

RESOLUTION NO. A-2-21-1-R

PRETREATMENT PERMIT ACTIONS  
PERMIT NUMBERS: 20075 and 14192

WHEREAS, the Middlesex County Utilities Authority ("Authority") has publicly advertised its intent to take certain actions on Non-Domestic Wastewater Discharge Permits pursuant to Federal Pretreatment Regulations 40 CFR Part 403 and N.J.S.A. 58:11-49 et seq.; and

WHEREAS, said advertisement was made January 18, 2021, in the Authority's official newspaper(s) as required by law; and

WHEREAS, public comment has been received related to said actions and considered by the Authority.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference, the title of this Resolution shall be "Pretreatment Permit Actions on Permit Number(s) "20075 and 14192" and subsequent documents associated with the matters addressed herein shall reference this Title.
2. The following permit actions on Non-Domestic Wastewater Discharges into the Authority's treatment works are hereby approved:

<u>APPROVED ACTION</u>	<u>PERMIT NUMBER</u>	<u>DISCHARGER</u>	<u>MUNICIPALITY</u>
Renewal	20075	Ashland, LLC	Parlin
Renewal	14192	OHM Laboratories, Incorporated	New Brunswick

3. This Resolution shall take effect immediately.

RESOLUTION WW-2-21-2-R  
AUTHORIZING FINAL QUANTITIES CHANGE ORDER NO. 3  
TO CONTRACT 14-1-3(MT) - MAIN TRUNK SEWER REHABILITATION-PHASE II  
WITH SPINIELLO COMPANIES

WHEREAS, the Middlesex County Utilities Authority (“Authority”) previously executed a contract to and with Spiniello Companies for Contract 14-1-3(MT) / Main Trunk Sewer Rehabilitation-Phase II; and

WHEREAS, the Consulting Engineer has recommended to the Authority the approval and execution of a Change Order to said Contract for a Final Quantities adjustment for a credit of \$53,031.00, as substantially set forth in Attachment No. 1 hereto; and

WHEREAS, said Change Order has been deemed to be in the best interests of the Authority.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be “Authorizing Final Quantities Change Order No. 3 to Contract 14-1-3(MT) - Main Trunk Sewer Rehabilitation-Phase II with Spiniello Companies” and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The following Change Order shall be and is hereby approved:

Contractor:	Main Trunk Sewer Rehabilitation-Phase II
Contract No.:	14-1-3(MT)
Change Order No.:	3
Description of Work:	Final quantities adjustment
Change Order Amount:	(\$53,031.00)
Comments:	NONE

3. The appropriate Officers and Staff of the Authority are hereby authorized and directed to execute said Change Order.

4. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

RESOLUTION WW-2-21-3-R

AUTHORIZING CONTRACT AWARD - CONTRACT NO. 20-12-1(CTP)  
MEADOWLIFE® CONVEYOR BELT MAINTENANCE 2021-2023  
COTHERY CONSTRUCTION COMPANY INC.

WHEREAS, the Middlesex County Utilities Authority (“Authority”) publicly advertised for bids for a contract entitled “Contract No. 20-12-1(CTP)/Meadowlife® Conveyor Belt Maintenance 2021-2023”, hereinafter referred to as “Contract No. 20-12-1(CTP)”; and

WHEREAS, on February 17, 2021, the Authority received, and publicly opened one (1) bid submitted for Contract No. 20-12-1(CTP) from Cothery Construction Company, Inc. in the Total Extended Bid Price of \$809,000.00; and

WHEREAS, the said bid has been reviewed by the Authority’s Counsel and staff who have advised that the said bid of Cothery Construction Company Inc. in the amount of \$809,000.00, as set forth in Exhibit C-1 attached hereto satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4 et seq., the Treasurer/Comptroller has certified, in writing, the availability of sufficient funds for Contract No. 20-12-1(CTP) in the amount of \$809,000.00 to be paid from the Wastewater Operating Budget.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Authorizing Contract Award for Contract No. 20-12-1(CTP)/ Meadowlife® Conveyor Belt Maintenance 2021-2023"— Cothery Construction Company Inc.", and all subsequent documents concerning the matters addressed herein shall reference this title.
2. The Commissioners hereby find Cothery Construction Company Inc. to be a responsive and responsible bidder for the Contract.
3. The Commissioners hereby accept the bid of Cothery Construction Company Inc. as set forth in Exhibit C-1 attached hereto for the Contract for the term of twenty-four (24) months commencing from the Notice to Proceed.
4. Payment not to exceed \$809,000.00 for said Project shall be drawn against the Wastewater Operating Budget.
5. The Executive Director is hereby authorized and directed to notify Cothery Construction Company Inc. of the acceptance of its bid, and the Chairman or Vice Chairman and Secretary are authorized to execute any and all contracts with said bidder as required by the Contract.
6. This Resolution shall take effect upon the expiration of the Freeholder review period in accordance with law.

