

1

RESOLUTION

WHEREAS, the Authority's budget was required to be submitted to the Department of Community Affairs by November 1, 2018; and

WHEREAS, it will be submitted on November 20, 2018 because the Authority was waiting for actual figures so that it may properly and more accurately project its 2019 budget; and

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that this resolution for late submission of the budget is hereby adopted; and

BE IT FURTHER RESOLVED, that copies of this resolution shall be sent to the Department of Community Affairs in accordance with its requirements; and

BE IT FURTHER RESOLVED, that certified copies of this resolution shall also be sent to:

1. Department of Community Affairs
2. Frank Pestana, Executive Director
3. Patricia Bartoli, Chief Financial Officer
4. John A. Napolitano, Esq.

Municipal Utilities Authority			
	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Plazza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

REMOVE COVER TO RE-INK • USE IDEAL INK ONLY

DATE: November 20, 2018
ATTEST:



 Maria I. Hernandez, Clerk

2

2019 AUTHORITY BUDGET RESOLUTION

North Bergen Municipal Utilities Authority

FISCAL YEAR: FROM: January 1, 2019 TO: December 31, 2019

WHEREAS, the Annual Budget and Capital Budget for the North Bergen Municipal Utilities Authority for the fiscal year beginning, January 1, 2019 and ending, December 31, 2019 has been presented before the governing body of the North Bergen Municipal Utilities Authority at its open public meeting of November 20, 2018; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$ 24,155,474 , Total Appropriations, including any Accumulated Deficit if any, of \$ 26,197,577 and Total Unrestricted Net Position utilized of 2,042,103; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$1,700,000 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$0.00; and

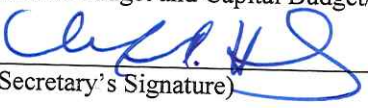
WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for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

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

NOW, THEREFORE BE IT RESOLVED, by the governing body of the North Bergen Municipal Utilities Authority, at an open public meeting held on November 20, 2019 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the North Bergen Municipal Utilities Authority for the fiscal year beginning, January 1, 2019 and ending, December 31, 2019 is hereby approved; and

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

BE IT FURTHER RESOLVED, that the governing body of the North Bergen Municipal Utilities Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 12, 2019.


(Secretary's Signature)

CLERK

11-20-18
(Date)

Governing Body	Recorded Vote				
Member:	Aye	Nay	Abstain	Absent	

Municipal Utilities Authority	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Plazza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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3

RESOLUTION

BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that Patricia Bartoli be, and is hereby appointed a Public Agency Compliance Officer (PACO) to the North Bergen Municipal Utilities Authority; and

BE IT FURTHER RESOLVED, that the Clerk to the MUA be and is hereby authorized and directed to furnish a certified copy of this resolution to the following:

1. State of New Jersey Division of Contract Compliance
2. Patricia Bartoli
3. Frank Pestana, Executive Officer
4. John A. Napolitano, Esq.
5. Township Clerk

Municipal Utilities Authority			
	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

REMOVE COVER TO RE-INK • USE IDEAL INK ONLY

DATE: November 20, 2018
ATTEST:

Maria I. Hernandez, Clerk

4

RESOLUTION

WHEREAS, by previous resolution, the Authority awarded a contract to Skyline Environmental, Inc. to develop and administer various safety programs mandated by the State and PEOSHA; and

WHEREAS, it is the intention and desire of the Board to amend its contract with Skyline Environmental, Inc. in an amount not to exceed \$19,000.00 for the aforementioned services; and

WHEREAS, a contract for professional services may be let without the requirement for bidding as set forth in the New Jersey Public Contracts Law; and

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that the contract with Skyline Environmental, Inc., 740 Highway 34, Suite E, Old Bridge Township, Matawan, New Jersey 07747, be and is hereby amended in the amount of \$ 19,000.00, and any work performed in accordance with this resolution is hereby ratified and approved; and

BE IT FURTHER RESOLVED, that the Clerk be and is hereby authorized and directed to publish a notice of this contract amendment, pursuant to the Local Public Contract Law; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to:

1. Skyline Environmental, Inc.
2. Frank Pestana, Executive Director
3. Patricia Bartoli, Chief Financial Officer
4. John A. Napolitano, Esq.

