

MINUTES OF THE REGULAR MEETING

AUGUST 8, 2017

The Regular Meeting of the Morris County Municipal Utilities Authority was held on August 8, 2017 at 7:00 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.

Chairwoman Szwak requested a roll call.

PRESENT: Mr. William Hudzik, Mr. James Barry,
Mr. Christopher Dour, Mr. Frank Druetzler
Mr. Fletcher Platt, and Ms. Szwak.

ABSENT: Dr. Arthur Nusbaum and Dr. Dorothea Kominos.

Also present was Larry Gindoff, Acting Executive Director; Andrew Holt, MCMUA Water Consulting Engineer; Larry Kaletcher, Treasurer; Marilyn Regner, Secretary; Brent Carney, Esq., Maraziti Falcon LLP; Kathleen Hourihan, District Recycling Coordinator; and Steve Trimboli, Esq., Trimboli & Prusinowski.

Present from the Public was Ken Kasper, Chester Borough.

Chairwoman Szwak asked for the Board's approval of the Minutes and Closed Session Minutes of the Regular Meeting dated July 11, 2017.

MOTION: Mr. Platt made a Motion to approve the Minutes and Closed Session Minutes of the Regular Meeting of July 11, 2017 and Mr. Druetzler seconded the Motion.

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

TREASURER'S REPORT:

Mr. Kaletcher presented the Treasurer's Report for the Solid Waste Operating, Water Operating and Capital Accounts for the month of July 2017. Also included are the Comparative Balance Reports for both the Solid Waste and Water Divisions for the month of July 2017 and an Investment Report, which is showing no new investments were purchased in the month of July 2017. These reports have been incorporated in these Minutes.

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

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

ROLL CALL: AYES: 6 NAYES: NONE ABSTENTIONS: NONE

Mr. Kaletcher asked for the Board's approval of the vouchers:

BILL RESOLUTION NO. 17-58

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. 17-58 containing 7 pages for a total of \$3,155,701.40 dated and made a part hereof by reference.

SUMMARY

CHECK NUMBERS

CAPITAL FUNDS		\$ 0.00
WATER OPERATING FUNDS	3853-3883	171,295.73
SOLID WASTE OPERATING	7878-7983	<u>2,984,405.67</u>
		\$ 3,155.701.40

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: August 8, 2017

BOARD CHAIRWOMAN APPROVAL

Laura Szwak, 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: August 8, 2017

DATE: August 8, 2017

Larry Kaletcher, Treasurer

MOTION: Mr. Dour made a Motion that the vouchers be approved for payment and Mr. Platt seconded the Motion.

Mr. Dour asked about the charge for gov.deals. Mr. Kaletcher replied that is the commission that gov.deals gets. Gov.deals is an on-line platform in which we utilize to auction off some of our curbside and sometimes compost equipment.

ROLL CALL: AYES: 6 NAYES: NONE ABSTENTIONS: NONE

CORRESPONDENCE:

Mr. Gindoff mentioned to the Board that Item No. 2 of correspondence was a letter from AJACO Towing's attorney and this matter will be discussed in closed session. At our last Water Committee meeting, we were discussing a potential conflict of interest that Suburban may have in some of the dealings with especially Southeast Morris County M.U.A. So at that meeting we were discussing a potential Conflict Engineer that could serve in those situations where Suburban has a conflict of interest. After last month's meeting, I had a conversation with the staff from Alaimo Engineering about their experience to be the potential Conflict Engineer and Item No. 3 of correspondence is their Qualification and Experience statement if we choose to use them as a Conflict Engineer.

Mr. Platt commented that depending on the assignment, they may be or may not be the right firm to serve. There may be a desire to consider others as well. It was helpful for them to submit this as they do have some fine qualifications. Mr. Gindoff commented that Alaimo currently now has no knowledge of our existing system. Mr. Platt noticed after reviewing their submittal, they do not have experience with the Highands Council either. Mr. Gindoff commented probably not, they are more Pinelands.

With respect to Item No. 6 of the correspondence, included is Frequently Asked Questions on the new E-Waste Law, which will be addressed in the Solid Waste Report. Finally, in additional correspondence is a copy of our REA Check that we recently received in the amount of \$329,636.00, which is for our Recycling Enhancement Grant that we get annually. Most of this money is used to fund our Household Hazardous Waste Program.

Mr. Dour asked how does this compare to what we received in the past? Mr. Kaletcher replied that it is a lot more than we had budgeted for because the budgeted figure that the State gave me was a conservative number, which I believe was \$275,000. Mr. Kaletcher mentioned that next month he will prepare a budget amendment to fill that gap.