RESOLUTION SW/WW-2-21-4-R

AUTHORIZATION OF AMENDMENT NO. 1 TO CONTRACT 19-5-6(CC) WITH  
HACKENSACK MERIDIAN HEALTH OCCUPATIONAL HEALTH FOR  
MEDICAL SURVEILLANCE PROGRAM SERVICES 2019-2021

WHEREAS, the Middlesex County Utilities Authority (“Authority”) executed an Agreement effective on August 1, 2019, with Hackensack Meridian Health Occupational Health for Medical Surveillance Program Services related to the Solid Waste and Wastewater Divisions, hereinafter the “Original Agreement”; and

WHEREAS, it has been determined by Authority Staff that due to certain tests being reinstated to the Employee Physicals Program, it is necessary to increase the current Authorized Limit of \$240,386.00 by \$80,000.00 for a total Authorized Funding Limit of \$320,386.00 to the Agreement as required by N.J.A.C. 5:30-11.6; and

WHEREAS, in accordance with the Local Public Contracts Law Regulations N.J.A.C. 5:34-1 et seq., the Authority and its members and Commissioners desire amend said Original Agreement with Hackensack Meridian Health Occupational Health.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be “Authorizing Amendment No. 1 To Contract 19-5-6(CC) with Hackensack Meridian Health Occupational Health for Medical Surveillance Program Services 2019-2021”, and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. Hackensack Meridian Health Occupational Health shall be, and is hereby retained to perform continuing professional Medical Surveillance Program services related to the Solid Waste and Wastewater Divisions and is hereby retained for and on behalf of the Authority for the services set forth in the “Original Agreement”.

3. The Authority’s Counsel and Staff are hereby authorized to prepare the necessary agreement amendment documents which will incorporate the revised Authorized Funding Limit, and the Chairman and Secretary are hereby authorized to execute an Amendment to the Original Agreement for said services.

4. In the absence of the Chairman, the Authority’s Vice Chairman is hereby authorized to execute said Amendment on behalf of the Authority.

5. Payment for these continuing services shall be certified by the Treasurer/Comptroller, shall not exceed the revised total Authorized Funding Limit of \$320,386.00 for said professional services, and shall be drawn against the Solid Waste and Wastewater Operating Budgets.

6. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

7. The Executive Director of the Authority is hereby authorized and directed to cause notice of this Resolution as required by N.J.S.A. 40A:11-5(1)(a) to be published in an appropriate newspaper.

**RESOLUTION SW/WW-2-21-5-R**  
**CONTRACT AWARD TO ACCENTURE LLP**  
**TO PROVIDE INFORMATION TECHNOLOGY/CYBER SECURITY SERVICES**  
**FOR THE FISCAL YEAR 2021**

**WHEREAS**, pursuant to N.J.S.A. 40A:11-5 the Middlesex County Utilities Authority (“Authority”) may procure professional services without the necessity of advertising for bids pursuant to N.J.S.A. 40A:11-1 et seq.; and

**WHEREAS**, pursuant to P.L. 2004 L. 19, as amended by P.L. 2005 c. 51, [N.J.S.A. 19:44-20-4 et seq. (“Act”)] the Authority must follow the requirements set forth in the Act in awarding professional services contracts having an anticipated value in excess of \$17,500; and

**WHEREAS**, the Authority has solicited qualifications from professionals Information Technology/Cyber Security Services pursuant to a “fair and open process” in accordance with the Act (N.J.S.A. 19:44A-20.7); and

**WHEREAS**, upon review of the eight (8) firms that submitted qualifications, it was determined that Accenture LLP was the most qualified firm for the services mentioned herein as described in Attachment No 1; and

**WHEREAS**, said information technology/cyber security services provided by Accenture LLP are professional services within the definition contained in N.J.S.A. 40A:11-2; and

