

## MINUTES OF REGULAR MEETING

JUNE 10, 2014

The Regular Meeting of the Morris County Municipal Utilities Authority was held on June 10, 2014 at 7:03 p.m. in the First Floor Conference Room at the MCMUA Offices located at 214A Center Grove Road, Randolph, New Jersey. The necessary notice of this meeting was published according to the law.

Vice Chairwoman Szwak requested a roll call.

PRESENT: Mr. William Hudzik, Mr. Frank Druetzler, Mr. Fletcher Platt, Mr. Richard Plambeck, Dr. Dorothea Kominos and Ms. Laura Szwak.

Dr. Arthur Nusbaum entered the meeting at 7:05 p.m.

Mr. James Barry entered the meeting at 7:24 p.m.

ABSENT: Mr. Christopher Dour.

Also present was Glenn Schweizer, Executive Director; John P. Scarmozza, P.E., Chief Engineer; Larry Kaletcher, Treasurer; Marilyn Regner, Secretary; Joseph J. Maraziti, Jr., Esq., Maraziti, Falcon & Healey; Larry Gindoff, Solid Waste Coordinator; and Kathleen Hourihan, District Recycling Coordinator.

Vice Chairwoman Szwak asked for the Board's approval of the Minutes of the Closed Session and Regular Meeting dated May 6, 2014.

MOTION: Mr. Druetzler made a Motion to approve the Minutes of the Closed Session and Regular Meeting of May 6, 2014 and Mr. Plambeck seconded the Motion.

ROLL CALL: AYES: 5 NAYES: NONE ABSTENTIONS: Ms. Szwak

(Dr. Nusbaum entered the meeting at 7:05 p.m.)

### **TREASURER'S REPORT:**

Mr. Kaletcher presented the Treasurer's Report for the Solid Waste Operating, Water Operating and Capital Accounts for the month of May 2014. Also included is the Monthly report of Comparative Balances for the Solid Waste and Water Divisions, as well as the investment report in which there was no activity for the month of May. There reports have been incorporated in these Minutes.

Vice Chairwoman Szwak asked the Board for a Motion to accept the Treasurer's Report:

MOTION: Mr. Plambeck made a Motion to accept the Treasurer's Report and Mr. Platt seconded the Motion.

ROLL CALL: AYES: 7 NAYES: NONE ABSTENTIONS: NONE

Mr. Kaletcher announced that Mr. William Schroeder of Nisivoccia LP is in attendance this evening to discuss the 2013 MCMUA Audit Report and to answer any questions the Board may have.

Mr. Schroeder reported that once again the MCMUA had a very solid year. The undesignated fund balance which is net of your property, plant and equipment went up last year, which was basically driven by the tipping fee revenue being up and solid waste expenses being down compared to the previous year. He mentioned that the MCMUA's Net OPEB (post employment benefits) obligation

is up to \$13M. Due to deadline issues, an OPEB estimate was required for the 2013 audit, the actual actuarial calculation came in lower, so this adjustment will be reflected in the 2014 audit. He reported that the MCMUA is very healthy financially even with the OPEB obligation being booked at \$13M. There was concern in previous years that the fund balance was dropping but the MCMUA has swung the tide back in a positive direction. The MCMUA did not receive any comments or recommendations this year and your financial administration is to be commended. Any audit adjustments we made to the records that were presented were very minimal, so the Treasurer's office can be relied upon all through the year, so you are in excellent shape at that end also.

Mr. Plambeck mentioned a minor edit on Page 10. On page 9 on the financials, Table 2, it talks about change in net position and we actually went from a negative to a positive, so that percentage would not apply and that should be N/A. Mr. Schroeder replied we usually go by the base number and it's basically done by a formula and that's how we calculate it, but we could have said N/A there. Mr. Plambeck said the fact that we went from negative to positive is great. Mr. Schroeder said if it is a point of contention next year, he will note it as N/A.

Chairwoman Szwak asked the Board for a Motion to accept the 2013 Audit:

MOTION: Dr. Nusbaum made a Motion to accept the 2013 Audit and Mr. Druetzler seconded the Motion.

ROLL CALL: AYES: 7 NAYES: NONE ABSTENTIONS: NONE

Mr. Kaletcher asked for the Board's approval of the following Resolution. Mr Plambeck asked how this compares to last year's and Mr. Kaletcher replied that it is four or five thousand higher.

RESOLUTION 14-28  
RESOLUTION TO AMEND THE SOLID WASTE DIVISION 2014 FISCAL  
BUDGET FOR THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY  
PURSUANT TO N.J.A.C. 5:31-2.8

2014 CLEAN COMMUNITIES GRANT

**WHEREAS**, the Morris County M.U.A. on June 11, 2014 is amending the Solid Waste Division budget to include the 2014 Clean Communities Grant in the amount of \$84,352.22, and

**WHEREAS**, N.J.A.C. 5:31-2.8 provides that the Director, Division of Local Government Services may approve the amendment of the budget of any Authority or District when there are increases in budgeted revenue with corresponding increases in budgeted appropriations, and

**WHEREAS**, said Director may approve the amendment of the authority's budgeted revenue and appropriations in equal amounts.

**NOW, THEREFORE, BE IT RESOLVED**, that the Morris County M.U.A. hereby requests the Director of Local Government Services to approve the amendment to the 2014 budget as follows:

Increase Amended Revenue:  
2014 Clean Communities Grant \$84,352.22

Increase Amended Appropriations:  
2014 Clean Communities Grant \$84,352.22

**CERTIFICATION**

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the regular meeting held on Tuesday, June 10, 2014.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Laura Szwak, Vice Chairwoman

ATTEST:

\_\_\_\_\_  
Marilyn Regner, Secretary

**MOTION:** Mr. Plambeck made a Motion to amend the Solid Waste Division 2014 Fiscal Budget for the MCMUA – Clean Communities Grant and Mr. Druetzler seconded the Motion.