Chairwoman Szwak asked Mr. Gindoff if he was going to talk about Valley View and open space? Is this the end of this project? Mr. Gindoff replied he believes it is. Mr. Gindoff said that they are the lots that connect the frontage along Picatinny Road and loop around part of the property that is not being sold and will connect to a lake that is back there. It completes part of their walking path. Chairwoman Szwak asked if the Trust for Public Land still helping with that one and Mr. Gindoff replied, I don't believe so. It is the Township who is applying for it, but it was Frank Pinto's group who is working with the owners.

Mr. Platt briefly summarized the package from AEA as correspondence. Mr. Platt highlighted a couple of things that were stated in a draft document of the Responsibility of Board Members. On page 5, it states that the Board's responsibility is: (a) To ensure the efficient management and sufficient resources to achieve the authority goals; (b) To instill public confidence in the authority/organization through the prudent and responsible behavior of the individual member; and (c) To give continuity to the work of the authority and to ensure that its purposes is achieved and its goals are implemented. On page 7, there is another statement: The Board has the ultimate responsibility of insuring that the authority acts properly and lawfully. The words "responsibility" and "accountability" are gaining significance as courts and legislatures are taking an increasing role to ensure that boards and individual members are properly executing their powers. Mr. Platt mentioned that he wasn't sure that was clear to everyone; it wasn't clear to me. This document was written by Diane Alexander and John Napolitano. Mr. Platt said that we need to pay attention to this and make sure we are satisfying ourselves, that we are fulfilling these responsibilities and doing our job. Chairwoman Szwak thanked Fletch for giving the Board this handout.

Memorandum dated July 17, 2017 to Division Heads and Boards, Commissions and Authorities from John Bonanni, County Administrator, regarding Organizational Changes.

Letter dated July 17, 2017 to Brent T. Carney, Esq., Maraziti Falcon, LLP from Robert C. Garofalo, Esq., Garofalo & O'Neill, P.A. regarding AJACO Towing Lease Agreement.

Letter dated July 18, 2017 to Larry Gindoff from Miles Powell, Director of Business Development, Alaimo Group, thanking him for allowing the Alaimo Group to review the status of their current projects with the MUA Board and also included a Qualification and Experience statement with regard to water supply for consideration of a Conflict Engineer as requested.

MCMUA Requisition dated July 21, 2017 for Uni-Tech Drilling Co., Inc. for repair of Alamatong Well #8 Pump; and Letter dated July 21, 2017 to Larry Gindoff from Andrew Holt, P.E., Suburban Consulting Engineers, regarding Recommendation for Procurement for Alamatong Well #8 Pump.

Memorandum dated July 31, 2017 to Barbara Murray, Morris County Planning Board from Larry Gindoff regarding MCMUA's potential participation in Valley View II Open Space Project.

Frequently Asked Questions on the E-Waste Law furnished by the DEP issued on August 1, 2017.

Letter dated August 7, 2017 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 July 2017.

Letter dated August 7, 2017 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 July 2017.

ENGINEER'S REPORT:

Mr. Holt gave the following updates: (1) Markewicz Electrical Upgrades – We have incorporated comments received from the Water Committee and most recently from Brent’s office on the content of the RFP and are recommending that it be authorized for advertisement. After that is done, we expect to have a pre-proposal meeting later this month and hope to receive proposals in mid-September and recommend award possibly at the October meeting. This way we get the ball rolling this year as we planned in the budget and keep the project moving. Mr. Holt asked if there were any further questions or concerns about advancing that work. We will either address those or get a recommendation for the RFP. Mr. Carney asked the Board for a Motion to authorize the advertisement for the procurement process of the RFP.

MOTION: Mr. Platt made a Motion to authorize the advertisement for the procurement process of the RFP and Mr. Hudzik seconded the Motion.