**WHEREAS**, Accenture LLP has prepared a proposal and schedule of rates and services as required by N.J.A.C. 5:34-4.5(c) which shall be the basis for payment for Information Technology/Cyber Security Services related to the Solid Waste and Wastewater Divisions; and

**WHEREAS**, in accordance with the Local Public Contracts Law Regulations N.J.A.C. 5:34-1 et seq., the Authority, and its Members and Commissioners, desire to retain Accenture LLP as Information Technology/Cyber Security Consultant to the Solid Waste and Wastewater Divisions; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Treasurer/Comptroller has certified, in writing, the availability of sufficient funds for Fiscal Year 2021 in an amount not to exceed \$421,072.00 including fees and expenses, for such Professional Services, which funds shall be drawn from the Solid Waste and Wastewater Operating Budgets.

**NOW THEREFORE BE IT RESOLVED** by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference, the title of this Resolution shall be "Contract Award to Accenture LLP to Provide Information Technology/Cyber Security Services for the Fiscal Year 2021", and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The Executive Director of the Authority be and hereby is authorized and directed to cause notice of this Resolution as required by N.J.S.A. 40A:11-5(1)(a) to be published in an appropriate newspaper and prepare the necessary agreements which will substantially incorporate the terms set forth herein.

3. The Authority's Chairman be and hereby is authorized to execute the agreement for said services, and in the absence of the Chairman, the Authority's Vice Chairman be and hereby is authorized to execute said agreement on the Chairman's behalf.

4. In compliance with procedures and requirements for the "fair and open process" set forth in the Act, Accenture LLP shall be, and is hereby retained to perform Information Technology/Cyber Security Services for and on behalf of the Authority for the term March 1, 2021 and terminating February 28, 2022.

4. Payment for these Information Technology/Cyber Security Services for the Fiscal Year 2021 shall not to exceed \$421,072.00 including fees and expenses, for such Professional Services.

5. The retainage of Accenture LLP authorized herein shall be made without public bidding pursuant to the Local Public Contracts Law of the State of New Jersey for the reason that Accenture LLP is licensed to practice Information Technology/Cyber Security Services which profession is recognized by law.

6. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

**RESOLUTION NO. SW/WW-2-21-6-R**

**AUTHORIZATION TO EXECUTE SOLID WASTE AND WASTEWATER  
PURCHASE ORDERS UNDER VARIOUS NEW JERSEY STATE CONTRACTS**

**WHEREAS**, the Middlesex County Utilities Authority (“Authority”) has determined that in order to conduct required activities, the Authority’s Solid Waste and Wastewater Divisions must purchase adequate materials, equipment and supplies; and

**WHEREAS**, the Authority’s staff evaluates all options in order to recommend the purchase of materials, equipment and supplies that represent the best value and cost available to the Authority; and

**WHEREAS**, the Authority desires, whenever practicable and advantageous, to utilize the type of New Jersey State Contracts available to local contracting units; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-11 the Authority may, without advertising for bids, or having rejected all bids obtained pursuant to advertising therefore, purchase any materials, supplies or equipment under any contract or contracts for such materials, supplies or equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury (“State Contracts”); and

**WHEREAS**, the Authority currently subscribes to the New Jersey Purchase Bureau, Cooperative Purchasing Program which provides numerous State Contracts for use by public entities for various, materials, equipment, goods and services; and

**WHEREAS**, for reasons of efficiency and economy, the Authority’s Purchasing Agent recommends a blanket resolution authorizing the use of the New Jersey State Contracts for the State “M Numbers and T Numbers” set forth in Attachment No. 1 hereto; and

**WHEREAS** pursuant to N.J.A.C. 5:34-7.1 et seq., the Chief Financial Officer has certified, in writing, the availability of sufficient funds in the Solid Waste Operating Budget and the Wastewater Operating Budget in the amounts not to exceed those set forth for said purchases for each State Contract as set forth in Attachment No. 1 hereto.

**NOW THEREFORE BET IT RESOLVED** by the Board of Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be “Authorization to Execute Solid Waste and Wastewater Purchase Orders Under Various New Jersey State Contracts,” and all subsequent documents associated with the matters addressed herein shall reference this title.

2. The Authority’s Purchasing Agent is hereby authorized to execute appropriate documents through the Authority’s established Purchase Requisition and Purchase Order Process for the purchase of materials, supplies and equipment under State Contracts as set forth in Attachment No. 1 hereto.



