

CONSENT AGENDA

Resolution 12-013 – 12-031

The following items are considered routine and non-controversial and will be approved by one motion. There will be no separate discussion of these items unless a board member so request, in which case, the item will be removed from the consent Agenda and considered in a normal sequence on the agenda.

Resolution 12-013

APPOINTMENT OF PROFESSIONAL CONSULTANTS

Resolution Authorizing the Award of Non-Fair and Open Contracts For Rockaway Valley Regional Sewerage Authority Year 2012

WHEREAS, the Rockaway Valley Regional Sewerage Authority (RVRSA) has a need to acquire:

- Legal services for General Counsel;
- Legal services for Labor Counsel; (*)
- Legal services for Personnel Counsel (*)
- Legal services for Bond Counsel
- Financial auditing services;
- General Consulting Engineering Services
- Permit related consulting engineering services;
- Insurance producer / Risk management consulting services (*); and
- Plant license operational services;
- Information Technology (IT) Consultant (*)
- Human Resource
- Process Operations Consultant Services

Note: The annotated professional services are not anticipated to be in excess of \$17,500.00 for year 2012.

WHEREAS, B. K. Sandy Thai, Chief Financial Officer of the RVRSA has determined and certified in writing that the value of the acquisitions as above enumerated will respectively exceed the amount of \$17,500.00, unless otherwise annotated; and

WHEREAS, the anticipated term of these respective contracts is for a one year term; and

WHEREAS, the business entities of interest have submitted proposals indicating that they will provide the professional services as below enumerated:

- For general Legal Counsel – Joseph J. Maraziti, Jr., Esq. of the firm of Maraziti, Falcon & Healey, LLP, professional rates as per proposal on the file dated January 31, 2012.. Contract Value not to exceed \$500,000.00
- For labor legal counsel – Philip Feintuch, Esq. of the firm of Feintuch, Porwich & Feintuch, professional rates as per proposal on file dated February 08, 2012 Contract Value not to exceed \$6,000.00
- *For legal personnel counsel – Frederic M Knapp, Esq. of the firm of Knapp, Trimboli & Prusinowski, LLC, professional rates as per proposal on file dated February 7, 2012. Contract Value not to exceed: \$30,000.00*
- For bond counsel legal services – Robert H. Beinfield, Esq. of the firm of Hawkins, Delafield & Wood, LLP, professional rates as per proposal on file dated February 27, 2012. Contract Value not to exceed \$45,000.00
- Financial auditing services – Paul J. Cuva, CPA, RMA of the firm of Ferraioli, Wielkotz, Cerullo & Cuva, PA, professional rates as per proposal on file dated January 26 2012. Contract Value not to exceed \$40,000.00.
- General consulting engineering services – Robert Curti of Hatch Mott MacDonald professional rates as per proposal on file dated February 7, 2012 Contact Value not to exceed \$20,000.00
- Permit related consulting engineering services – James F. Cosgrove, Jr., P.E. of the firm of Omni Environmental LLC, professional rates as per proposal on file dated February 6, 2012. Contract Value not to exceed :\$ 34,000.00
- Insurance producer / Risk management consulting services – Michael J. Geraghty, CIC of the firm of Business Insurance Services, compensation for services rendered shall be an amount equal to six (6%) per cent of the RVRSA's annual assessment as promulgated by the Joint Insurance Fund. Contract value not to exceed \$ 5,000.00
- Plant license operational services – Robert G. Sobeck, P.E. Owner of the firm of RGS-OPS at professional rates as proposal on file dated February 1, 2012. Contract Value not to exceed \$83,000.00
- Information Technology (IT) Consultant - Jone Liu, VP of the firm of Universal Business Automation, Inc. at professional rates as established as per proposal on file dated February 8, 2012. Contract Value not to exceed: \$ 3,000.00
- Human Resource – Charlene M. Arrington, Esq. – 2 Chestnut Drive, Chester, NJ 07930 at professional rates as proposal on file dated February 6, 2012. Contract Value not to exceed \$ 40,000.00.