ROLL CALL: AYES: 6 NAYES: NONE ABSTENTIONS: NONE

Chairwoman Szwak asked if the Water Committee looked at all this and Mr. Platt replied, we did and he commented on it and Brent has looked at it as well. Mr. Holt mentioned that the only outstanding item was the insurance and Mr. Gindoff mentioned that we should be hearing from Risk Management next week. Mr. Platt suggested that when it comes to reviewing the proposals, that at least one Board member be on the Review Committee.; (2) Alamatong Well #8 - In line with correspondence Item No. 4, Resolution No. 17-59 is authorizing work and replacement of Well #8 submersible pump using Uni-Tech Drilling, who provided the lowest of the three quotes received and subject to your adopting that Resolution, they are probably already proceeding and expect delivery by August 21st for installation. So hopefully by the end of the month that could be in place which would be a good thing for us.; (3) Markewicz Tanks – We are still waiting to receive the final warranty paperwork from Alpine Painting, but other than that everything is complete on those projects.; (4) Roof Installation at the Four Pump Stations - Final release of payment to Integrity Roofing was withheld for the most recent work they did on the four wellhouses, but on Flanders Valley 1 and 2 with the heavy rain in July, we experienced leaks and it is my understanding that there was some confusion about checking these scuppers, that are the drains off the flat roof. The goal of the project was originally to put peak roofs on these wellhouses and due to financial challenges, that didn’t happen. So we went back to keeping the flat roofs, keeping the scuppers and putting a new state-of-the-art roofing. When the scuppers and drain pipes are clogged, they still don’t drain properly and we believe that was what was contributing to the most recent leak. Unfortunately, a leak problem is still potentially going to occur in heavy rains if the drains themselves are not maintained clear. So that takes more manpower, monitoring and checking of the roofs by our in-house people. Mr. Holt mentioned that he does not have a solution for the Board tonight.

Mr. Holt explained that there is a big flat roof with high parapets and it serves as a big trap so when leaves and sticks blow around and land on them, they have nowhere to go and then when the rain comes, they get washed up into the scuppers, the small ports that allow the water off the roof and they clog the downspout and allow water to back-up even under the new roofing product and cause leaks. The design is flawed. Unfortunately, it wasn’t changed in the roofing project and the selection was to just go back to the flat roof and try to make it waterproof, but without good care and maintenance, it is still going to continue to be a problem. We can’t go back to D&B and ask them to re-design what they specified because all parties involved at the time were accepting what

was going to be the specified product and how it would be installed. He mentioned that there may be some modifications that could be made to those drain ports to make them less maintenance intensive and facilitate better runoff. That might be something that we should look at and come back to the Board with a recommendation or get someone knowledgeable about roof drain and scupper design that could come up with a better solution than we have out there. As far as the closeout on the more recent four buildings, there is no reason to hold back payment from Integrity on that, so we will work with Larry on the final closeout of that project.; (5) On the General Items, we are pursuing DEP on the Deficit/Surplus dialogue. With the summer vacations, they indicated that possibly a fall meeting would be appropriate for us to sit down with them to review our contracts and the modified approach they might take in reviewing our deficit/surplus in light of the contract values that we have with our customer base.; (6) We are preparing documentation, should the discussions with Southeast Morris County M.U.A. continue, that would be sufficient for us to provide to the Water Committee and our alternate engineer to get everyone up to speed. So there is documentation for service amounts, service areas, and everything that someone would need to be knowledgeable about our system to be able to step in and discuss that on your behalf.; and (7) Lastly, Jersey City has suggested that we re-evaluate and terminate the agreement that was discussed years ago on the Rockaway Valley wells. Mr. Platt asked if that came in writing and Mr. Gindoff replied no, he received a phone call from the CFO and said that we have this contract and asked if we ever developed the wells. Mr. Platt commented that in that contract we also have the right to develop a water source within the Rockaway Basin or another location, so we do not want to terminate that contract. Mr. Holt commented that at a point people looked at it as extortion, but it provides the MCMUA with an opportunity for a diversion source which has secured that right. Mr. Platt added that there is no charge until we start taking water and there is no date set for us to have to start taking water.

Mr. Carney had a question on the Engineer's Report, on Well #8, you have a reference to lowest responsible bidder, I think you meant to say lowest quote? Mr. Holt replied yes and he will note that in the record.

Mr. Holt asked for the Board's approval of the following Resolution:

RESOLUTION NO. 17-59
RESOLUTION AWARDED EMERGENCY SERVICES CONTRACT
TO REPLACE FAILED ALAMATONG WELL #8 PUMP

WHEREAS, the Morris County Municipal Utilities Authority (hereinafter the "Authority") owns and operates a system for the distribution of potable water located within the district of the Authority; and

WHEREAS, an emergency situation developed with respect to the operation of Alamatong Well #8 motor, where it failed and damaged the pump requiring immediate replacement of the pump, motor and associated components; and

WHEREAS, upon the recommendation of the Consulting Engineer (Suburban), the Acting Executive Director authorized the acquisition of emergency services and equipment in order to provide for the replacement and continued operation of the system which is essential for the distribution of water in the Authority's service area; and

WHEREAS, under the Local Public Contracts Law, N.J.S.A. 40A:11-6, a contract may be awarded without public advertising for bids and bidding when an emergency affecting the public health, safety or welfare requires the immediate performance of the services; and

WHEREAS, the Authority is satisfied that, for the reasons articulated in the written memorandum from the Executive Director, attached hereto and made a part hereof, the proposed emergency contract is justified and meets the requirements of the Local Public Contracts Law and N.J.A.C. 5:34-6.1.