3. Payment for the purchase of materials, supplies and equipment under said State Contracts shall be drawn from the Solid Waste Operating Budget and the Wastewater Operating Budget in amounts not to exceed those set forth in Attachment No. 1 hereto.

4. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.

**RESOLUTION NO. SW/WW-2-21-7-R**

**AUTHORIZING AGREEMENT FOR ENGINEERING SERVICES  
RELATED TO THE LANDFILL GAS SYSTEM FOR  
THE SOLID WASTE AND WASTEWATER DIVISIONS**

**T&M ASSOCIATES**

**WHEREAS**, the Middlesex County Landfill Gas System provides a benefit to both the Solid Waste and Wastewater Divisions; and

**WHEREAS**, the Landfill Gas System requires the services of a professional engineer in order to remain compliant with various NJDEP and USEPA regulations; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-5 the Middlesex County Utilities Authority (Authority) may procure Professional Services without the necessity of advertising for bids pursuant to N.J.S.A. 40:A:11-1 et seq.; and

**WHEREAS**, pursuant to P.L. 2004 L, 19 as amended by P.L. 2005 c. 51 (N.J.S.A. 19:44A-20.4 et seq. ("Act")) the Authority must follow the requirements set forth in the Act in awarding contracts having an anticipated value in excess of \$17,500; and

**WHEREAS**, the Authority has solicited qualifications from professionals pursuant to a "fair and open process" pursuant to provisions of the Act (N.J.S.A. 19:44A-20.7) for performance of Professional Services; and

**WHEREAS**, nine firms submitted qualifications in response to the Authority's solicitation; and

**WHEREAS**, upon the review of the firms that submitted qualifications, it was determined that T&M Associates was qualified for the services mentioned herein as described in Attachment #1; and

**WHEREAS**, the Authority has requested a proposal from T&M Associates for the services mentioned herein; and

**WHEREAS**, T&M Associates has prepared a proposal and schedule of rates and services as required by N.J.A.C. 5:34-4.5 (c) (Attachment #2 ) which shall be the basis for payment for Professional Services related to engineering services for the Landfill Gas System for the Solid Waste and Wastewater Divisions; and

**WHEREAS**, in accordance with the Local Public Contracts Law Regulations N.J.A.C. 5:34-1 et seq., the Authority and its members and Commissioners desire to retain T&M Associates for Engineering Services associated with the Landfill Gas System for the Solid Waste and Wastewater Divisions; and

**WHEREAS**, Engineering Services provided by T&M Associates are Professional Services within the definition contained in N.J.S.A. 40A:11-2; and

**WHEREAS**, pursuant to N.J.A.C. 5:34-5.1 *et seq.*, the Chief Financial Officer has certified, in writing, the availability of sufficient funds for the term of the appointment for an amount not to exceed \$345,500.00 for engineering services to be paid from the Operating Budgets of the Solid Waste and Wastewater Divisions.

**NOW THEREFORE BE IT RESOLVED** by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Authorizing Agreement for Engineering Services related to the Landfill Gas System for the Solid Waste and Wastewater Divisions – T&M Associates" and all subsequent documents concerning the matters addressed herein shall reference this title.
2. Upon review of the nine firms that submitted qualifications, it was determined that T&M Associates was qualified for the services mentioned herein.
3. T&M Associates shall be, and is hereby retained to perform Engineering Services related to the Solid Waste and Wastewater Divisions for and on behalf of the Authority for the term commencing March 1, 2021 and terminating February 28, 2022.
4. The Authority's Counsel and Staff are hereby authorized to prepare the necessary contract documents which will incorporate substantially the terms set herein, and the Chairman or Vice Chairman and Secretary are hereby authorized to execute a Contact for said services.
5. Payment for engineering services in an amount not to exceed \$345,500.00 shall be drawn against the Operating Budgets of the Solid Waste and Wastewater Divisions.
6. The retainage of T&M Associates authorized herein shall be made without public bidding pursuant to the Local Public Contracts Law of the State of New Jersey for the reason that T&M Associates is a licensed Engineering firm which profession is recognized by law.
7. The retainage of T&M Associates has been obtained pursuant to a "fair and open process" in accordance with the Act.
8. The Executive Director of the Authority is hereby authorized and directed to cause notice of this Resolution as required by N.J.S.A 40A:11-5(1) (a) to be published in an appropriate newspaper.
9. This Resolution shall take effect upon the expiration of the Middlesex County Board of County Commissioners' review period, in accordance with law. \_\_\_\_\_