- Process Operations Consultant Services – Ronald G. Schuyler, P.E. – Tetra Tech professional rates as established as per proposal on file dated February 7, 2012. Contract Value not to exceed \$40,000.00

WHEREAS, the interested professional business entities, as above enumerated, have each completed and submitted a Business Entity Disclosure Certification which certifies that they respectively have not made any reportable contributions to any of the enumerated candidate committees, joint committees; or political party committees representing an elected official in the Rockaway Valley Regional Sewerage Authority's ten (10) member municipalities of:

(1) Town of Boonton, (2) Township of Boonton, (3) Township of Denville, (4) Borough of Rockaway, (5) Township of Rockaway, (6) Town of Dover, (7) Township of Randolph, (8) Borough of Victory Gardens, (9) Borough of Wharton and the (10) City of Jersey City,

In the previous one year, and that their contracts will prohibit the above interested professional business entities from making any reportable contributions through the term of their respective contracts.

WHEREAS, pursuant to N. J. A. C. 5:30- 5.4, B. K. Sandy Thai, as the Chief Financial Officer for the RVRSA certifies as to the monies being used to fund these professional services are available for financing in the 2012 Year Budget of the RVRSA.

NOW, THEREFORE, BE IT RESOLVED by the Rockaway Valley Regional Sewerage Authority as follows:

1. Edward K. P. Ho, the Executive Director is authorized and directed to execute contracts for professional services in a form acceptable to the general counsel for the Rockaway Valley Regional Sewerage Authority's Year 2012 Professional Contract Services.
 2. A copy of this resolution, Business Entity Disclosure Certifications from respective firms and contracts shall be kept available for public inspections at the RVRSA offices located at the Administration Building, 99 Green Bank Road, Township of Parsippany Troy-Hills, County of Morris, N. J.
 3. Notice of Contract Award shall be published in the Daily Record as required by law within ten (10) days of its passage.
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Resolution 12-014

ESTABLISHMENT OF A CASH MANAGEMENT PLAN FOR ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY FUNDS AND INVESTMENTS

WHEREAS, regulations of the State of New Jersey Local Finance Board (N.J.A.C. 5:31) require each local Authority to adopt a Cash Management Plan;

NOW, THEREFORE, BE IT RESOLVED by Rockaway Valley Regional Sewerage (RVRSA) that the following Cash Management Plan is hereby adopted:

Cash Receipts

All moneys received by the Rockaway Valley Regional Sewerage Authority (RVRSA) from any source shall within 48 hours be deposited to the credit of the RVRSA in a designated depository in accordance with N.J.S.A. 40A-5-15 .

Depositories

Designated depositories for funds of the Authority shall be:

- Provident Bank
- State of New Jersey Cash Management Fund
- TD Bank N.A.
- Lakeland Bank
- PNC Bank
- Wachovia Bank NA
- Valley National Bank
- Skylands Bank
- Capital One Bank

C. Contribution Disclosures for Depositories

Currently the RVRSA has cash depositories in the, TD Bank N.A., Valley National Bank, Provident Bank and PNC Bank; and as such these banks have filed Form C 271 Political Contribution Disclosures pursuant to N.J.S.A. 19:44A – 20.26.

Claims

All claims for payment shall include a certification of the party claiming payment that it is correct; a certification by the Executive Director that the goods have been received by, or the services rendered to the RVRSA and shall be approved or disapproved for

payment by the members of the RVRSA at a regular meeting.

Cash Disbursements

Payment of all claims shall be by check drawn on the Authority, signed by any three of the following: Secretary, Treasurer, Executive Director or CFO.

F. Effective Date

This Cash Management Plan and Investment Policy shall be effective from February 15, 2012 through February 14, 2013.

G. Previous Resolutions

All previous resolutions adopting an Authority Cash Management Plan are hereby rescinded and considered null & void.