NOW, THEREFORE, BE IT RESOLVED by the Morris County Municipal Utilities Authority in the County of Morris and State of New Jersey on this 8th day of August, 2017 as follows:

1. The Authority ratifies the actions taken to meet the emergency condition and the award of the contract on file at the offices of the Authority for the provision of emergency services and equipment by Uni-Tech Drill Co., Inc., PO Box 407, Franklinville, NJ 08322 at a cost not to exceed the amount of \$39,950.00 for the replacement of the Authority's pump, motor and associated components required for operation of Alamalong Well #8.
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 August 8, 2017.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Laura Szwak, Vice Chairwoman

ATTEST:

Marilyn Regner, Secretary

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds in the Equipment Repairs appropriation, Account No. 02-6-600-602-325 listed to cover the expenditures included in the "Resolution Awarding Emergency Services Contract To Replace Failed Alamalong Well #8 Pump"; dated August 8, 2017.

DATE: August 8, 2017

Larry Kaletcher, Treasurer

MOTION: Mr. Druetzler made a Motion to award an Emergency Services Contract to Replace Failed Alamalong Well #8 Pump to Uni-Tech Drilling Co. at a cost not exceed \$39,950.00 and Mr. Dour seconded the Motion.

ROLL CALL: AYES: 6 NAYES: NONE ABSTENTIONS: NONE

Chairwoman Szwak mentioned to Mr. Holt that she appreciated the nice report about the conflict of interest.

PROJECT STATUS

1. Markewicz Electrical Upgrades

We have circulated the draft RFP to the Water Committee, Morris County Risk Management, and Legal Counsel for review. The comments received have been incorporated into the RFP documents. We are recommending advertisement and solicitation of consultants. The following schedule is anticipated:

Advertisement of RFP on August 15th
Pre-Proposal Meeting on August 29th (three weeks to issue clarifications as necessary)
Submission of Proposals on September 19th
Verify references, conduct interviews with the MCMUA review committee and recommend award October 10th Board Meeting

2. Alamtong Well #8

As a result of failure of the existing 175hp pump and motor at Alamalong Well #8, and repair

evaluation and recommendation report prepared by Samuel Stothoff. We requested competitive cost quotations from three (3) qualified Well Pump Installation companies for the immediate replacements of the submersible, pump, motor, and associated components in order to assure reliable uninterrupted water supply to the customer base. It was necessary to immediately engage a contractor to complete the required repair. UniTech Drilling Company of Franklinville NJ was the lowest responsible bidder in the amount of \$39,950.00 to complete the replacement. Under emergency resolution they have been authorized to complete the repair. Installation is expected mid-September.

3. Rehabilitation and Recoating of the F.J. Markewicz Pumping Station Ground Storage Water Tanks 1 and 2 (Contracts 5R-15 and 23R-15)

Alpine Painting is furnishing the close out documents such as product warranties, maintenance bonds, release of liens. Sherwin Williams is preparing their extended warranty for the application of the 100% solids Poly-Cote 115 for Markewicz Tank #1 interior coating.

4. New Roof Installation Project at Four (4) Pumping Stations

Several leaks were discovered on work previously performed by Integrity Roofing at Flanders Valley #1 and Flanders Valley #2. We notified Integrity Roofing and the material manufacturer of these leaks and have requested a warranty inspection at these locations. MCMUA is holding the final payment for the Roof Installation at Four (4) Pumping Stations in order to assure a prompt response.

5. General System

A. We are actively communicating with NJDEP with regard to the Bulk Sale/Purchase Contracts Deficit/Surplus Stakeholders and the desire to provide review and input as the new regulations are being developed. With the summer vacation schedules a meeting has been difficult to generate. We expect to arrange a September/October meeting with representatives to begin the initial communication and discussions.

B. We are preparing additional documents and figures to reflect the existing water sales and purchasing contracts, more specially the role of SMCMUA and the potential solutions with regard to the Clyde Potts and NJAW Interconnection. As stated at the July Board meeting, we will recuse ourselves from any contractual negotiations with SMCMUA and NJAW.