**RESOLUTION NO. SW/WW-2-21-8-R**

**AUTHORIZING AGREEMENT FOR LAND SURVEYING SERVICES**

**KURTZ CONSULTING ENGINEERS AND PLANNERS, PC**

**WHEREAS**, the Middlesex County Utilities Authority (“Authority”) requires the services of a licensed land surveyor to establish and re-establish control points of locations and elevations for the aerial topography flown of the Middlesex County Landfill, survey potential wetlands, update existing maps, survey as-built monitoring wells, provide groundwater contour mapping and reports, prepare New Jersey Department of Environmental Protection (“NJDEP”) Annual Topography Survey and Capacity Report, and provide various plans in support of the Authority’s permit and site implementation activities and additional tasks as may be required for both Wastewater and Solid Waste Divisions; and

**WHEREAS**, this information is a requirement of NJDEP regulations, and the permits held by the Authority; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-5, the Authority may procure professional services without the necessity of advertising for bids pursuant to N.J.S.A. 40A:11-1 et seq.; and

**WHEREAS**, pursuant to N.J.S.A. 19:44A-20.4 et seq. (“Act”) the Authority must follow the requirements set forth in the Act in awarding contracts having an anticipated value in excess of \$17,500; and

**WHEREAS**, the Authority has publicly advertised and solicited qualifications from professionals for Land Surveying Services pursuant to a “fair and open process” pursuant to provisions of the Act (N.J.S.A. 19:44A-20.7); and

**WHEREAS**, nine firms submitted qualifications in response to the Authority’s solicitation; and

**WHEREAS**, upon review of those firms that submitted qualifications, it was determined that Kurtz Consulting Engineers and Planners, PC was qualified for the services mentioned herein as described in Attachment #1; and

**WHEREAS**, the Authority staff has requested a proposal from Kurtz Consulting Engineers and Planners, PC for the services mentioned herein; and

**WHEREAS**, Kurtz Consulting Engineers and Planners, PC has prepared a proposal and schedule of rates and services as required by N.J.A.C. 5:34-4.5(c) (Attachment # 2) which shall be the basis for payment for professional services related to Land Surveying services; and

**WHEREAS**, in accordance with the Local Public Contracts Law Regulations N.J.A.C. 5:34-1 et seq., the Authority and its members and Commissioners desire to retain Kurtz Consulting Engineers and Planners, PC for Professional Services associated with Land Surveying; and

**WHEREAS**, Land Surveying Services provided by Kurtz Consulting Engineers and Planners, PC are professional services within the definition contained in N.J.S.A. 40A:11-2; and

**WHEREAS**, pursuant to N.J.A.C. 5:34-5.1 et seq., the Chief Financial Officer has certified, in writing, the availability of sufficient funds for such professional services in an amount not to exceed \$266,125.00 to be paid from the Solid Waste Division Operating Budget and/or Wastewater Division Operating Budget, as applicable.

**NOW THEREFORE BE IT RESOLVED** by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be “Authorizing Agreement for Land Surveying Services – Kurtz Consulting Engineers and Planners, PC” and all subsequent documents associated with the matters addressed herein shall reference this Title.
2. Upon review of the nine firms that submitted qualifications, it was determined that Kurtz Consulting Engineers and Planners, PC was qualified for the services mentioned herein.
3. Kurtz Consulting Engineers and Planners, PC, and is hereby retained to perform Land Surveying Services related to the Solid Waste and Wastewater Divisions for and on behalf of the Authority for the term commencing March 1, 2021 and terminating February 28, 2022.
4. The Authority's Counsel and staff are hereby authorized to prepare the necessary documents which will incorporate substantially the terms herein, and the Chairman or Vice Chairman and Secretary are hereby authorized to execute an Agreement for said services.
5. Payment not to exceed \$266,125.00 for said professional services shall be drawn against the Solid Waste Division Operating Budget and/or Wastewater Operating Budget as applicable.
6. The retainage of Kurtz Consulting Engineers and Planners, PC authorized herein shall be made without public bidding pursuant to the Local Public Contracts Law of the State of New Jersey for the reason that Kurtz Consulting Engineers and Planners, PC is a licensed surveyor which profession is recognized by law.
7. The retainage of Kurtz Consulting Engineers and Planners, PC has been obtained pursuant to a “fair and open process” in accordance with the Act.
8. The Executive Director of the Authority is hereby authorized and directed to cause notice of this Resolution as required by N.J.S.A. 40A:11-5(1) (a) to be published in an appropriate newspaper.
9. This Resolution shall take effect upon the expiration of the Middlesex County Board of County Commissioners’ review period, in accordance with law.