Resolution 11-015

DESIGNATION OF OFFICIAL NEWSPAPER

BE IT RESOLVED that the **Daily Record** be designated as the official newspaper of the Authority.

Resolution 11-016

RESOLUTION TO ESTABLISH TIME AND PLACE FOR REGULAR MEETINGS AND NOTICE THEREOF

BE IT RESOLVED by the Rockaway Valley Regional Sewerage Authority that the following matters are hereby determined in accordance with the provisions of the "Open Public Meetings Act".

1. The regular meetings of the RVRSA to be held during the period from the Reorganization Meeting on February 15, 2012, to be convened at the RVRSA Administration Building, 99 Greenbank Road, Parsippany, New Jersey at 7:00 P.M., prevailing time, on Thursday evenings on the dates set forth below:

March 08, 2012
April 12, 2012
May 10, 2012
June 14, 2012
July 12, 2012
August 09, 2012
September 13, 2012
October 11, 2012
November 08, 2012
December 13, 2012
January 10, 2013
February 14, 2013 (Re-Organization and Regular Business)

2. The Daily Record as the official newspaper of the RVRSA, the Star Ledger, as the newspaper having the greatest likelihood of informing the public within the area of jurisdiction of the RVRSA of the meetings of the RVRSA, are hereby designated as the newspaper to receive all notice of meetings as required by the "Open Public Meetings Act."

4. A certified copy of this Resolution shall, within ten (10) days after the date of adoption, be posted, until modified, in the Administration Building of the RVRSA, 99 Greenbank Road, Parsippany-Troy Hills, New Jersey, and mailed by the Secretary to the Daily Record and the Star Ledger and filed with the Clerks of the following municipalities encompassed within the jurisdiction of the RVRSA.

Town of Boonton
Township of Boonton
Township of Denville
Town of Dover
Township of Randolph
Borough of Rockaway
Township of Rockaway
Borough of Victory Gardens
Borough of Wharton
City of Jersey City

5. This Resolution shall take effect immediately

Resolution 12-017

DESIGNATION OF PUBLIC AGENCY COMPLIANCE OFFICER

Be it resolved pursuant to N.J.A.C. 17:27-3.5 that B.K. Sandy Thai, Chief Financial Officer be designated as the Public Agency Compliance Officer for Rockaway Valley Regional Sewerage Authority.

Resolution 11-018

DESIGNATION OF S.E.D. PROJECT COMPLIANCE OFFICER

Be it Resolved pursuant to N.J.A.C. 7:22 – 3, 4, 6, 7 and 9.1 that B.K. Sandy Thai, Chief Financial Officer be designated as the Socially and Economically Disadvantage Project Compliance Officer as set forth in the Environmental Infrastructure Trust Fund regulations.

Resolution 11-019

DESIGNATION OF A QUALIFIED PURCHASING AGENT

Be it Resolved pursuant to N.J.A.C. 40A-11-2 (30) that B.K. Sandy Thai, Chief Financial Officer be designated as the Qualified Purchasing Agent.

Resolution 11-020

RESOLUTION TO AUTHORIZE SIGNING OF CHECKS

BE IT RESOLVED BY THE ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY that the following persons are authorized to sign checks for the various accounts of the Authority:

1. Operating Fund

Secretary, Treasurer, Executive Director and CFO
Only Three signatures are required on all checks.

For electronic/facsimile transfers and/or payment only the CFO and or the Executive Director's signature are required.

For the payroll transfer, only the CFO signature is required.

2. The following accounts:

Only Three signatures are required on all checks.

New Treatment Plant Construction

Interceptor Construction

Secretary, Treasurer, Executive Director and CFO.

Three signatures are required on all the following checks.

3. **Unemployment Trust Fund:**

Secretary, Treasurer, Executive Director and CFO

4. **Net Payroll account:**

Secretary, Treasurer, Executive Director and CFO.

