

RESOLUTION

OF THE

UNION COUNTY UTILITIES AUTHORITY

Resolution No.: 10-2024

Date: February 21, 2024

Approved as to form:

Bianka Vargas, Clerk

Approved as to sufficiency of funds:

John Huff, Acting Comptroller
 YES NO NONE REQUIRED

AWARDING CONTRACTS TO CERTAIN PROFESSIONALS AND CONSULTANTS FOR THE YEAR 2024

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 County Commissioners 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") 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") and Proposals ("RFP") for contract awards for such services required on and after the Authority's 2024 reorganization through and until its reorganization in 2025 or portions thereof; and

WHEREAS, the Authority has established and implemented a procedure for such a process which includes: (1) public advertisement of the RFQ's/RFP's on the Authority website 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's/RFP's, consisting of the following individuals: Lisa da Silva, Deputy Executive Director/Director of Administrative Services, Linda Stender, Acting Executive Director and Chairman Raymond Szpond; and

WHEREAS, the Authority advertised RFQ's/RFP's for various professional services on December 1, 2023 with a deadline for responses of December 15, 2023 and again on January 18, 2024 with a deadline of February 1, 2024; and

WHEREAS, the Authority received proposals from various firms in response to the RFQ's/RFP's, which have all been reviewed by the evaluation committee and which are available for public inspection, and as result of which the Authority adopted Resolution 9-2024 at its February 21, 2024 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 award contracts to certain consultants and professionals from its qualified list to provide general and specialized consulting and professional services to the Authority during all, or a portion, of the period beginning February 21, 2024 through the Authority's next reorganization meeting in February 2025 as set forth herein below.

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

1. The Authority hereby awards a contract to the firms listed hereunder to provide professional and consulting services to the Authority during the period beginning February 21, 2024 through the Authority's next reorganization meeting in February 2025, in the amounts set forth herein.
 - A. Business and Governmental Insurance Agency, Inc. (BGIA) to provide General Insurance Consultant/Broker services, as needed by the Authority. The consultant shall receive as compensation the normal commissions paid by the insurance company. No compensation shall be paid to the consultant by the Authority for any of the services to be provided in connection with this Contract.
 - B. Cleary, Giacobbe, Alfieri, Jacobs, L.L.C. to perform Solid Waste Counsel Services as needed by the Authority, for a sum not to exceed \$100,000.00.
 - C. CME Associates as General Consulting Engineer to provide general engineering services as needed by the Authority, for a sum not to exceed \$50,000.00.
 - D. D&B Engineers and Architects of New Jersey, PC to perform Facility Monitoring Services as needed by the Authority, for a sum not to exceed \$50,000.00.
 - E. Economic Planning Group to provide Retirement Planning Services and Life and Disability Insurance Consulting/Brokerage Services as needed by the Authority. The consultant shall receive as compensation the normal commissions paid by the insurance company. No compensation shall be paid to the consultant by the Authority for any of the services to be provided in connection with this Contract.
 - F. Hawkins Delafield & Wood, LLP to perform Solid Waste Counsel Services as needed by the Authority, for a sum not to exceed \$100,000.00.
 - G. Lerch, Vinci & Bliss, LLP to perform Financial and Accounting Consulting Services as needed by the Authority, for a sum not to exceed \$150,000.00.
 - H. RBC Capital Markets, LLC to provide Financial Advisory Services and technical consultation services as needed by the Authority with all of the substantive, including remuneration, provisions of its prior contract with the Authority to remain in full force and effect until a new form of contract is approved by this Board for 2024.
 - I. Rogut McCarthy LLC to perform Bond Counsel services as needed by the Authority, for a sum not to exceed \$100,000.00.

- J. Summit Benefit Consultants, LLC to Perform Actuarial Services as needed by the Authority, for a sum not to exceed \$3,900.00.
- K. Union County Healthcare Associates LLC, to provide Medical Services as needed by the Authority, for a sum not to exceed \$2,500.00.
- L. Weber Dowd Law, LLC, to provide General Counsel and Enforcement Counsel and other legal services that may be needed, for a sum not to exceed \$100,000.00.
- M. Weilkotz & Company, LLC, to perform Auditing Services as needed by the Authority, for a sum not to exceed \$38,000.00.
- N. Weiner Law Group LLP to provide Labor and Litigation Counsel Services, as needed by the Authority, for a sum not to exceed \$25,000.00.
- O. Hindsight Inc. to provide information technology services, that may be needed by the Authority for a sum not to exceed \$31,000.00.

- 2. The Acting Executive Director is authorized and directed to execute contracts, in consultation with the Authority's General Counsel, in a form substantially similar to the forms of contracts for such firms as are attached hereto.
- 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. The Authority shall cause a notice of the above-described contract awards to be published according to N.J.S.A. 40A:11 5(1)(a), et seq.
- 5. This Resolution shall take effect immediately.

	PRESENT	ABSENT	AYE	NAY	ABSTAIN	MOTION	SECOND
<i>Eastman</i>	✓		✓				✓
<i>Figueiredo</i>	✓		✓				
<i>Holder</i>	✓		✓				
<i>Jackus</i>	✓		✓				
<i>Kahn</i>	✓		✓				
<i>McManus</i>	✓		✓				
<i>Rachlin</i>	✓		✓				
<i>Scutari</i>	✓		✓			✓	
<i>Szpond</i>	✓		✓				
<i>Alma, Alternate No. 1</i>	✓						
<i>Scott-Bey, Alternate No. 2</i>	✓						