**ROLL CALL:** AYES: 7      NAYES: NONE      ABSTENTIONS: NONE

Vice Chairwoman Szwak asked for the Board’s approval of the vouchers:

BILL RESOLUTION NO. 14-29

**BE IT HEREBY RESOLVED** that the bills as shown on the SCHEDULE OF WARRANTS all having been approved by the Board of officials where legally required, be and the same are hereby paid. The SCHEDULE OF WARRANTS designated as Bill Resolution No. 14-29 containing 7 pages for a total of \$2,903,407.21 dated and made a part hereof by reference.

**SUMMARY**

**CHECK NUMBERS**

CAPITAL FUNDS	1091-1095	\$ 4,975.61
WATER OPERATING FUNDS	2479-2520	217,944.65
SOLID WASTE OPERATING	4335-4433	<u>2,680,486.95</u>
	<b>TOTAL</b>	<b>\$ 2,903,407.21</b>

**CERTIFICATION**

I hereby certify that all vouchers listed above have been reviewed and found to be in proper form for payment, and I have compared the SCHEDULE OR WARRANTS to the vouchers for payment and have determined it to be correct.

DATE: June 10, 2014

BOARD CHAIRMAN APPROVAL

\_\_\_\_\_  
Laura Szwak, Vice Chairwoman

SIGNED: \_\_\_\_\_  
Marilyn Regner, Secretary

**TREASURER'S CERTIFICATION**

I hereby certify that there are sufficient funds in the appropriations charged, or accounts listed to cover the expenditures included in the SCHEDULE OF WARRANTS dated: June 10, 2014

DATE: June 10, 2014

\_\_\_\_\_  
Larry Kaletcher, Treasurer

**MOTION:** Dr. Kominos made a Motion that the vouchers be approved for payment and Mr. Hudzik seconded the Motion.

**ROLL CALL:** AYES: 7      NAYES: NONE      ABSTENTIONS: NONE

## **CORRESPONDENCE:**

Mr. Schweizer mentioned an additional piece of correspondence, a memorandum dated June 10, 2014 from himself to the Board regarding Water Division Contract W-13, Furnish and Install Replacement Doors at Alamatong Wells. No. 1 and No. 2 which will be covered in the Engineer's Report.

He passed around a County College of Morris publication. They had an awards celebration as well as the Scholarship Gala and the MUA was a proud contributor to the scholarship fund. On June 5<sup>th</sup>, Morris County had its bi-annual service awards and Bob Veszi, who has been with the MUA Water Division for 15 years, was on list to be recognized.

Mr. Schweizer reported that work is proceeding on the Morris County Preservation Trust Fund Analysis and Strategy Report which is being performed by consultant Brandstetter Carroll with an awful lot of interaction and input by county staff. The draft report should be completed by June 17<sup>th</sup> and the consultant is scheduled to present their findings and recommendations at a Freeholder Meeting (work session) scheduled for July 9<sup>th</sup> at 4:30 p.m. and asked if any MUA Board Members are interested in attending. Mr. Hudzik said that he would be at that meeting.

Mr. Druetzler asked if he could get a copy of the report and Mr. Schweizer said he would find out when copies of the report will be available.

Memo dated June 2, 2014 to Boards, Commissions, Authorities from John Bonanni, County Administrator, regarding organizational changes.

Check dated May 22, 2014 to the Morris County Treasurer from the Department of Treasury, State of New Jersey for the Solid Waste Administration Fiscal Year 2014 Clean Communities Grant in the amount of \$84,352.22.

Emails received on May 31, 2014 and June 2, 2014 from Jack Hartford, a Chatham resident and from Robin Dente of Hanover Township complimenting the MCMUA on a well organized household hazardous waste event.

Letter dated June 2, 2014 to New Jersey Department of Environmental Protection from Anthony Milonas, Supervisor of Water Operations, regarding T1 Reports for the Morris County M.U.A. for the month of May 2014.

Letter dated June 2, 2014 to New Jersey Department of Environmental Protection from Anthony Milonas, Supervisor of Water Operations, regarding the Disinfectant Residuals Report for M.U.A. for the month of May 2014.

## **ENGINEER'S REPORT:**

Mr. Scarmozza updated the Board on the following: On the roof repair project, we received the draft report from D&B Engineers which is currently being reviewed by the Water Division staff. We will get back to D&B with our comments within the next week so they can finalize the report. As Glenn mentioned on the Door Replacement Project for Alamatong Wells No. 1 and 2, we had an issue with the bid. There were only two bidders; the low bidder was MBT Contracting. After the bid, they discovered a mistake in their calculation and in accordance with the Local Public Contracts Law asked for relief from performing the project. They provided the proper notice and back-up information, and upon review, staff was satisfied that they did in fact make a mistake. We were unable to make the award to the second bidder as the bid was over the engineer's estimate. As a result, we are recommending that all bids be rejected for that project.

We also received three proposals for the SCADA upgrades and we are recommending that the award go to PCS System Integrators.

Mr. Scarmozza advised the Board that we have also been in contact with Leggette, Brashears & Graham (LBG). They have the Rockaway well model study in the format that the DEP had requested and they have all of the back-up data ready to present. We have contacted the DEP twice since the last meeting for meeting dates so LBG can present their data to them directly. Mr. Schweizer mentioned that if we do not hear back from DEP by tomorrow, he recommends that we send the information, with a letter to DEP just so that we go on record that we did what we said we were going to do by providing the information. We want to walk the DEP through the model and do everything we can to hasten the process. We had asked them for the courtesy of a quick response for the meeting. If we don't get a response in a week or so, we'll ask Frank Druetzler to make a call just to keep the process moving. Mr. Platt concurs.

