

Resolution 12-048
ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY

RESOLUTION TO AUTHORIZE THE EXECUTION OF AN AGREEMENT WITH
FERRAIOLI, WIELKOTZ, CERULLO & CUVA, P.A. FOR THE PERFORMANCE OF
LITIGATION SUPPORT SERVICES

WHEREAS, there is a need to engage the services of a certified public accountant to perform litigation support services in the matter of Jersey City Municipal Utilities Authority, et. al. v. Town of Dover et. al., Docket No. MRS-L-1313-10; and

WHEREAS, Paul J. Cuva, C.P.A., Registered Municipal Accountant, of the firm of Ferraioli, Wielkocz, Cerullo & Cuva, P.A., 401 Wanaque Avenue, Pompton Lakes, N.J., 07442, has submitted a proposal for such professional services, dated May 7, 2012, attached hereto and made a part hereof; and

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 nature, duration, service and amount of contract is published, and that the Resolution and contract are kept on file and available for public inspection; and

WHEREAS, funds are available for this purpose 519.09

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

1. The Rockaway Valley Regional Sewerage Authority recognizes that Paul J. Cuva, C.P.A. has an established reputation in the field of accounting, particularly with respect to accounting matters relevant to municipalities, sewerage authorities and public entities, and that he possesses the specialized abilities and resources to provide expert witness services necessary to meet the Authority's needs.
2. That the Executive Director is hereby authorized to execute a professional services agreement between Ferraioli, Wielkocz, Cerullo & Cuva and the Rockaway Valley Regional Sewerage Authority, for litigation support services in the matter entitled Jersey City Municipal Utilities Authority, et. al. v. Town of Dover et. al., Docket No. MRS-L-1313-10, at the rates set forth in the letter proposal from Paul J. Cuva, C.P.A., dated May 7, 2012.
3. This agreement is awarded based on a non-fair and open process and is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law, N.J.S.A. 40:11-5, because the service is of such a nature that it will not reasonably permit the drawing of specifications or the receipt of competitive bids.
4. Notice of the within action shall be provided in accordance with N.J.S.A. 40A:11-5(1)(a)(i) and a copy of this resolution shall be available for public inspection at the offices of the RVRSA at 99 Green Bank Road, Township of Parsippany-Troy Hills, Morris County, New Jersey.
5. This Resolution shall take effect immediately.

I hereby certify that this Resolution was adopted at a meeting of the Rockaway Valley Regional Sewerage Authority on May 10, 2012

On motion of Bruce MacNeal

Second by John Cegelka

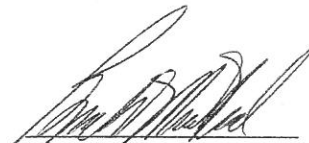
And a roll call vote as follows:

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

Nays: (0) None

Abstain: (0) None

Absent: (3) Lowell, Schulman and Secco



Bruce MacNeal
Secretary

Ferraioli, Wielkocz, Cerullo & Cuva, P.A.

Charles J. Ferraioli, Jr., MBA, CPA, RMA
Steven D. Wielkocz, CPA, RMA
James J. Cerullo, CPA, RMA
Paul J. Cuva, CPA, RMA
Thomas M. Ferry, CPA, RMA

Certified Public Accountants
401 Wanaque Avenue
Pompton Lakes, New Jersey 07442
973-835-7900
Fax 973-835-6631

Newton Office
100B Main Street
Newton, N.J. 07860
973-579-3212
Fax 973-579-7128

May 7, 2012

Chairman and Commissioners
Rockaway Valley Regional Sewerage Authority
Attention: Mr. Edward Ho, Executive Director
R.D. #1, 99 Greenbank Road
Boonton, NJ 07005

Dear Mr. Ho:

As per your request, I am proposing the following rates regarding my preparation of a report and testimony as an expert witness with regard to the Jersey City litigation.

My fee for this work will be at my regular hourly rate of \$150 per hour.

I appreciate the opportunity to be of service to the Rockaway Valley Regional Sewerage Authority and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let me know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to me.

Very truly yours,



Paul J. Cuva, C.P.A.
Registered Municipal Accountant

PJC:ms

FWCC

Chairman and Commissioners
Rockaway Valley Regional Sewerage Authority
May 7, 2012
Page 2.

RESPONSE:

This letter correctly sets forth the understanding of the Rockaway Valley Regional Sewerage Authority.

By: _____

Title: _____

Date: _____