**RESOLUTION NO. SW-2-21-9-R**

**AUTHORIZING CONTRACT AWARD FOR CONTRACT NO. 21-1SW  
SUPPLY ODOR CONTROL PRODUCTS  
FOR THE MIDDLESEX COUNTY LANDFILL**

**CHEMSTATION PHILADELPHIA, LTD.**

**WHEREAS**, the Middlesex County Utilities Authority (“Authority”) publicly advertised for bids for a contract entitled “Supply Odor Control Products for the Middlesex County Landfill/Contract No. 21-1SW,” hereinafter referred to as “Contract No. 21-1SW”; and

**WHEREAS**, on February 2, 2021 the Authority received and publicly opened one (1) bid submitted for Contract No. 21-1SW from Chemstation Philadelphia, Ltd. in the following amounts:

**Contract Year 2021/2022:**

Item 1.A. Supply Odor Control Products #1230  
Unit Price Per Gallon: \$26.80  
Extended Price: \$67,000.00

**Contract Year 2021/2022:**

Item 2.A. Supply Odor Control Products #8274  
Unit Price Per Gallon: \$22.49  
Extended Price: \$112,450.00

**Contract Year 2022/2023:**

Item 3.A. Supply Odor Control Products #1230  
Unit Price Per Gallon: \$26.80  
Extended Price: \$67,000.00

**Contract Year 2022/2023:**

Item 4.A. Supply Odor Control Products #8274  
Unit Price Per Gallon: \$22.49  
Extended Price: \$112,450.00

**WHEREAS**, the said bids have been reviewed by the Authority’s Counsel and staff who have advised that the said bid of Chemstation Philadelphia, Ltd. for minimum, maximum and average quantities as set forth in Exhibit A for the Unit Prices set forth in Exhibit C-1 attached hereto, satisfies, in all material respects, the requirements of the Specifications and Bid Documents and is the lowest responsive and responsible bid; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4 et seq., the Chief Financial Officer shall certify, in writing, the availability of sufficient funds for such supply and delivery services based on the unit prices set forth in Exhibit C-1 up to the average quantities, as set forth in the attached excerpt from Exhibit A for the bid items, for which funding shall be certified as ordered and drawn against the amount allotted in the Solid Waste Division Operating Budget.

**NOW THEREFORE BE IT RESOLVED** by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Authorizing Contract Award for Contract No. 21-1SW/Supply Odor Control Products for the Middlesex County Landfill – Chemstation Philadelphia, Ltd." and all subsequent documents concerning the matters addressed herein shall reference this title.
2. The Commissioners hereby award Contract No. 21-1SW to Chemstation Philadelphia, Ltd., for the first year commencing April 1, 2021 and ending March 31, 2022 at total bid prices not to exceed those stated above.
3. The Commissioners hereby accept the Total Extended Price in the amount of \$179,450.00 for the one-year term commencing April 1, 2021 through March 31, 2022.
4. The Commissioners hereby accept the bid of Chemstation Philadelphia, Ltd. as set forth in Exhibit C-1 attached hereto for Contract No. 21-1SW.
5. A contract for the second year is not awarded at this time. Any contract for the second year shall be awarded, if at all, in accordance with the relevant provisions of the contract documents.
6. The Executive Director is hereby authorized and directed to notify Chemstation Philadelphia, Ltd. of the acceptance of its bid, and the Chairman or Vice Chairman and Secretary are authorized to execute any and all contracts with said bidder as required by the Contract.
7. This Resolution shall take effect immediately following the Middlesex County Board of County Commissioners' review period, pursuant to law.

