (the "Amendment") to the Annual Budget and Capital Budget for the Fiscal Year commencing January 1, 2013 and ending December 31, 2013 (the "Budget"); and

WHEREAS, the Amendment was delivered to the Authority's Trustee, Consulting Engineer and constituent municipalities for their review; and

WHEREAS, the Amendment requires the approval of the Director of the Division of Local Government Services as a condition for its effectiveness upon such approval by the Commissioners; and

WHEREAS, the Amendment to Budget (Operation) as presented for adoption changes the overall amount of the Budget by reducing Total Anticipated Revenues by decreasing Service Charges by \$1,598,983 and correspondingly reducing Net Total Appropriations by decreasing Non-Operating Appropriations/Other Reserves by \$1,598,983; and

WHEREAS, the Capital Budget remains unchanged.

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaher

No. 49-2013

Seconded by Commissioner Gabbert

Date: September 12, 2013

ADOPTION OF AMENDMENT TO THE 2013 ANNUAL BUDGET

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority at an open public meeting held on September 12, 2013 that the Amendment to the Budget of the Authority for the fiscal year beginning January 1, 2013 and ending December 31, 2013 is hereby adopted and shall constitute appropriations for the purposes stated; and

FURTHER RESOLVED, that the Amendment to the Budget as presented for adoption reflects each item of revenue and appropriation in the amount and total as set forth below; and

	<u>From</u>	<u>To</u>
Operating Revenues		
Service Charges	\$13,453,955	\$11,854,972
Total Operating Revenues	\$14,120,955	\$12,521,972
Total Anticipated Revenues	\$17,203,490	\$15,604,507
Non-Operating Appropriations		
Other Reserves	\$1,598,983	\$0
Total Non-Operating Appropriations	\$2,997,630	\$1,398,647
Total Operating and Non-Operating Appropriations & Accumulated Deficit	\$17,203,490	\$15,604,507
Net Total Appropriations	\$17,203,490	\$15,604,507

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaher

No. 49 -2013

Seconded by Commissioner Gabbert

Date: September 12, 2013

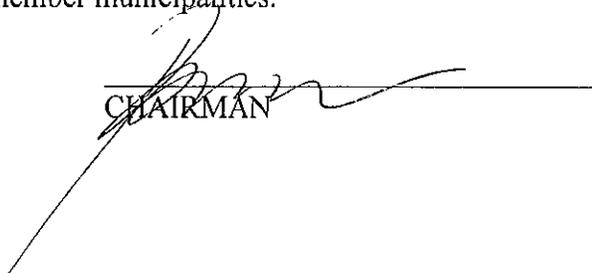
ADOPTION OF AMENDMENT TO THE 2013 ANNUAL BUDGET

FURTHER RESOLVED, that the Amendment shall be submitted to the Director of the Division of Local Government Services for approval and shall not be effective until receipt of such approval; and

FURTHER RESOLVED, that the Secretary be and she hereby is authorized and directed to file copies of said Amendment to the Annual Budget with the Trustee, the Consulting Engineers and the participants all in accordance with SECTION 718 of the General Bond Resolution adopted December 19, 1972, as amended, or such other bond documents as may be applicable, and the Service Contracts with member municipalities.



SECRETARY



CHAIRMAN

Roll Call: AS AMENDED:

Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaher,
Plumley, Salazer, Chewcaskie

Nayes: None

Absent: Commissioner DaPuzzo

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

RESOLUTION

Offered by Commissioner Kelaher

No. 50-2013

Seconded by Commissioner DePhillips

Date: September 12, 2013

SALARY ADJUSTMENT for ELECTRICAL SUPERVISOR

WHEREAS, Mr. Joseph Giovannoli was hired to the position of IT Technical Advisor in October 2008 and was later promoted to the position of Electrical Supervisor in October 2009; and

WHEREAS, since this promotion, Mr. Giovannoli has received salary increases averaging about 1.8% per year, reaching his present salary of \$74,800 in 2013; and

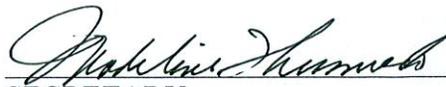
WHEREAS, salaries of the other Authority Department Supervisors range from \$85,000 to \$95,300 and several of the hourly employees under the supervision of Mr. Giovannoli have annual salaries in excess of \$74,800; and

WHEREAS, the Commissioners of the Authority recognize the inequity of this salary structure; and

WHEREAS, the recent replacement of the Authority Maintenance Supervisor has resulted in a reduction in Supervisory Staff salaries of approximately \$10,000.

NOW, THEREFORE, BE IT

RESOLVED, by the Commissioners of the Northwest Bergen County Utilities Authority that Mr. Giovannoli be granted a salary increase to annual rate of \$85,000 per year.



SECRETARY



CHAIRMAN

Roll Call:

Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie

Nays: None

Absent: Commissioner DaPuzzo

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

MOTION

NO. 1

OFFERED BY: Commissioner Gabbert

SECONDED BY: Commissioner Kasparian **DATE:** SEPT. 12, 2013

MOTION TO APPROVE CHANGE ORDER #1, AS PREPARED BY CHAVOND-BARRY ENGINEERING CORP., FOR CONTRACT #253B INCINERATOR NO.1 IMPROVEMENTS, IRON HILLS CONSTRUCTION, INC., IN THE AMOUNT OF \$16,376.00.

ROLL CALL:

Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaher, Plumley, Salazer, Chewcaskie
Nayes: None
Absent: Commissioner DaPuzzo

NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY

MOTION

OFFERED BY: COMMISSIONER DePhillips NO. 2

SECONDED BY: COMMISSIONER Kasparian Sept. 12, 2013

MOTION TO GRANT AN UNPAID LEAVE OF ABSENCE FOR LEONARD VAN DER STAD, PUMP STATION OPERATOR, FROM JULY 10, 2013 TO OCT. 10, 2013 FOR MEDICAL REASONS.

ROLL CALL:

**Ayes: Commissioners DePhillips, Gabbert, Kasparian, Kelaheer,
Plumley, Salazer, Chewcaskie**
Nayes: None
Absent: Commissioner DaPuzzo