For electronic/facsimile transfers and/or payment only the CFO signature is required.

5. **Agency Payroll Account:**

Secretary, Treasurer, Executive Director and CFO

Three signatures are required on all checks except the Federal Tax Deposit, one signature required.

For electronic/facsimile transfers and/or payment only the CFO and or the Executive Director's signature are required.

Resolution 12-021

**RESOLUTION TO AUTHORIZE THE DEFENSE AND INDEMNIFICATION OF THE
MEMBERS AND EMPLOYEES OF THE ROCKAWAY VALLEY REGIONAL
SEWERAGE AUTHORITY**

WHEREAS, there exists a need to protect the past and present members and employees of the Rockaway Valley Regional Sewerage Authority ("RVRSA") from the monetary costs of fines, penalties, damages, settlements, costs and legal fees

associated with the defense of any civil or criminal actions which may be brought from this day forward against the RVRSA, or any such members or employees, as the result of any action(s) or omission(s) relating to the duties of such member or employee to the RVRSA; and

WHEREAS, the RVRSA desires to provide such protection for its past and present members and employees from the financial consequences of any such civil or criminal action to the extent permitted by law and, therefore, provided that such alleged action or omission does not constitute actual fraud, actual malice, willful misconduct or an intentional wrong in the judgment of the RVRSA;

NOW, THEREFORE, BE IT RESOLVED by the Rockaway Valley Regional Sewerage Authority as follows:

1. The RVRSA shall, to the extent permitted by law, provide a defense and indemnification to the past and present members and employees of the RVRSA and, therefore, shall pay or otherwise reimburse the past and present members and employees of the RVRSA for all fines, penalties, damages, costs and legal fees associated with any civil or criminal action which may be brought after the adoption of this Resolution against such members or employee based upon an act or omission of that member or employee arising out of and directly relating to the lawful exercise of his or her official duties or under color of his or her authority.

2. In any case where the RVRSA provides a defense to a member or employee, it is authorized and directed to make direct payments to counsel or reimburse the member or employee for the costs associated with his or her defense upon the approval by the RVRSA of proper vouchers submitted therefore, but in no case shall the RVRSA be authorized to pay or reimburse for legal fees and expenses exceeding those customarily charged for legal services in the defense of such actions.

3. For the purposes of this Resolution, the term "member" shall include any and all persons appointed by the governing bodies of the constituent municipalities pursuant to N.J.S.A. 40:14A-4.

4. Any person seeking the provision of a defense and indemnification under the policy enunciated in this Resolution shall give prompt notice to the RVRSA of the pendency of any such civil or criminal action for which payment or reimbursement is sought, at which time the RVRSA shall by Resolution implement the provisions set forth herein.

5. It is within the sole discretion of the RVRSA, in any action where the provision of such a defense and indemnification is sought by a member or employee, to:

- a. Provide a defense by an attorney chosen by the RVRSA;
- b. Provide a defense by an attorney of the member or employee's choosing;
or
- c. Assert the RVRSA's right under any appropriate insurance policy which requires the insurer to defend and indemnify.

6. Notwithstanding the foregoing, the RVRSA may refuse to provide for the defense or to indemnify any past or present member or employee of the RVRSA in any action referred to above or recover any amounts paid on behalf of such member or employee for such defense if in its sole discretion it has reason to conclude that the act or omission was:

- a. Not within the scope of such member or employee duties or was carried out in an individual capacity;
- b. The subject matter of any action brought by the RVRSA against the member or employee;
- c. A violation of the Local Government Ethics Law (P. L. 1991, c. 29); or
- d. Due to actual fraud, actual malice, willful misconduct or an intentional wrong.

7. Nothing in this Resolution shall require the RVRSA to pay for punitive or exemplary damages resulting from the commission of a crime, actual fraud, actual malice, willful misconduct or an intentional wrong. However, the RVRSA may indemnify an official or employee for punitive or exemplary damages provided the Board determines the acts complained of did not constitute a crime, actual fraud, actual

malice, willful misconduct or an intentional wrong. Such a determination shall be made by Resolution of the Board.

