

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH
GENERAL COUNSEL FOR THE ROCKAWAY VALLEY REGIONAL SEWERAGE
AUTHORITY**

WHEREAS, the Rockaway Valley Regional Sewerage Authority retained general counsel to assist, advise, and defend the Authority as necessary regarding all matters, including matters involving industrial pretreatment issues and Jersey City litigation; and

WHEREAS, by Resolution 16-0132, adopted on December 8, 2016, the Authority appointed Joseph J. Maraziti, Jr., Esq., and the law firm of Maraziti Falcon LLP, as legal counsel in an amount not to exceed \$467,000.00; and

WHEREAS, the Authority is desirous of increasing the contract value by an additional \$20,000.00, which is needed to address litigation with Refresco US, Inc. ("Refresco") and other continuing industrial pretreatment issues, and an additional \$111,000.00 which is needed for ongoing Jersey City litigation services resulting in a new total contract amount not to exceed \$598,000.00, without further approval of the Board; and

WHEREAS, funds are available in line items 01-503-120 (\$20,000.00) and 01-501-020 (\$111,000.00); and

WHEREAS, the services to be rendered are to be performed by persons authorized by law to practice a recognized profession within the definition of a professional service pursuant to N.J.S.A. 40A:11-5.

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

1. The Rockaway Valley Regional Sewerage Authority does hereby authorize an amendment to the Contract between the RVRSA and the law firm of Maraziti Falcon LLP to increase the contract to an amount not to exceed \$598,000.00, without the need for further authorization of the Authority, at the professional rates set forth in the proposal on the file dated November 28, 2016.
2. Notice of the nature, duration and amount of the contract shall be published once in the newspaper of general circulation and a copy of this resolution and the agreement shall be on file and available for public inspection in the Office of the RVRSA.
3. This award is subject to the submission of a New Jersey Business Registration Certificate; Certificate of Employee Information Report; proof of professional liability insurance; all documents required by N.J.S.A. 19:44A-20.4 et seq., and any other document required by law to be placed on file with this Resolution.
4. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that this Resolution was adopted at a regularly scheduled meeting of the Rockaway Valley Regional Sewerage Authority held on the 13th of July, 2017

On motion of: Hector Schorno

Second by: Glenn Corbett


and a Roll Call Vote as Follows:

Yeas: (8) Cegelka, Corbett, Guadagno, Lavery, Lowell, Recchia, Rossi, Schorno

Nays: (0) None

Abstain: (2) Andes, Vincitore

Absent: (0) None


Michael Guadagno
Board Secretary