With regard to the two MUA houses at 82 and 86 Whitehead Road, the consultant Barton Ross has done inspections of both houses and is preparing a report to be submitted with the application to the Historic Preservation Office (HPO) for the sale of 82 Whitehead Road and 86 Whitehead Road. If there is no interest in 86, we hope the HPO will finally approve our demolition permit.

Mr. Plambeck asked if there is any update on the Morris Commons lawsuit? Mr. Maraziti replied that there is a Motion filed to include the MUA and other water purveyors as defendants in the lawsuit which no doubt will be granted. The next step would be for us to respond to that most likely to dismiss based upon that fact that we do not have current water supply. Mr. Platt asked that there be closed session be held to discuss this tonight. Mr. Maraziti replied yes.

## **PROJECT STATUS:**

### **1. Roof Repair Project (RFP-14-2W)**

- A. MCMUA staff provided D&B Engineers original construction plans and supplemental information on the roof sites in question for their use in determining a repair solution. Project Manager, Michael Rodriguez, informed the MCMUA that a thorough analysis of various architectural details of each facility is underway, however, he was unable to provide a schedule for the report at this time.

### **2. SCADA Upgrades, Contract W-10, Furnishing & Deliver SCADA Hardware & Equipment**

- A. Walker Engineering delivered the SCADA hardware purchased under Contract W-10 as scheduled; Anthony Milonas immediately began to assemble the hardware enclosures for each facility to be included in the upgrade. Proposals for Programming and Integration Services are to be received on June 5<sup>th</sup>, and if all is in order, a recommendation to award the service will be presented at the meeting. With the experience gained from the first upgrade and all of the components assembled for this upgrade, staff is hoping to complete all of the work by October.

### **3. Door Replacement at Alamatong Wells 1 & 2**

- A. Bids will be received on June 5<sup>th</sup> for door replacement at Alamatong Wells 1 & 2. Although this is a relatively small project, it presented challenges to implement; the project had to be formally bid and done prevailing wage, however most of the interested contractors were small mason contractors that did not have much experience with public contracts. In order to get some interest and competition, no bonds were required for the project. The project is small and short term, and will be closely monitored so the MCMUA's exposure should be low. Pending that the bids received are within the budget, an award resolution will be presented at the meeting.

## **GENERAL**

### **1. SYSTEM**

- A. The replacement for the Mine Hill pump arrived from Patterson Pumps and is being prepared for installation. Staff will coordinate the installation to minimize

downtime and reliance on the Mine Hill PRV for the interim water supply; work is expected to take about three days. Patterson extended their warranty to cover the defective pump casting and an \$8,000.00 credit was applied to the replacement pump, the original pump was in service over eight years.

- B. The differential pressure meters at the wells and pumping stations were tested for accuracy and certified compliant with AWWA standards. Water customers subject to billing through these meters were provided with the test results. As a matter of convention, the MCMUA tests its differential pressure meters each Spring and its turbine meters each Fall.
- C. In an effort to standardize, the venturi meter in Alamatong Well No. 4 was replaced with an Oripac meter so that all of the wells have similar meters and a common differential transmitter.
- D. The turbidity meter in Alamatong Well No. 8 malfunctioned and had to be replaced. During the malfunction, the well failed safe as designed and remained in blow-off mode. Staff keeps a replacement turbidity meter in reserve and Well 8 was back in service within 24 hours; the malfunctioning meter will be rebuilt and placed in reserve.
- E. The MCMUA is being sued by Morris Commons along with Rockaway Township, Rockaway Borough, Wharton Borough, Town of Dover, Jefferson Township, Denville Township and Southeast Morris County M.U.A. for water supply to its development in order that they may provide low and moderate cost housing. Attorney Falcon will try to have the MCMUA dismissed from the suit as our entire water supply is committed to our customers via contract.
- F. Leggette Brashears and Graham (LBG) have completed the re-configuration of the Rockaway Well Ground Water Model into the form requested by NJDEP and are awaiting DEP's instructions regarding presentation. The MCMUA requested that LBG deliver the model and walk DEP through the various scenarios and parameters used. NJDEP has not yet responded to the MCMUA on the matter.

Mr. Scarmozza asked for the Board's approval of the following Resolutions:

RESOLUTION NO. 14-30  
RESOLUTION FOR THE AWARD OF AN EXTRAORDINARY AND UNSPECIFIABLE  
SERVICE FOR THE PERFORMANCE OF SCADA SYSTEM INTEGRATOR SERVICES  
RELATED TO MCMUA WATER SYSTEM

WHEREAS, the Morris County Municipal Utilities Authority ("the Authority") requires the services of a SCADA System Integrator to incorporate its tanks and upgrade its pumping stations in its SCADA system; and

WHEREAS, the Authority solicited proposals for said work through the fair and open process; and

WHEREAS, the Authority has received three proposals from SCADA System Integrators dated June 5, 2014 in response to the solicitation which are listed as follows:

- |    |                                                 |              |
|----|-------------------------------------------------|--------------|
| 1. | PCS Pump & Process<br>Fairfield, New Jersey     | \$44,000.00  |
| 2. | Avista Realtime Systems<br>Columbia, Maryland   | \$53,000.00  |
| 3. | Optimum Controls Corp.<br>Reading, Pennsylvania | \$102,488.00 |

WHEREAS, the proposal of PCS Pump & Process, Inc. in the amount of \$44,000.00 was found to best address the needs of the Authority; and

WHEREAS, the MCMUA Treasurer has certified that funds for said service are available from Engineering and Professional Service Line Item 4-02-6-900-925-230 in the amount of \$44,000.00; and

WHEREAS, the Authority is authorized to award a contract for Extraordinary and Unspecifiable Services regarding non-proprietary hardware & software as defined in N.J.S.A. 5:34-2.3.