8. In the event a contested matter, to which this Resolution is applicable, is resolved by way of settlement, the RVRSA may take into account the facts, circumstances, and allegations which led to the settlement in its determination of whether it may, subject only to the provisions of paragraph 6, indemnify such past and/or present member(s) and/or employee(s) against whom such settled claims had been made.

9. It is the intention of this Resolution to set forth the policy of the RVRSA with respect to the defense and indemnification of persons associated with the RVRSA in the management of its affairs and business to the maximum extent permitted by law, and if any provision hereof or the application hereof to any person or circumstance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions of this Resolution and to this end the provisions hereof are declared to be severable.

10. The policy set forth in this Resolution is prospective and shall take effect immediately, but shall automatically expire unless re-authorized at each annual reorganization meeting of the Authority.

Resolution 11-022

RESOLUTION AUTHORIZING CERTAIN PAYMENTS BY THE TREASURER

BE IT RESOLVED by the Rockaway Valley Regional Sewerage Authority that the RVRSA Treasurer be and he is hereby authorized for the period ending on February 14,

2013 as follows:

- (1) To pay monthly premiums for group insurance for employees as said premiums come due.
 - (2) To pay principal and interest of the RVRSA debt as the sum matures or accrues.
 - (3) To remit funds for Workers Compensation Insurance and Insurance Liability coverage as said sums are due.
 - (4) To pay the Rockaway Valley Regional Sewerage Authority employees their salaries in equal installments bi-weekly, except as the same is provided otherwise by statute or resolution.
 - (5) To pay various state agency fees and permits in order not to jeopardize wastewater treatment operations.
 - (6) To transfer funds for investment purposes in accordance with N.J.S.A. 40A:11.1.
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Resolution 11-023

THE EXECUTIVE DIRECTOR AND/OR THE CHIEF FINANCIAL OFFICER OF THE RVRSA TO BE EMPOWERED TO INITIATE TELEPHONE/ELECTRONIC/FACSIMILE FUND TRANSFERS

WHEREAS, the Rockaway Valley Regional Sewerage Authority (RVRSA) desires to expedite transfers of funds from various bank accounts by means of telephone/electronic/facsimile transfers; and

WHEREAS, various banks do require that corporate entities to designate by resolution the names of their officers, or staff who are empowered to act in such capacity to initiate such telephone/electronic/facsimile fund transfers.

WHEREAS, Edward K. P. Ho, Executive Director and/or B. K. Sandy Thai, Chief Financial Officer are respectively bonded for an amount of one million dollars (\$1,000,000.00) each, under Crime Insurance Policy and Fidelity bond.

NOW, THEREFORE, BE IT RESOLVED by the Rockaway Valley Regional Sewerage Authority, as follows:

1. The RVRSA hereby designates the following accounts to honor fund transfers through electronic and/or facsimile means:

Operating account	9811502054	Provident Bank
Net Payroll	9811501767	Provident Bank
Agency Payroll	9811500777	Provident Bank
Unemployment Insurance Trust fund	9811502070	Provident Bank
Capital Replacement Fund*	9811502062	Provident Bank

NJEIT Fund	41347102	Valley National Bank
Whitlock Packaging Escrow Account	9811501791	Provident Bank
Construction Accounts	8311500790	Provident Bank
Renewal & Replacement	80-4159-7866	PNC Bank
Ser A – General Fund	80-4159-7858	PNC Bank

That the following personnel and officers of the RVRSA are empowered to initiate such electronic and/or facsimile transfers:

Edward K. P. Ho, P.E. - Executive Director
B. K. Sandy Thai, CMFO – Chief Financial Officer

