



# UNION COUNTY UTILITIES AUTHORITY

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RESOLUTION NO.: 12-2014

DATED: February 12, 2014

## RESOLUTION OF THE UNION COUNTY UTILITIES AUTHORITY APPOINTING AND REAPPOINTING CERTAIN PROFESSIONALS AND CONSULTANTS TO THE AUTHORITY

APPROVED AS TO FORM:

Joseph C. Bodek  
Clerk of the Authority

By: Joseph C. Bodek

APPROVED AS TO SUFFICIENCY OF FUNDS

YES  NO  NONE REQUIRED  
UNION COUNTY UTILITIES AUTHORITY

By: [Signature]

PRESENT      ABSENT      AYE      NAY      ABSTAIN      MOTION      SECOND

	PRESENT	ABSENT	AYE	NAY	ABSTAIN	MOTION	SECOND
<i>Badri</i>	1		1				✓
<i>Eastman</i>		1					
<i>Erdos</i>	1		1			✓	
<i>Huff</i>	1		1				
<i>Jackus</i>		1					
<i>Kahn</i>		1					
<i>Kennedy</i>		1					
<i>Kulish</i>	1		1				
<i>People</i>	1		1				
<i>Bonanno, Alternate No. 1</i>	1		1				
<i>Lombardo, Alternate No. 2</i>	1		1				

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**WHEREAS**, pursuant to the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq. (the "SWMA"), each county within the State of New Jersey is designated a solid waste management district with responsibility for the development of a solid waste management plan setting forth the solid waste disposal strategy to be applied in the district; and

**WHEREAS**, the Board of Chosen Freeholders of the County of Union (the "County") has adopted the Union County District Solid Waste Management Plan, as amended from time to time (the "County Plan"); and

**WHEREAS**, the County has designated the Union County Utilities Authority (the "Authority" or "UCUA") as the agency responsible for implementing the County Plan; and

**WHEREAS**, in order to carry out the stated purposes and goals for which the Authority was created, as well as the powers granted by the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and pursuant to N.J.S.A. 40A:11-1 et seq., the Authority has determined that it will require the provision of certain general and specialized consulting and professional services relating to and in furtherance of its activities; and

**WHEREAS**, the Authority has determined to undertake a fair and open process in accordance with the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.4, et seq. through the issuance of a Request for Qualifications ("RFQ") for contract awards for such services required on and after the Authority's 2014 reorganization through and until its reorganization in 2015; and

**WHEREAS**, the Authority has established and implemented a procedure for such a process which required, at a minimum (1) public advertisement of the RFQ, in the official Authority newspaper for ten (10) calendar days, (2) establishment of appropriate evaluation criteria, which was documented in writing and disclosed prior to the solicitation of qualifications, and (3) public opening; followed by announcement of any contract award; and

**WHEREAS**, moreover the Authority established an evaluation committee to evaluate any and all responses to the RFQ, consisting of the following individuals: Daniel P. Sullivan, Executive Director, Lisa da Silva, Deputy Clerk/Office Manager, William N. Neafsey, Chief Enforcement Officer and Kraig Dowd, Esq., General Counsel; and

**WHEREAS**, the Authority advertised an RFQ for various professional services on January 9, 2014; and

**WHEREAS**, on January 23, 2014, the Authority received proposals from various firms in response to the RFQ, which have all been reviewed by the evaluation committee and which are available for public inspection, and as result of which the Authority adopted a Resolution at its February 12, 2014

Reorganization Meeting qualifying all of those firms meeting the evaluation criteria established in accordance with the Fair and Open Process and the Authority's By-laws; and

**WHEREAS**, the Authority desires to appoint and reappoint certain consultants and professionals from its qualified list to provide general and specialized consulting and professional services to the Authority during the period beginning February 12, 2014 through the Authority's next reorganization meeting in February 2015.

**NOW, THEREFORE, BE IT RESOLVED** that the Union County Utilities Authority:

1. Appoints and reappoints the professionals listed hereunder to provide professional and consulting services to the Authority during the period beginning February 12, 2014 through the Authority's next reorganization meeting in February 2015, and authorizes the preparation of professional services contracts. Said professionals are authorized to commence services, subject to the execution of a professional services contract:
  - A. DeCotiis FitzPatrick & Cole, LLP as Solid Waste Counsel to provide legal services in connection with the Authority's solid waste programs and activities.
  - B. Antonelli Minchello, PC to provide legal services for enforcement and other legal services that may be needed.
  - C. Weber Dowd, LLC, to provide General Counsel and Bankruptcy services that may be needed.
  - D. Bauch Zucker Hatfield to provide Labor Counsel services and other legal services that may be needed.
  - E. NW Financial Group to provide Financial Advisory Services and technical consultation services.
  - F. CME Associates as General Consulting Engineer to provide general engineering services.
  - G. Arcadis US, Inc., (*formerly Malcolm Pirnie*) to provide Monitoring Engineering services as may be needed.
  - H. Strategic Media for Public Relations services as may be needed
  - I. Brown & Brown Insurance to provide insurance services
  - J. Suplee Clooney & Company to provide auditing services
  - K. Trinitas C.A.R.E. to provide Employee Assistance Counseling Services

2. All of the substantive, including remuneration, provisions of the above-referenced professionals' contracts with the Authority, which contracts otherwise expire as of this date, shall be in full force and effect until a new form of Contract is approved by this Board in accordance with this Resolution and is executed by all parties.
3. This Resolution is adopted and the aforementioned Contracts are hereby awarded pursuant to a Fair and Open Process in accordance with the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.4, et seq.
4. This Resolution shall take effect immediately.