NOW THEREFORE, BE IT RESOLVED by the Morris County Municipal Utilities Authority in the County of Morris and State of New Jersey on this 10<sup>th</sup> day of June 2014 as follows:

1. The Executive Director is authorized and directed to execute an agreement with PCS Pump & Process, Inc., 41 Plymouth Street, Fairfield, New Jersey 07004 in accordance with the aforesaid proposal in a form approved by the Authority Attorney.
2. The Secretary shall cause a copy of this Resolution to be published in an official newspaper of the Authority.
3. Copies of the agreement authorized hereby shall be on file and available for public inspection at the offices of the Authority, 214A Center Grove Road, Randolph, New Jersey 07869 during regular business hours.
4. This Resolution shall take effect as provided by law.

#### CERTIFICATION

Certified to be a True Copy of a Resolution adopted by the Morris County Municipal Utilities Authority at a duly convened meeting of the Authority held on June 10, 2014.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Laura Szwak, Vice Chairwoman

ATTEST:

\_\_\_\_\_  
Marilyn Regner, Secretary

MOTION: Dr. Kominos made a Motion to award a contract for Extraordinary and Unspecifiable services regarding non-proprietary hardware and software to PCS Pump & Process in the amount of \$44,000.00 and Mr. Platt seconded the Motion.

ROLL CALL: AYES: 7 NAYES: NONE ABSTENTIONS: NONE

RESOLUTION NO. 14-34  
RESOLUTION TO REJECT BIDS FOR CONTRACT NO. W-13,  
FURNISH & INSTALL REPLACEMENT DOORS AT  
ALAMATONG WELLS NO. 1 AND NO. 2

WHEREAS, the Morris County Municipal Utilities Authority ("MCMUA") received two sealed bids for Contract No. W-13 to furnish and install replacement doors at Alamatong Wells No. 1 and No. 2; and

WHEREAS, the same have been reviewed by MCMUA for compliance with the bid specifications and the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the MCMUA has made the following findings and determinations.

1. The amounts bid are set forth below:

<u>Bidder</u>	<u>Total Bid</u>
MBT Contracting LLC Lincoln Park, NJ	\$ 22,000.00
Lychnidios LLC Garfield, NJ	\$ 38,628.00

2. In accordance with N.J.S.A. 40A:11-23.3, MBT Contracting LLC requested withdrawal of its bid submitted for Contract W-13 due to a mistake.
3. Upon review of the bid estimate calculations and information submitted by MBT Contracting, the Executive Director of the MCMUA agrees that a mistake was made and has advised the MCMUA Board accordingly.
4. The MCMUA Board concurs with the determination of the Executive Director that to award the project would be “unconscionable” and shall permit MBT Contracting to withdraw its bid.
5. The MCMUA has determined that the bid of Lychindios LLC, second lowest bidder, in the amount of \$38,628.00 exceeds the budget estimate (\$30,000.00) for this project.

NOW, THEREFORE, BE IT RESOLVED by the Morris County Municipal Utilities Authority in the County of Morris and State of New Jersey on this 10th day of June, 2014 as follows:

1. The Authority hereby directs the Executive Director to permit MBT Contracting LLC, 63 Beaver Brook Road, Suite 104C, Lincoln Park, NJ 07035 to withdraw its bid for Contract No. W-13, Furnish and Install Replacement Doors At Alamatong Wells No. 1 and No. 2 in the amount of \$22,000.00.
2. The Authority hereby rejects the bid of Lychindios LLC, Garfield, NJ in the amount of \$38,628.00 submitted for Contract W-13, Furnish and Install Replacement Doors At Alamatong Wells No. 1 and No. 2 as it exceeds the \$30,000.00 budget estimate for the project.
3. The Executive Director is authorized and directed to forward notice of these actions to both bidders.
4. The MCMUA shall re-evaluate the project for future action.
5. This Resolution shall take effect as provided by law.

#### CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on June 10, 2014.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Laura Szwak, Vice Chairwoman

ATTEST:

\_\_\_\_\_  
Marilyn Regner, Secretary

MOTION: Mr. Barry made a Motion to reject the bids for Contract W-13 and Mr. Plambeck seconded the Motion.

ROLL CALL: AYES: 7      NAYES: NONE      ABSTENTIONS: NONE

## **SOLID, HAZARDOUS & VEGETATIVE WASTE REPORT:**

Mr. Gindoff reported to the Board that the MUA had a very busy and successful HHW Event on May 31<sup>st</sup>. He also added that the participation went up at the permanent HHW facility this month.

Mr. Gindoff mentioned that DEP has started a process of trying to get Counties and municipalities to start thinking about emergency debris management planning and future coordination of it. They had a northerly kick-off meeting a few weeks ago that OEM people and I attended. Mr. Gindoff met with OEM to start facilitating debris management planning here in Morris County and DEP gave us a few templates to work on so, over the course of the summer we are going to be working on some emergency debris management planning between the MUA, OEM, the municipalities and the DEP. As that progresses, he will keep the Board updated.