Resolution 11-024

THE EXECUTIVE DIRECTOR AND THE CHIEF FINANCIAL OFFICER TO OPEN AND/OR CLOSE CERTIFICATES OF DEPOSITS ACCOUNTS IN BEHALF OF THE ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY

Whereas, the Rockaway Valley Regional Sewerage Authority (RVRSA) under its Cash Management Plan desires to seek the most favorable interest rates from its various reserve funds from designated depositories in accordance with N.J.S.A. 404.5-15; and

Whereas, the RVRSA desires to expedite this process by authorizing the Executive Director and the Chief Financial Officer to open and/or close certificates of deposits accounts; and

Whereas, Edward K. P. Ho, Executive Director and B. K. Sandy Thai, Chief Financial Officer are respectively bonded for an amount of one million dollars (\$1,000,000.00) each, under Crime Insurance Policy and Fidelity bond.

Now, Therefore, Be it resolved by the RVRSA as follows:

1. That Edward K.P. Ho, Executive Director (Social Security No. 000-000-0022) and B.K. Sandy Thai, Chief Financial Officer (Social Security No. 000-000-2572) are authorized to open and/or close Certificates of Deposits accounts in behalf of RVRSA from designated depositories as listed in the Cash Management Plan.

Resolution 11-025

RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER AS THE AUTHORITY OFFICIAL TO ACT WITH THE E-GOVERNMENT FOR GOVERNMENT (GovConnect)

WHEREAS, pursuant to N.J.A.C. 5:30-16 the Local Finance Board has adopted rules requiring

local government units to use GovConnect to conduct official business with participating State agencies; and

WHEREAS, the Rockaway Valley Regional Sewerage Authority (RVRSA) desires to participate in such official business as local government units are allowed to do so with participating State agencies.

NOW, THEREFORE, BE IT RESOLVED by the Rockaway Valley Regional Sewerage Authority, as follows:

B. K. Sandy Thai, Chief Financial Officer for the RVRSA shall be designated as the Authority Official empowered to act in behalf of the RVRSA to conduct business with participating State agencies in conjunction with GovConnect.

Resolution 11-026

RESOLUTION AUTHORIZING CHIEF FINANCIAL OFFICER TO BE THE CUSTODIAN OF THE RVRSA'S PETTY CASH FUND

WHEREAS, the Rockaway Valley Regional Sewerage Authority (RVRSA) has set up a petty cash fund for the purpose to cover for miscellaneous monthly expenditures of amounts not exceeding one hundred dollars (\$ 100.00); and

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash fund in any county of municipality by application and resolution; and

WHEREAS, the Board of the RVRSA, County of Morris establishes such a fund to be in the amount not to exceed twenty five hundred dollars (\$2,500.00); and

WHEREAS, such custodian of the Petty Cash fund as hereby established shall maintain records for this fund in a manner conducive to proper accounting and auditing procedures; and

WHEREAS, the custodian for this fund shall be bonded; and

Whereas, B. K. Sandy Thai, Chief Financial Officer is bonded for an amount of one million dollar (\$1,000,000.00), under Crime Insurance Policy and Fidelity bond.

NOW, THEREFORE, BE IT RESOLVED by the Rockaway Valley Regional Sewerage Authority, as follows:

2. The RVRSA hereby authorizes such action and two (2) copies of this resolution to be filed with the Division of Local Services, State of New Jersey Department of Community Affairs for approval.
3. B. K. Sandy Thai, Chief Financial Officer is bonded for an amount of one million dollars (\$1,000,000.00) under Crime Insurance Policy and Fidelity bond and Public Officials Insurance is hereby appointed to be the custodian of the Petty Cash fund as established herein.