Municipal Utilities Authority			
	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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DATED: November 20, 2018

ATTEST:



 Maria I. Hernandez, Clerk

CERTIFICATION OF FUNDS
 ACCOUNT No. 21-2031305-5910
 Purchase Order No. _____
 Contracted Amount \$ 19,000
 Date 11/20/18
 BY:
 CHIEF FINANCIAL OFFICER
 PATRICIA BARTOLI
P. Bartoli

5

RESOLUTION

WHEREAS, by previous resolution, the Authority awarded a contract to Weiner Law Group, LLP to perform legal services; and

WHEREAS, it is the intention and desire of the Board to amend its contract with Weiner Law Group, LLP in an amount not to exceed \$ 15,000.00 for the aforementioned services; and

WHEREAS, a contract for professional services may be let without the requirement for bidding as set forth in the New Jersey Public Contracts Law; and

NOW THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that the Contract with Weiner Law Group, LLP, 629 Parsippany Road, Parsippany, New Jersey 07054, be and is hereby amended in the amount of \$ 15,000.00 and any work performed in accordance with this Resolution is hereby ratified and approved; and

BE IT FURTHER RESOLVED, that the Clerk be and is hereby authorized and directed to publish a notice of this contract amendment, pursuant to the Local Public Contracts Law; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be sent to:

1. Mark Tabakin, Esq
2. Frank Pestana, Executive Director
3. Patricia Bartoli, Chief Financial Officer
4. John A. Napolitano, Esq.

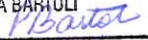
Municipal Utilities Authority			
	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Plazza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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DATED: November 20, 2018
ATTEST:



Maria I. Hernandez, CLERK

CERTIFICATION OF FUNDS
ACCOUNT No. 01-10-20130-5310
Purchase Order No. _____
Contracted Amount \$ 15,000
Date 11/20/18
BY:
CHIEF FINANCIAL OFFICER
PATRICIA BARTOLI


6

RESOLUTION

WHEREAS, by previous resolution, the Authority awarded a contract for Woodcliff Wastewater Treatment Facility Improvements to Allied Construction Group, Inc.; and

WHEREAS, during construction it was found that the existing retaining wall between the east side of the NBMUA Woodcliff WWTP property and adjacent property must be removed and replaced in preparation for garage construction; and

WHEREAS, after negotiation with the Authority's Engineer, Paulus Sokowloski & Sartor Engineering, the contractor agrees to perform the work as set forth in the proposed Change Order for a total amount of \$ 96,423.00, which price represents a fair and reasonable cost for the work; and

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that by this resolution, Paulus Sokowloski & Sartor Engineering is hereby directed to authorize a written Change Order, which will be Change Order No. 1 for the sum of \$ 96,423.00 and the contract is hereby amended to reflect same; and

BE IT FURTHER RESOLVED, the Executive Director is authorized and directed to execute the necessary Change Order documents; and

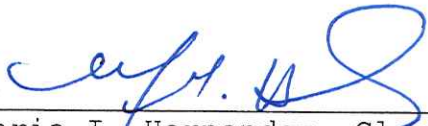
BE IT FURTHER RESOLVED, that any work performed in accordance with this resolution is hereby ratified and approved; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to:

1. Allied Construction Group, Inc.
2. Paulus, Sokowloski & Sartor Engineering
3. Frank Pestana
4. Patricia Bartoli
5. John A. Napolitano, Esq.

CERTIFICATION OF FUNDS
ACCOUNT No. 02-00-302-5603
Purchase Order No. 96,423.00
Contracted Amount \$
Date 1/20/18
BY:
CHIEF FINANCIAL OFFICER
PATRICIA BARTOLI
P. Bartoli

DATED: November 20, 2018
ATTEST:



Maria I. Hernandez, Clerk

Municipal Utilities Authority			
	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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RESOLUTION

WHEREAS, in or about August, 2017, the North Bergen Municipal Utilities Authority (the "Authority") and Longo Electrical-Mechanical, Inc. ("Longo") (collectively, the "Parties") entered into a contract providing for Longo to replace the existing pump and Variable-Frequency Drive ("VFD") at the MUA's Central Pumping Station (the "Contract"); and

WHEREAS, the Authority and Longo experienced certain disputes concerning the Contract; and

WHEREAS, on July 27, 2018, Longo filed a Complaint against the Authority in the Superior Court of New Jersey, Law Division, captioned Longo Electrical-Mechanical, Inc. v. North Bergen Municipal Utilities Authority, HUD-L-2935-18 (the "Action"); and

WHEREAS, the Authority denies all liability for the claims asserted by Longo; and

WHEREAS, the Parties desire to resolve the Action without further litigation, controversy, and inconvenience related to the subject matter of the Action, and desire to settle, fully and finally, any and all claims among them; and

WHEREAS, the Parties have prepared a draft Settlement Agreement and Release; and

WHEREAS, the Authority wishes to approve the draft Settlement Agreement and Release and authorize the Executive Director to execute same on behalf of the Authority.