Ms. Szwak asked doesn't each town have an emergency management plan? Mr. Gindoff replied that they do and over time with respect to debris, every incident you have, hurricane or flood, you have to go to DEP and request permission to put your material in the temporary debris management area that you apply for. DEP was tired of approving them after the fact after every storm so they started a process where they don't want to approve them on a storm by storm basis, but rather to get these areas set up for the particular type of material, vegetative waste or chemicals that need to be handled in a certain way, and for the towns and the counties to coordinate on how to handle that for the long term not just on a case-by-case basis. DEP wants us to get these debris management areas approved and a lot of that is to facilitate the reimbursements from FEMA because if everything is approved beforehand, your FEMA reimbursements are more likely to come in. So a part of it is for proper debris management and a part of it is for reimbursement from FEMA.

Dr. Nusbaum asked Mr. Gindoff five years ago about petitioning the NJDOT to place a MCMUA HHW Facility sign on the northbound side of Route 206 and at that time Mr. Gindoff said that the DOT doesn't want signs on the road. He would like staff to discuss this a little more and if there is credence to the recommendation, he would like to advise the State of New Jersey DOT that we have a facility and it is in the public interest that people know where this facility is and we should be identified as a facility that is available to the public. Mr. Gindoff mentioned that the MUA currently has a sign on the Meyer Stone side and was put up about five years ago and he mentioned that he fears that he might lose this sign as it was never officially approved. Mr. Gindoff agreed to check into it.

## **TRANSFER STATIONS**

**Tonnage** – For the month of May 2014, a total of 34,751 tons of solid waste was accepted at the two transfer stations. This tonnage for May 2014 represents a 1.35% increase over the 34,287 tons accepted a year ago in May 2013. With the first five months of 2014 accounted for, it is currently projected that the transfer stations will accept 379,251 tons of solid waste in total for 2014. If this prediction holds true, the transfer stations will accept 0.64% more waste than the 376,825 tons accepted in 2013. Please reference the Transfer Station Disposal Report for additional information.

**Legal Challenges to the Transfer Station Procurement** – As reported at the May meeting, with the Appellate Division's December 2013 reversal of Judge Weisenbeck's determination to deny preliminary injunctive relief, the matter is now back before Judge Weisenbeck. By the end of March, briefs and reply briefs had been prepared and submitted and oral argument was presented to the Court on April 25, 2014. Since April 25, there has been no new activity in this matter nor have any rulings been rendered.

## **HOUSEHOLD HAZARDOUS WASTE MANAGEMENT**

**Program Participation and Events** - During May 2014, a total of 198 residents and businesses delivered waste to the permanent household hazardous waste (HHW) facility in Mount Olive. This is up in participation from the previous month of April 2014, when 106 participants used the facility. May 2014's participation represents an increase from last year when 182 participants used the facility in May 2013.

On Saturday, May 31, 2014, the MCMUA conducted the first of three one-day HHW events scheduled for 2014. This May 31 event took place in the parking lot of the Morris County Public Safety Complex. There were a total of 933 vehicles at the event of which, 602 had HHW only,

208 had HHW and E-waste and 123 had only E-waste. The event went well though lines did build at times. This was the last event conducted by Clean Venture under our old HHW contract. Beginning with the next event on September 13, also at the Public Safety Complex, MXI will be the HHW vendor. This is in accordance with a resolution adopted by the MCMUA in May. In addition, there will be an October 18 disposal event at Chatham High School.

### **Vendor Contracts**

On May 7, the MCMUA issued a recycling RFQ for the antifreeze the MCMUA collects at the permanent HHW facility. One quotation was received in response to the RFQ from Lorco Petroleum Services of Elizabeth, NJ. The quotation was for \$0.00/gallon, which includes recycling, packaging and transportation of the antifreeze. As such, this contract will be at no cost to the MCMUA. The MCMUA has used Lorco for this contract in the past has been satisfied with their performance. A resolution will be prepared for the Board's consideration at June 10, 2014 meeting recommending the award of the antifreeze contract to Lorco for a one-year term with two optional one-year extensions exercisable at the sole discretion of the MCMUA.

### **VEGETATIVE WASTE MANAGEMENT – May 2014**

**Facility Report** – A copy of the vegetative waste report has been attached providing data on May 2014 vegetative recycling and sale of products. Compared to 2013 year-to-date, 2014 activities are still lagging though residential deliveries of mulch and compost are similar to 2013 levels.

**Auction of Loader from Parsippany Compost Site** – The MCMUA's compost operations at in Parsippany, located behind the Public Safety Complex, has utilized a 1990 Bucket Loader for years in a backup role which now has a variety of problems and is determined to be "beyond economically feasible repair." Staff recommends selling the loader "as is" through an online auction ([www.govdeals.com](http://www.govdeals.com)) as it has for other aging assets. A resolution will be prepared for the Boards consideration at the June meeting authorizing the auctioning of this loader.

Mr. Gindoff asked for the Board's approval of the following Resolutions:

RESOLUTION NO. 14-31  
RESOLUTION AWARDING MARKETING OF  
CLASS D RECYCLABLE MATERIALS CONTRACT  
(USED ANTIFREEZE/WATER MIXTURES)

**WHEREAS**, on May 7, 2014, the Morris County Municipal Utilities Authority ("MCMUA") issued a Request for Quotations seeking quotations for the marketing of Class D recyclable materials (used antifreeze/water mixtures) which are generated by Morris County residents and conditionally-exempt small quantity generators of hazardous waste; and

**WHEREAS**, one (1) quotation was received by the MCMUA by May 29, 2014, which was submitted by Lorco Petroleum Services, 450 South Front Street, Elizabeth, New Jersey, 07202, which quotes a price per gallon of \$0.00 for the used antifreeze/water mixtures (including packaging, recycling and transportation); and

**WHEREAS**, the MCMUA desires to accept this quotation for a term of one (1) year, commencing on or about July 14, 2014, together with two (2) consecutive one year options, exercisable at the sole discretion of the MCMUA. The MCMUA will provide thirty (30) days' written notice if it exercises its option to extend.