Resolution 12-027

DESIGNATION OF PERSONS TO REPRESENT RVRSA'S INTERESTS

BE IT RESOLVED that the following persons shall be empowered and authorized to represent the Rockaway Valley Regional Sewerage Authority's interest in the following organizations:

New Jersey Utilities Joint Insurance Fund:

- Edward K. P. Ho – As Alternate Fund Commissioner Fund's Board of Directors

New Jersey Utilities Joint Insurance Fund Safety Committee:

- Maria C. Brush – As Safety Coordinator for the Committee

Rockaway River Watershed Cabinet:

- Natalie M. Pisarcik – As RVRSA's representative

NJWEA's Industrial Environmental Quality Committee

- Natalie M. Pisarcik – As RVRSA's representative

Passaic River Alliance

- Edward K. P. Ho – As RVRSA's representative

New Jersey Sewerage and Municipal Utility Authorities Electric Supply Aggregation

- Edward K. P. Ho – As RVRSA's representative

Resolution 12-028

Resolution for Renewal Agreement for Membership in the
Morris County Cooperative Pricing Council (MCCPC)

Whereas, a Resolution authorizing Rockaway Valley Regional Sewerage Authority to enter into a "Renewal" Cooperative Pricing Agreement with the Morris County Cooperative Pricing Council, hereinafter referred to as the "Lead Agency" for the conduct of certain functions relating to the purchase of work materials and supplies for their respective jurisdictions.

NOW, THEREFORE, BE IT RESOLVED, by the Board of the Rockaway Valley Regional Sewerage Authority, County of Morris and the State of New Jersey as follows:

This Resolution shall be known and may be cited as the "Renewal" Cooperative Pricing Council Resolution of the Rockaway Valley Regional Sewerage Authority.

Pursuant to the provisions of N.J.S. 40A:11-11(5), the Board of the Rockaway Valley Regional Sewerage Authority is hereby authorized to enter into a "Renewal" Cooperative Pricing Agreement with the Lead Agency or any other contracting unit within the County of Morris or adjoining counties for the purpose of work, materials and supplies.

The Lead Agency entering into contracts on behalf of the RVRSA shall be responsible for complying the provisions of the Local Public Contracts Law (N.J.S. 40A:11-1 et.seq.) and all other provisions of the revised statutes of the State of New Jersey.

All resolutions or parts thereof inconsistent with this resolution shall be and the same are hereby repealed.

This "Renewal" Cooperative Pricing council Resolution shall be effective October 1, 2011 and such membership shall be for the duration of (five (5) years) of the "Renewal" Cooperative Pricing Agreement, expiring September 30, 2016, unless the "Lead Agency" and the Division of Local Government Services, elects to withdraw.

This Resolution shall take effect immediately upon final passage and publications according to law.

Resolution 12-029

Resolution of the Rockaway Valley Regional Sewerage Authority
Designating a Custodian of Government Records Pursuant to the Open Public Record Act, N.J.S.A. 47:1A-1 ET. SEQ.

WHEREAS, the recent amendments to public records laws in New Jersey commonly known as the Open Public Records Act., N.J.S.A. 47:1A-1 eq. Seq. (The "Act") require public agencies to make government records readily accessible for inspection, copying or examination by the citizens of this State, with certain exceptions; and

WHEREAS, pursuant to the Act, a public agency must officially designated a custodian of government records by formal action of its governing body; and

WHEREAS, the Rockaway Valley Regional Sewerage Authority ("the Authority") desires to designate Mary Roman, as the Custodian of the Authority's Governing Records, as that term is defined in the Act.

NOW, THEREFORE, BE IT RESOVED by the Authority as follows:

1. That Mary Roman is and hereby is appointed Custodian of the records of the Authority.
2. That said Custodian shall respond to al request for access to or copies of Government Records as that term is defined in the Act, within the time period provided by the Act.

This Resolution shall take effect as provided by law.

Resolution 11-030

RESOLUTION AUTHORIZING EXECUTION OF CONTRACT FOR PROFESSIONAL SERVICES TO VALLEY HEALTH MEDICAL GROUP

WHEREAS, there exists a need for the Rockaway Valley Regional Sewerage Authority (RVRSA) to engage services to coordinate alcohol and drug testing; and

WHEREAS, Valley Health Medical Group, 15 Essex Road, Suite 504, Paramus, NJ 07652 has submitted a contract for the performance of said services.