**RESOLUTION NO. SW-2-21-10-R**

**AUTHORIZING APPROVAL OF CHANGE ORDER NO. 1  
(FINAL QUANTITIES - CREDIT)  
FOR CONTRACT NO. 20-7SW (REBID)  
MISCELLANEOUS PAVING  
AT THE MIDDLESEX COUNTY LANDFILL**

**FISCHER CONTRACTING, INC.**

**WHEREAS**, the Middlesex County Utilities Authority ("Authority") previously executed a contract with Fischer Contracting, Inc. for Contract No. 20-7SW (Rebid)/Miscellaneous Paving at the Middlesex County Landfill; and

**WHEREAS**, the Authority's Consulting Engineer has recommended the approval and execution of a Change Order (Final Quantities - Credit) to said Contract in the amount of \$87,110.11 (Credit) for the purpose of Contract Closeout; and

**WHEREAS**, the final credit amount is the result of lower quantities utilized as outlined in Attachment No. 1, resulting in a Credit to the Authority; and

**WHEREAS**, said Change Order has been deemed to be in the best interests of the Authority; and

**NOW THEREFORE BE IT RESOLVED** by the Commissioners of the Middlesex County Utilities Authority as follows:

1. For all future reference the title of this Resolution shall be "Authorizing Approval of Change Order No. 1 (Final Quantities - Credit) for Contract No. 20-7SW(Rebid)/Miscellaneous Paving at the Middlesex County Landfill -- Fischer Contracting, Inc." and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The following Change Order shall be and is hereby approved:

Contractor: Fischer Contracting, Inc.

Contract Number: Contract No. 20-7SW (Rebid)

Change Order Number: 1 (Final Quantities - Credit)



Description of Work: The final credit amount is the result of lower quantities utilized as outlined in Attachment No.1, resulting in a Credit to the Authority.

Original Amount: \$496,721.25

Change Order Amount: \$87,110.11 (Credit)

3. The appropriate Officers and Staff of the Authority are hereby authorized and directed to execute said Change Order.
4. This Resolution shall take effect upon the expiration of the Middlesex County Board of County Commissioners' review period, in accordance with law.

**RESOLUTION NO. SW-2-21-11-R**

**RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH FOLEY, INC. FOR THE PURCHASE OF A CATERPILLAR HYDRAULIC EXCAVATOR (325CFR) THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY COOPERATIVE**

**WHEREAS**, by Resolution No. SW/WW-12-18-12-R, dated December 20, 2018, the Middlesex County Utilities Authority (“Authority”) authorized participation by the Authority in the Educational Services Commission of New Jersey Cooperative (the “Cooperative”); and

**WHEREAS**, participation in the Cooperative allows the Authority to purchase certain goods and services through existing, competitively bid contracts; and

**WHEREAS**, the Authority desires to procure a Hydraulic Excavator from Foley, Inc., a company that participates in the Cooperative and is located in Piscataway, New Jersey, in the amount of \$246,410.00; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Chief Financial Officer has certified, in writing, the availability of sufficient funds for said purchase in the amount of \$246,410.00 to be paid from the Solid Waste Operating Capital Budget.

**NOW, THEREFORE, IT IS RESOLVED** by the Commissioners of the Middlesex County Utilities Authority, as follows:

1. For all future reference, the title of this Resolution shall be “Resolution Authorizing the Execution of a Contract with Foley, Inc. For the Purchase of a Caterpillar Hydraulic Excavator (325CFR) through the Educational Services Commission of New Jersey Cooperative” and all subsequent documents associated with the matters addressed herein shall reference this Title.

2. The appropriate Officers and Staff of the Authority are hereby authorized to execute a contract/purchase order(s) in the amount of \$246,410.00 and any other necessary documents, with Foley, Inc. for the procurement as described herein.

3. This contract is authorized pursuant to the authority set forth in the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and as set forth under Resolution No. SW/WW-12-18-12-R.

4. This Resolution shall take effect immediately following Freeholder review period, pursuant to law.

**RESOLUTION NO. SW/WW-2-21-12-R**

**RESOLUTION TO REVISE THE FIXING AND DETERMINING THE  
APPOINTMENT, CLASSIFICATION AND SALARY RANGE  
FOR EMPLOYEES OF THE  
MIDDLESEX COUNTY UTILITIES AUTHORITY**

**BE IT RESOLVED** by the Middlesex County Utilities Authority and the members or Commissioners thereof:

1. The Middlesex County Utilities Authority hereby authorizes revisions to the 2021 salary ranges of the Authority personnel for the calendar year in accordance with the schedule attached as a result of the need to add a position in the Wastewater Division.

2. The Executive Director is empowered to fix the salary of personnel within the ranges specified on the Schedule based on their performance. Such salary determinations shall be considered effective immediately.

3. This Resolution shall take effect upon expiration of the Freeholder veto period in accordance with law.