**NOW, THEREFORE, BE IT RESOLVED**, by the Morris County Municipal Utilities

Authority as follows:

1. The MCMUA shall award a contract for the Marketing of Class D Recyclable Materials, as more specifically defined herein, to Lorco Petroleum Services.
2. The Executive Director of the MCMUA is authorized and directed to execute a Contract with Lorco Petroleum Services for an amount not to exceed \$0.00 for a term of one (1) year, with an option to extend the terms of this contract to be exercised at the discretion of the MCMUA, for two (2) additional one-year terms for an amount not to exceed \$0.00 each term.
3. A copy of this Resolution and applicable contracts shall be available for public inspection at the offices of the Morris County Municipal Utilities Authority, 214A Center Grove Road, Randolph, New Jersey 07869.
4. A copy of this Resolution is being forwarded to the MCMUA Treasurer and Lorco Petroleum Services, 450 South Front Street, Elizabeth, New Jersey, 07202.
5. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the MCMUA at its Regular Meeting held on Tuesday, June 10, 2014.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Laura Szwak, Vice Chairwoman

ATTEST:

\_\_\_\_\_  
Marilyn Regner, Secretary

MOTION: Dr. Nusbaum made a Motion to award the marketing of Class D Recyclable Materials Contract (Used Antifreeze/ Water Mixtures) to Lorco Petroleum Services and Mr. Druetzler seconded the Motion.

Ms. Szwak asked if gas stations bring antifreeze to us? Mr. Gindoff said probably not because we do charge commercial entities a rate for handling HHW, \$1.25/lb. which is our blended rate for the types of chemicals a commercial person might have. Antifreeze can be recycled for nothing so people would not bring it to us and pay for that with us. Gas Stations have no problem getting rid of antifreeze because they go to the same people we do, such as Lorco.

ROLL CALL: AYES: 7 NAYES: NONE ABSTENTIONS: NONE

RESOLUTION NO. 14-32  
RESOLUTION AUTHORIZING THE AUCTION/SALE OF EQUIPMENT

WHEREAS, the County of Morris Dossier program lists the 1990 Michigan Bucket Loader S90L1 (serial number L1120V60535) (“Loader”) as an MCMUA asset; and

WHEREAS, this Loader, used for the Composting operations, has been determined to no longer be of use to the MCMUA since it is old and beyond economically feasible repair; and

WHEREAS, the MCMUA desires to sell the Loader, as is, where is; and

WHEREAS, the MCMUA, desires to post the Loader on an “on-line” web site, www.GovDeals.com, for auction and sale to the highest bidder and/or to sell the truck to another governmental entity through a shared services agreement for an agreed upon price; and

NOW THEREFORE, BE IT RESOLVED by the Morris County Municipal Utilities Authority as follows:

1. The Executive Director of the MCMUA is hereby authorized and directed to post and sell the Loader for auction on www.GovDeals.com to the highest bidder and/or sell the Loader to another governmental entity through a shared services agreement for an agreed upon price at the time deemed appropriate.
2. This resolution shall take effect immediately.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on June 10, 2014.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Laura Szwak, Vice Chairwoman

ATTEST:

\_\_\_\_\_  
Marilyn Regner, Secretary

MOTION: Mr. Platt made a Motion to authorize the auction/sale of equipment and Mr. Plambeck seconded the Motion.

Mr. Hudzik asked if this is one of two loaders we have and are we going to replace it? Mr. Schweizer replied that we have a loader at each site and this is just an old loader that has been around a long time and was used when necessary.

ROLL CALL: AYES: 7 NAYES: NONE ABSTENTIONS: NONE

RECYCLING REPORT:

Ms. Szwak asked when you go talk to different groups that have violations or they are dumping the wrong thing, do you keep track of how often you might go back to them because it seems that we have some repeat offenders? Ms. Hourihan replied yes we do and explained that the MUA is not authorized to do violation enforcement so the County Health Office does that. The MUA works with them where Mike Flora acts as a County Health Agent so he can do the actual enforcement so we can refer a company that is not cooperating to him. Ms. Szwak asked have we done that and Ms. Hourihan replied yes. Ms. Hourihan explained that Chris Vidal works primarily on this so she will ask her how many times that has happened and prepare a summary for next month. Ms. Hourihan mentioned that a lot of the feedback that Chris Vidal gets seems to be positive that when it is brought to the attention of someone in the company at a higher level, many of the companies tend to react positively from our point of view where they are going to take action and they are upset that this is happening. In a lot of cases, we are bringing attention to something that they were not aware of which is the purpose of the outreach.

Recycling Operations

**Revenue and Tonnage** – The ReCommunity preliminary April statement was received May 8 in the amount of \$15,640. The tonnage collected by the MCMUA during May was 1,404 tons. The monthly tonnage is shown by material and by customer on the attached report.

**Curbside Contract with Mendham Borough** – In 2012, when staff was working to extend the curbside recycling contracts, Mendham Borough was reluctant to exercise the 4-year extension and requested a contract which allowed a 2-year termination window. The window allows the Borough to terminate on December 31, 2014, with at least six (6) months prior written notice to the MCMUA. In March of this year, Mendham Borough solicited for bids for curbside recycling collection and had the bid opening on May 28. The Borough received two bids one of which was below the MCMUA's price. The MCMUA staff anticipates that the Borough will be sending notice to terminate our contract effective December 31, 2014.