C. MCMUA has been in discussions with Jersey City Municipal Utilities Authority with regard to the 2013 agreement. The agreement is for the period of twenty-five years, and is for the depletive use of 220 MGY at the Rockaway Well. We are prepared to discuss this matter further.

SOLID, HAZARDOUS & VEGETATIVE WASTE REPORT:

Mr. Gindoff mentioned that he reported that we had another excellent month from a tonnage perspective at the Transfer Stations in July. We are doing 5.3% more than we did at this point last year. So tonnage still seems to be going up at a nice steady trend. During this month, the Air Pollution Control System has had a lot of activity. The other day the dust collection system was delivered to the site. A lot of materials and equipment is being delivered to the site and they are beginning to get going on this project. Mr. Dour asked what is the schedule for installation on the project and Mr. Gindoff replied that it is supposed to be done by October 31st. This is the deadline from the DEP that is built into the contract. Alaimo is working hard to keep this Company working in accordance with the specification and keeping them on time.

Marilyn has been working hard with Bobby Ross, as well as with Brent, on the Scale Upgrade Bid that we released last week that we anticipate receiving before the end of the month for action at the September meeting. This is to replace the load cells in most of the scales at the Transfer Stations.

We had a fire on July 18, 2017 at the Parsippany Transfer Station. I highlighted what happened in my report. We did receive some correspondence from the Parsippany Fire Department, who responded to the fire addressing several of our issues that they think lead to the fire. I had been working with Scott DiGiralimo, who is Director of Law & Public Safety for the County, to provide an answer to that inquiry by the Parsippany Fire Department on behalf of Doug Cabana. We just

finalized that letter this afternoon that John Bonanni reviewed with us and Doug Cabana should be releasing it any day now. This response letter will be in next month's correspondence. In short, the fire ended very quickly and we were up and running the next morning as soon as the sprinkler system got back on line.

With respect to the Administrative Action for CipCycle, a meeting is scheduled for Monday evening with Rockaway Borough to answer some questions that they have on the application. They are considering adopting a Resolution with respect to that so they just asked me to come in and answer a few questions for them.

Chris Warren of Alaimo, as well as Brent and I have been working on a response to an EPA Stormwater Compliant Investigation that they performed at our Parsippany Transfer Station. They highlighted several concerns and issues they have over our sampling that we have been doing and preparation of our stormwater reports. Some have been addressed by DEP in the past and we just finalized that response document back to the EPA which is due next week. This will also be in next month's correspondence. There are no NOV's or fines associated with this but they are asking us for a variety of paperwork about when we did the inspections and sampling reports.

With regard to our E-Waste Program, Mr. Gindoff mentioned that we put out a Request for Quotations for the marketing of recyclable materials that we collect from the MUA, as well as the Greater Morris County area, to collect e-waste in accordance with the new revised Electronic Waste Management Act. In the past, MRM has been our contractor providing service to the MUA for our permanent facility, where we collect electronics, as well as our one-day events. For the most part when the electronics recycling program took a nose dive about three or four years and lots of towns had trouble using their existing system to recycle their e-waste, MRM, on their own, set up shop in 29 municipalities across Morris County providing e-waste recycling for the past three years or so. That was at a great expense and cost to them and in many respects they didn't get credit for doing that because a lot of our recycling depots in Morris County are not publicly available to everybody in Morris County, but only to their municipal participants. We have been working with MRM to try to devise a system for the long-term of Morris County on how to handle e-waste across the County and we have come up with a system that will spread out this collection amongst a more limited number of municipal sites and we are picking the number 7-10 sites as opposed to 29 sites, where we could get some towns to agree to host bigger drop-off sites where MRM has promised us much better collection capability in a much more efficient manner due to handling just a limited number of sites. MRM has proposed a contract at no cost to us for the next three to five years. We are excited to have the capability of extending out to the municipalities in handling e-waste recycling across all of Morris County under contract as opposed to just being something that the Company was doing not under contract and which could be stopped at any moment.

Chairwoman Szwak asked who is going to pay for developing those 7-10 sites and Mr. Gindoff replied that we anticipate them being municipal recycling depots. Those are sites that currently have e-waste programs at them. Mr. Gindoff added that if you read the Frequently Asked Questions, DEP will not allow a public site to pay money to handle these materials. Public entities are just supposed to be there to open the gates and make sure people are not dropping off what they are not supposed to. All the other work is the Contractor's responsibility. Companies such as Toshiba and Samsung pay MRM from their proceeds as being corporate responsible parties and then MRM hires the recyclers to go to the different sites and provide this service. MRM is paying for this bill themselves but they get their funding from Original Equipment Manufacturers.