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40:11-1 et seq.) authorizes contracts for the provision of "Professional Services" which may be awarded without public advertising and competitive bidding therefore provided a brief notice of the award is published and that the resolution and contract are kept on file and available for public inspection; and

WHEREAS, funds will be provided for these purposes; and

NOW, THEREFORE BE IT RESOLVED as follows:

1. The Executive Director is authorized to execute an agreement with the firm of Valley Health Medical Group to provide professional services with respect to alcohol and drug testing services with the attached proposal for same dated January 1, 2012.
2. A copy of this Resolution shall be available for public inspection at the offices of the RVRSA at 99 Greenbank Road, Parsippany, New Jersey.

3. Notice of Contract Award shall be published in the Daily Record as required by law within ten (10) days of its execution by certify that this resolution was adopted at the reorganization meeting of the RVRSA held on February 15 , 2012,
 4. The Contract values of the service shall not exceed \$500.00.
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Consent Agenda

These Resolution were adopted on a consent agenda at a re-organization meeting of the Rockaway Valley Regional Sewerage Authority on February 15, 2012

On the motion of Glenn Corbett

Second by Michael Guadagno

Yeas: (7) Cegelka, Corbett, Guadagno, Klingener, Lowell, MacNeal, Schorno

Nays: (0) None

Abstain: (0) None

Absent: (3) Schaefer, Schulman and Secco



Bruce W. MacNeal
Secretary

Resolution 12-031

**RESOLUTION RE-AUTHORIZING INCENTIVES
TO QUALIFIED EMPLOYEES WHO
OPTS TO WAIVE FOR HEALTH BENEFITS
UNDER THE STATE HEALTH BENEFIT PLAN (SHBP)**

WHEREAS, the local government unit (Rockaway Valley Regional Sewerage Authority (RVRSA)) desires to continue to permit an employee to waive the health coverage offered by the State Health Benefits Program (SHBP) if the said employee is eligible for any other health care coverage; and

WHEREAS, the local government unit (RVRSA) may continue to permit its employees who are eligible for other health care coverage to waive their employee health benefit coverage under the SHBP, and receive an incentive; and

WHEREAS, the local government unit (RVRSA) recognizes that such incentives cannot exceed 50% of the amount saved by the employer (RVRSA) for those employees who have filed waiver prior to May 21, 2010, and not to exceed 25% for waiver filed after such date, or \$5,000.00 whichever is less; and

BE RESOLVED BY THE ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY
as follows:

1. That under Chapter 189, P.L. 2001 municipal authorities are included to permit employees to waive their group health benefits under the SHBP in exchange for an agreed-upon incentive.
2. That the RVRSA establishes the maximum incentive to be given back to its employees under the waiver of health benefits shall not exceed more than 50% of the amount saved by the RVRSA for waiver filed prior to May 21, 2010, and 25% incentive or \$5,000.00 whichever is less, for waivers filed after such date.
3. That this resolution shall not contravene any of the provisions which may be promulgated in Chapter 2, PL 2010 which may be effective as of May 21, 2010, or revisions thereof.
4. That B. K. Sandy Thai, Chief Financial Officer of the RVRSA is authorized to disburse the incentives to those employees who qualify to receive the waiver of health of benefits under this provision of the law.

I, hereby certify that this Resolution was adopted at the re-organization meeting of the Rockaway Valley Regional Sewerage Authority held on February 15, 2012

On motion of Glenn Corbett

Seconded by Michael Guadagno

And a Roll Call Vote as Follows:

Yeas (7) Cegelka, Corbett, Guadagno, Klingener, Lowell, MacNeal, Schorno

Nays (0) None

Abstain (0) None

Absent (3) Schaefer, Schulman and Secco



Bruce W. MacNeal
Secretary