**Auction of Equipment** – From May 8 to May 22, staff posted 6 items for auction on GovDeals.com. Four of the items were roll-off containers which had been sold previously on GovDeals.com in February. The buyer from February paid for the 4 containers, but was unable to come and pick them up. Staff resold the items and will refund the money to the first purchaser. The original revenue earned by the MCMUA from the 4 containers was \$2,776. The second round for these same 4 items will yield \$4,757 to the MCMUA. The remaining two items posted in May were two trucks, a compactor truck and a pick-up truck. These items were both being auctioned for the second time. The reserves for the second auction were set at \$10,000 and \$500 respectively. The highest bid for the compactor was \$5,600 and \$400 for the pick-up truck. Both trucks were offered to the highest bidder. The bidder for the compactor truck declined the offer and the bidder for the pick-up truck accepted. The compactor truck will be auctioned for a third time, with no reserve amount and with an opening bid price of \$4,000.

Operations managers have decided to keep roll-off truck 93-12 and roll-off container G02-1. These items had been authorized for auction at the March meeting, however subsequently, one of our mechanics realized that the compost department would be able to make use of them to replace to a truck they use to move material around the Mt Olive site.

**Purchase of New Trucks** – On May 5, staff issued a request for bids to purchase a new roll-off truck. The bid opening was on Tuesday, June 3. Two bids were received. Staff plans to have a resolution to present to the board at the June meeting to award the bid. The bid specification to purchase a new compactor truck is taking more time than anticipated and should be ready to bid during June or July.

### **Events/Education/Miscellaneous**

**Clean Communities** – The release of the annual Clean Communities grant funding was delayed this year. The grant amounts are usually released in April and the checks are usually received the first week in May. There was talk that the Governor was considering using the funds to balance the budget. On May 22, staff was relieved when an NJDEP press release stated that the grants will be issued and that Morris County will receive \$84,352.22. The check was received on May 30.

- Staff participated in a meeting for the Clean Communities Council Best Practices Manual Committee on May 7.

- On May 14, staff attended the 2014 Arts in Education Showcase of the Morris Area Arts Council which was held at Drew University. Environmental assembly programs were included in the showcase.

- On May 21 to 23, the Clean Communities Council held their 11<sup>th</sup> Annual Conference, this year hosted by the City of Lambertville and Hunterdon County. MCMUA staff was in attendance and assisted with the event. Staff helped organize the event by arranging for the presenters for Kids Day, held on May 21. MUA staff also assisted with registration and lunch distribution for Kids Day. The seminar and awards dinner were held on May 22. There were several interesting speakers including the Delaware River Keeper and Raritan Headwaters Association. MCMUA staff nominated the Lake Hopatcong Foundation for an award and they were selected as a recipient. Also from Morris County, Bayer, Inc. received an award for their clean-up of the Whippany River in Hanover.

**Slam Dunk the Junk:** So far, 11 schools have completed clean-ups and submitted their reports. There are 12 more schools which need to complete clean-ups and/or submit their paperwork. Additionally, 3 high schools and 3 middle schools have submitted posters for the poster contest. **Educational Programs:** On May 29, MCMUA staff gave 3 presentations to 3<sup>rd</sup> grade classes at the North Dover Elementary School in Dover. **Road Clean-ups:** There was one road clean-up in May on the 12<sup>th</sup>. MCMUA curbside crews cleaned a total of 4 miles of road counting both sides.

**Recycling Inspections/Outreach** – In May, 21 transfer station loads suspected of improperly containing mandated recyclable materials were photographed and written-up by MCMUA tipping floor inspectors.

During May, staff worked with many generators and haulers to inform them of the recycling requirements in Morris County. The list below is a sample.

- Il Villaggio Restaurant in Parsippany.
- Defined Health and the Silverman Group, the property management company for the 3 story building located at 25 Hanover Corporate Center.
- Victory Gardens regarding two apartment complexes recycling programs.

- West Essex Management regarding their site in Wharton.
- Bed, Bath & Beyond in Mt Olive.

**2013 Municipal Recycling Tonnage Reports** – As of June 2, a total of 33 of the 39 municipal recycling tonnage reports for 2013 have been received. The reports were due to the NJDEP on April 30, 2014. It is normal that many of the reports are submitted after the deadline. Staff will keep reminding the remaining municipalities to submit their reports until they are all submitted. The reports that have not yet been submitted are from:

Chester Borough  
 Chester Township  
 Madison  
 Rockaway Borough  
 Rockaway Township  
 Wharton

**Boat Shrink Wrap** – This year’s first load of boat shrink wrap was delivered to ReCommunity on April 11. Through May 31, there have been 15 loads delivered for a total of 12.5 tons. The program will end on June 22.

**Event Containers** – The MCMUA’s event containers for recycling and garbage were lent to the following organizations during May:

- Drew University for two events on the weekends of May 17 and May 31.
- Chester Craft Show for the weekend of May 31.

**Miscellaneous Presentations/Meetings/Conference Calls/Correspondence**

- On Friday, May 9, staff traveled to the Bergen Community College to see its Rocket composter, a food waste composting vessel.
- On Wednesday, May 14, staff attended the NJ WasteWise Business Network meeting held by the NJDEP in Hamilton. Presentations were given by speakers from the following organizations/companies: NJDEP Office of Sustainability & Green Energy, Computers for Kids, NJ Paper Recycling Association and Miele, Inc.
- On Thursday, May 15, staff participated in a conference call for education coordinators organized by ReCommunity Recycling. The session was led by Sara Verrillo of the Atlantic County Utilities Authority (ACUA). She spoke about what the ACUA is doing with regard to social media and online marketing.
- On Tuesday, May 20, staff attended a County Coordinator meeting followed by an ANJR (Association of New Jersey Recyclers) Board meeting held in Mercer County.
- On Wednesday, May 21, staff attended a recycling health and safety course offered by the Rutgers Office of Continuing Professional Education.
- On Thursday, May 22, staff attended a session on Office Safety and Ergonomics offered by the County.
- On Thursday, May 29, staff logged onto a webinar sponsored by the National Recycling Coalition and the Pennsylvania Recycling Markets Center. The webinar was titled “Key Sustainability Material Management Components in a Lean Manufacturing Program” and the talk was given by the Environmental Director of La-Z-Boy, Inc.