Mr. Gindoff recommended that we adopt this Resolution to award this contract and asked for the Board's approval of same:

RESOLUTION NO. 17-60

RESOLUTION AUTHORIZING EXECUTION OF A MARKETING OF RECYCLABLE MATERIALS CONTRACT FOR CONSUMER ELECTRONICS BY AND BETWEEN THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY AND ELECTRONIC MANUFACTURERS RECYCLING MANAGEMENT COMPANY, LLC

WHEREAS, the Morris County Municipal Utilities Authority (the "Authority") manages the collection of Consumer Electronics for the Morris County Household Hazardous Waste

Facility, up to a maximum of four (4) drop-off events, and multiple municipalities within Morris County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(s), the marketing of recyclable materials recovered through a recycling program, may be negotiated and awarded by the Authority without public advertising for bids, and the Authority is authorized to instead procure a Marketing of Recycling of Consumer Electronics Contract pursuant to a Request for Proposals (RFP); and

WHEREAS, the Authority issued a RFP for the Marketing of Recycling of Consumer Electronics Contract on July 21, 2017; and

WHEREAS, the Authority received Proposals from one proposer by the August 1, 2017 deadline; and

WHEREAS, such Proposals were reviewed and evaluated by the Staff and Counsel; and

WHEREAS, following the evaluation in accordance with the RFP, the Staff and Counsel recommended the designation of Electronic Manufacturers Recycling Management Company, L.L.C., having a business address of 5775 Wayzata Blvd., Suite 700, Minneapolis, MN (“MRM”) as the Most Advantageous Proposer and entered into formal negotiations with MRM; and

WHEREAS, the Authority and MRM have successfully negotiated final terms and conditions of the Marketing of Recycling of Consumer Electronics Contract; and

WHEREAS, the MCMUA Treasurer has certified that funds are available in the following line item – Household Hazardous Waste 7-01-1-600-800-726 to pay the entire contract amount.

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

1. Electronic Manufacturers Recycling Management Company, L.L.C., having a business address of 5775 Wayzata Blvd., Suite 700, Minneapolis, MN (“MRM”) is designated as the Most Advantageous Proposer and the Authority’s Acting Executive Director, Larry Gindoff, is hereby authorized to execute the Marketing of Recycling of Consumer Electronics Contract by and between the Morris County Municipal Utilities Authority and MRM in substantially the form on file at the offices of the Authority, together with any other documents necessary to effectuate this Marketing of Recycling of Consumer Electronics Contract on behalf of the Authority, which shall have a term of three (3) years and may be extended, in the sole discretion of the MCMUA, not to exceed two one-year extensions.

2. The Contract awarded herein to MRM shall commence after the execution of the Contract, the submission of all required insurance certificates required by the Contract, in a form acceptable to the Risk Manager of Morris County, and all other documentation required by the Contract.
3. The Authority's staff and consultants are hereby authorized to take all other actions necessary or desirable to effectuate the terms and conditions of this Resolution.
4. A copy of this Resolution shall be forwarded to the MCMUA Treasurer.
5. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at a meeting held on August 8, 2017.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Laura Szwak, Chairwoman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Platt made a Motion to authorize execution of a Marketing Of Recyclable Materials Contract for Consumer Electronics By and Between The MCMUA and Electronic Manufacturers Recycling Management Company LLC and Mr. Dour seconded the Motion.

ROLL CALL: AYES: 6 NAYES: NONE ABSTENTIONS: NONE

With respect to Vegetative Waste, Mr. Gindoff mentioned that we had an auction for our unscreened compost in the previous month. While we sold the material, it was certainly under the cost that we would have hoped for and think that it was bad timing in that people did not need the material at the time and someone got a good deal on it. In our re-evaluation of this, we would like to propose a price listing for decreasing pricing on this unscreened compost and it goes through the season. That is typically how we sold it in the past. We would start at \$8.00/cubic yard in the beginning of the season and as the compost wasn't selling we would maybe lower it a dollar. Mr. Gindoff mentioned that he would like to come in next month with a pricing schedule to propose that, leaving the option to auction compost off at the end of the whole process if it doesn't sell. This way our contractors have an idea of where it is going and then if it doesn't sell, then we always have the auction option also.

Mr. Dour asked about volume discounts and Mr. Gindoff replied that we never did that but we could consider it. Typically these are for the large volume people, such as Saxton Falls and the topsoil makers buying our material at the end of the year. Mr. Gindoff anticipates having a resolution for the September meeting showing the price schedule going from \$8.00 to \$4.00 by the end of the year.