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that the draft Settlement Agreement is hereby approved in substantially the same form as attached hereto and the Executive Director is authorized to sign same on behalf of the Authority; and

BE IT FURTHER RESOLVED, that copies of this resolution shall be sent to:

1. Frank Pestana, Executive Director
2. Patricia Bartoli, Chief Financial Officer
3. John A. Napolitano, Esq., General Counsel
4. Joseph M. Longo, Longo Electrical Mechanical

Municipal Utilities Authority	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

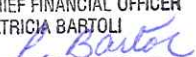
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DATED: November 20, 2018

ATTEST:



 Maria I. Hernandez, Clerk

CERTIFICATION OF FUNDS
 ACCOUNT No. 01-10-263-5940
 Purchase Order No. _____
 Contracted Amount \$ 65,000
 Date 11/24/18
 BY: _____
 CHIEF FINANCIAL OFFICER
 PATRICIA BARTOLI


8

RESOLUTION

WHEREAS, the North Bergen Municipal Utilities Authority desires to become a member of the North Jersey Wastewater Cooperative Pricing System, NJWCPS, effective November 20, 2018 and, that such membership shall be for the period ending November 24, 2019, and each renewal, thereafter of the system, unless the North Bergen Municipal Utilities Authority elects to formally withdraw from the system;

NOW THEREFORE, BE IT RESOLVED that the Members of the Board of the North Bergen Municipal Utilities Authority that the Executive Director is hereby authorized to execute the attached agreement for membership in the NJWCPS;

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to:

1. Frank Pestana, Executive Director
2. Patricia Bartoli, Chief Financial Officer
3. John Napolitano, Esq.
4. Thomas A. Fuscaldo, RPPO-QPA, PVSC

Dated: November 20, 2018

Attest:



 Maria I. Hernandez, Clerk

Municipal Utilities Authority			
	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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9

RESOLUTION

WHEREAS, there is a need to retain a Janitorial Service for the Administration Building; and

WHEREAS, the janitorial company of George's Maintenance possesses expertise in this area and has been deemed to have submitted the lowest responsible quote; and

WHEREAS, it is the intention and desire of the Board to retain the services of George's Maintenance for a two (2) year period beginning November 1, 2018 and ending October 31, 2020; and

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NORTH BERGEN MUNICIPAL UTILITIES AUTHORITY, that George's Maintenance, P.O. Box 307, North Bergen, New Jersey, 07047, provide the aforementioned services in accordance with its quote dated October 22, 2018 in an amount of \$540.00 per month, not to exceed \$6,480.00 per year; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to:

1. George's Maintenance
2. Frank Pestana, Executive Director
3. Patricia Bartoli, Chief Financial Officer
4. John A. Napolitano, Esq.

Municipal Utilities Authority			
	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>


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DATED: November 20, 2018

ATTEST:



 Maria I. Hernandez, CLERK

CERTIFICATION OF FUNDS
 ACCOUNT No. 01-10-200302-5380
 Purchase Order No. _____
 Contracted Amount \$ 6480.00
 Date 11/20/18
 BY: _____
 CHIEF FINANCIAL OFFICER
 PATRICIA BARTOLI


10

RESOLUTION

WHEREAS, per the 2013 Sewer Revenue Refunding Bonds,, it is necessary to perform wire transfers from Oritani Bank Sewer Revenue account to U.S. Bank Debt Service and Operating account; and

WHEREAS, the Chief Financial Officer, Patricia Bartoli is authorized and directed to execute the required wire transfers; and

RESOLVED, by the Members of the North Bergen Municipal Utilities Authority in the County of Hudson, State of New Jersey, that the wire transfer in the amount of \$ 1,529,394.00 is hereby approved for payment; and

BE IT FURTHER RESOLVED, that the Acting Clerk to the MUA be and she is hereby authorized and directed to send a certified copy of this resolution to the following:

1. Frank Pestana, Executive Director
2. Patricia Bartoli, Chief Financial Officer
3. John Napolitano, Esq.

DATED: November 20, 2018
ATTEST:

Maria I. Hernandez, Clerk

Municipal Utilities Authority	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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CERTIFICATION OF FUNDS
ACCOUNT No. 01-00-00-1014
Purchase Order No. _____
Contracted Amount \$ 1,529,394
Date 11/29/18
BY: _____
CHIEF FINANCIAL OFFICER
PATRICIA BARTOLI
P. Bartoli

11

RESOLUTION

RESOLVED, by the Members of the North Bergen Municipal Utilities Authority in the County of Hudson, State of New Jersey, that the following claims in the amount of \$1,707,909.10 they are hereby approved for payment if and when funds are available.

SEE ATTACHED LIST

BE IT FURTHER RESOLVED, that the Acting Clerk to the M.U.A. be and she is hereby authorized and directed to send a certified copy of this resolution to the following:

1. Frank Pestana, Executive Director
2. Patricia Bartoli, Chief Financial Officer
3. John Napolitano, Esq.

Municipal Utilities Authority			
	Yes	No	Not Voting
Censullo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henriquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DeSantis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lombardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piazza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

REMOVE COVER TO RE-INK • USE IDEAL INK ONLY

DATED: November 20, 2018
ATTEST:



Maria I. Hernandez, Clerk