Ms. Hourihan asked for the Board’s approval of the following Resolution:

RESOLUTION NO. 14-33  
 RESOLUTION AUTHORIZING THE AWARD OF BIDS  
 RECEIVED FOR THE PURCHASE OF  
 ONE (1) NEW 2015 6X4 REFUSE TRUCK CHASSIS  
WITH ROLL-OFF HOIST

WHEREAS, the Morris County Municipal Utilities Authority (MCMUA) issued a request for bids for the “Purchase of One (1) New 2015 6X4 Refuse Truck Chassis with Roll-off Hoist”; and

WHEREAS, the MCMUA received two (2) bids on June 3, 2014 from the companies listed below at the rates shown; and

Deluxe International Trucks 600 S River Street, Hackensack, NJ 07601	<u>Total Amount</u> \$168,400.00
Brown's Hunterdon International PO Box 98, Route 173, Bloomsbury, New Jersey 08804	\$170,252.00

WHEREAS, the bid of Deluxe International Trucks (Deluxe), being the apparent lowest, was reviewed by the Authority's Staff to determine compliance with the bid specifications; and

WHEREAS, it was determined that the bid from Deluxe meets the legal requirements subject to receipt of a certificate of insurance in a form acceptable to the County's Risk Manager; and

WHEREAS, the MCMUA desires to purchase a new refuse truck with roll-off hoist according to the bid from Deluxe at the total amount of \$168,400.00; and

WHEREAS, the MCMUA Treasurer has certified that sufficient funds are available in line item 4-01-3-300-800-151, Equipment Purchase, for the purchase of the new truck at the total price of \$168,400.00.

NOW THEREFORE, BE IT RESOLVED by the Morris County Municipal Utilities Authority as follows:

1. The MCMUA hereby awards the contract to Deluxe for a new refuse truck with roll-off hoist according to the bid at the total amount of \$168,400.00.
2. The Executive Director is authorized and directed to execute a contract with Deluxe in accordance with the terms of this resolution.
3. A copy of the Resolution shall be sent to all persons that submitted a bid for the "Purchase of One (1) New 2015 6X4 Refuse Truck Chassis with Roll-off Hoist." Additionally, a copy shall be submitted to the MCMUA Treasurer and kept on file in the offices of the Authority.
4. This resolution shall take effect as provided by law.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on June 10, 2014.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Laura Szwak, Vice Chairwoman

ATTEST:

\_\_\_\_\_  
Marilyn Regner, Secretary

MOTION: Mr. Plambeck made a Motion to authorize the auction/sale of equipment and Mr. Hudzik seconded the Motion.

Ms. Hourihan reported that the amount of the bid came in lower than anticipated.

ROLL CALL: AYES: 7      NAYES: NONE      ABSTENTIONS: NONE

PUBLIC PORTION:

There being no comment from the Public, this portion of the meeting was closed.

**OLD BUSINESS:**

There being no Old Business, this portion of the meeting was closed.

**NEW BUSINESS:**

There being no New Business, this portion of the meeting was closed.

Vice Chairwoman Szwak read the following Resolution for the meeting to go into closed session at 7:50 p.m. for discussion in connection with anticipated litigation in connection with Morris Commons v. Rockaway Township.

**RESOLUTION AUTHORIZING A CLOSED SESSION FOR DISCUSSIONS  
REGARDING ANTICIPATED LITIGATION INVOLVING THE AUTHORITY**

WHEREAS, the Morris County Municipal Utilities Authority desires to discuss various matters in connection with anticipated litigation; and

WHEREAS, the Morris County Municipal Utilities Authority is authorized to conduct a closed session in each of these instances pursuant to N.J.S.A. 10:4-12(b)(7) and N.J.S.A. 10:4-12(b)(5).

NOW, THEREFORE, BE IT RESOLVED by the Morris County Municipal Utilities Authority as follows:

1. A closed session will be held immediately following the Public Portion of this meeting regarding anticipated litigation in connection with Morris Commons v. Rockaway Township involving the Authority.
2. The matters discussed during this closed session relating to anticipated litigation shall be recorded and duly approved by the Board but shall be held in confidence and shall not be made available for public disclosure until such time as the matter has been settled, an unappealable decision has been rendered by a court of competent jurisdiction or as otherwise required by law.

**MOTION:** Mr. Plambeck made a Motion for the meeting to go into closed session at 7:50 p.m. and Dr. Nusbaum seconded the Motion.

**ROLL CALL:** AYES: 7 NAYES: NONE ABSTENTIONS: NONE

The meeting returned to open session at 8:10 p.m. with a Motion made by Mr. Platt, seconded by Dr. Kominos and carried unanimously.

There being no further Business, Vice Chairwoman Szwak asked for a Motion to adjourn the meeting at 8:12 p.m.

**MOTION:** Mr. Platt made a Motion to adjourn the meeting at 8:12 p.m. and Mr. Hudzik seconded the Motion and it was carried unanimously.

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Marilyn Regner  
Secretary

/mr