Mr. Gindoff mentioned that he spoke with John Napolitano with respect to the use of the Open Space Trust Fund potentially to fund an acquisition study to help us promote water resource management through the acquisition of property. He said it was okay for us to use the

funding for a study of that sort. Chairwoman Szwak commented that we should talk to Brent Carney on how to procure that.

TRANSFER STATIONS

Tonnage - For the month of July 2017, the tonnage of solid waste accepted at the two transfer stations was 34,265 tons. This monthly tonnage for July 2017 was 5.30% greater than the 32,539 tons accepted a year ago in July 2016. Based on monthly tonnage disposed of for the first seven months of the year, for 2017 the annual total tonnage disposal is trending ahead of 2016 and is projected to be 399,704 tons. If this projection holds true, 2017 tonnage would be 4.43% more than the 385,849 tons accepted in 2016. Please refer to the Transfer Station Disposal Report by Month for additional information.

Air Pollution Control System and Permitting – Parsippany Transfer Station - As of the writing of this report, the status of the air pollution control system project is as follows:

- The contractor (MBT) is just about through the submittal process with Alaimo Engineering
- Demolition on the metal panels, steel bracing and masonry block is under way.
- Structural steel inspections have been completed and all structural elements in need of repair have been identified for the contractor.
- Additional work to repair man doors and two columns in need of repair have been approved.
- Materials and equipment have started to be delivered. The ductwork is on site and the dust collector is scheduled to be delivered the first week of August.
- Overhead doors and air curtains are still being reviewed but the equipment has been accepted and delivery of the equipment is tentatively scheduled for beginning of September.
- Z girts have been approved and should be ordered the first week of August
- In anticipation of building permit approvals in the first week of August, the contractor will be starting on the concrete pads for the equipment and modular buildings.
- The contractor has installed temporary tarp around the building where it removed metal panels in order to keep wind loads from entering the building and to keep the building NJDEP compliant.
- Over the next month the equipment should continue to be delivered, all submittals should be approved, modular buildings will be ordered and electrical work should start.

Scale Upgrade Bid – Staff has prepared bid specifications for the scheduled upgrade of the truck and pit scales at the two MCMUA transfer stations. The load cells in these scales have out-lived their obsolescence and parts have become very difficult to come by when they need to be replaced. This was a capital improvement project budgeted for 2017. Bids are being issued on August 4 with submissions due in time for anticipated action by the MCMUA Board at the September meeting.

Parsippany Transfer Station Fire – On July 18, 2017, a fire occurred at the Parsippany transfer station at about 10:30pm. It was quickly extinguished by the Parsippany Fire Department and there was no damage to the building. The only items that had to be immediately repaired following the fire were the overhead sprinkler heads that went off during the fire and to bring the fire system back into a state of readiness. The Parsippany transfer station was closed the following Wednesday morning while the sprinklers and alarm system were being serviced but it was open for business as usual by 11am the following morning. During the night of the fire both Bobby Ross and Larry Gindoff notified our transfer station customers of the incident and directed them to use the Mt. Olive transfer station until the Parsippany facility was once again open. Since the facility opened by 11am, the disruption to customers was very minor.

The cause of the fire is still undetermined but if solid waste wasn't improperly left on the tipping floor at night, the fire likely would not have happened. With respect to the issue of waste left on the floor at the transfer station over-night, this is not something that is supposed to happen and the situation has been discussed with Mascaro and it has already been addressed by Mascaro. The underlying causes for the inappropriate leaving of waste on the floor that night was due to a lack of drivers available to Mascaro on that day to haul waste from the transfer station to the

landfill in Pennsylvania. Due to new rules regarding the amount of time truckers are allowed to drive in a day, there is a tremendous shortage of available truck drivers and Mascaro found itself in need of drivers due to this condition. Following the fire, Mascaro immediately reacted to its shortcoming and brought on four additional drivers for Morris County needs. That increased the driver pool serving this contract from 28 to 32 drivers. In addition, Mascaro made arrangements with a long-haul trucker, Voyager, to provide any additional pulls should Mascaro need such pulls should it finds itself in the position where it cannot meet its contractual and permitting requirements of emptying and cleaning the tipping floor by the end of each work day.

Ajaco Towing – Lease of Additional Lots at Parsippany Transfer Station

At the July meeting, the MCMUA Board was provided an update on the status of the lease between the MCMUA and Ajaco Towing for the use of three lots adjacent to the Parsippany transfer station. At the time of the July meeting Ajaco had not responded to multiple correspondence from the MCMUA regarding demand for payment of back lease payments not paid since May 2016 as well as a request for information regarding the anticipated use of the property from the MCMUA’s consulting engineer. As a result, the MCMUA Board determined that it was appropriate to terminate the lease with Ajaco and request counsel draft the necessary paperwork for consideration at the August meeting. Subsequent to the July Board meeting, the MCMUA received a letter dated July 17, 2017 from counsel to Ajaco stating the MCMUA hadn’t been paid due to an agreement Glenn Schweizer made with Ajaco abating the rent payments until Ajaco was able to receive the necessary municipal approvals for this property. In addition, during this time Ajaco was not able to use the property the letter states Glenn Schweizer also permitted Intercounty Paving to use this lease property for temporarily staging a paving job it had on I-280. This was apparently a very short staging request but was the beginning the period of non-payment by Ajaco. Considering the new information that was received since the last Board meeting, this matter will be scheduled for additional discussion during closed session at the at the August meeting.

SOLID WASTE MANAGEMENT PLAN

Administrative Action Modification for Cip-Shred Processing LLC (CipCycle) Inclusion of Class “A” Recycling Facility in the Borough of Rockaway

There was no new activity on this matter in July. In June, the Borough of Rockaway was sent a letter asking for its opinion on the revised application for this proposed Class A” recycling facility. The three-month response period to provide a Council resolution to the MCMUA for its consideration goes through September 21, 2017.

Electronics Recyclers International, Inc. (ERI) Plan Inclusion Request – Class “D” Recycling Facility, Lincoln Park

The Board of Chosen Freeholders conducted a public hearing on this Plan inclusion matter at its July 12, 2017 meeting. There was no comment from the public and the Freeholder Board unanimously voted to include this facility in the Plan. Following receipt of the hearing transcripts, on August 1, 2017, County Counsel forwarded an information packet to NJDEP for its review and approval.

HOUSEHOLD HAZARDOUS WASTE MANAGEMENT

Program Participation – During July 2017, a total of 79 residents and businesses delivered waste to the permanent household hazardous waste (HHW) facility in Mount Olive. This is down from July 2016 levels when 177 participants used the facility and is down from June 2017’s participation when 126 participants used the facility. It should be noted that the permanent HHW facility was on a very limited schedule for July as the change over in HHW contract, based on the July submission by MXI, was being implemented. Since that time, the HHW facility has been on an expanded schedule to meet demand.

One-Day HHW Events – For the remainder of 2017 the MCMUA has two fall HHW events. One will take place at the Public Safety and Training Academy on September 23 and the final program of the year will take place at Pequannock Valley Park on October 28. This is a new

Pequannock Township location. Both of these events will feature E-waste recycling as well as hazardous waste disposal.

E-Waste Recycling Quotation – On August 1, 2017, the MCMUA received one response to its request for quotations for the marketing of recyclable materials (used consumer electronics). This request was issued in an effort to obtain a marketing contract for the recycling of E-waste generated in Morris County as covered under a producer responsibility program in accordance with the Electronics Waste Management Act (EWMA). The EWMA was revised by the state at the beginning of 2017 and NJDEP is in the process of formulating the regulations on how these programs will operate in accordance with the revised law. An FAQ document was released by the NJDEP on August 1 describing NJDEP’s anticipated requirements for operating E-waste recycling programs.

The MCMUA received a proposal from MRM, the company used by the MCMUA for the past several E-waste recycling contracts, to provide a 3-year contract for recycling of E-waste generated in Morris County. The big difference between this new proposal and contracts the MCMUA has had with MRM in the past is that this new proposal would cover the collection and recycling of E-waste from sites all around Morris County. In the past the MCMUA’s contract only covered the recycling of E-waste from the MCMUA’s own HHW program. The historic provision of E-waste recycling at many Morris County municipal collection sites in the past was done by MRM at great expense and effort, but it wasn’t covered under the MCMUA contract nor did NJDEP necessarily credit MRM for all this E-waste recycling since the collection sites were not all open to all county E-waste generators. The new proposal submitted by MRM would contractually include the acceptance of E-waste from a limited number of collection sites throughout Morris County which are not MCMUA sites. The MRM proposal is at no cost for items covered under the EWMA (computers, televisions, monitors, laptops, printers and faxes) and would allow for the development of a county-wide collection system for E-waste using both MCMUA, municipal and potentially even private sector sites, for collection of E-waste. Under the MRM proposal, Morris County will be able to use the remainder of 2017 to transition to the new program from existing setup. The EWMA and the NJDEP will only allow collection sites to count toward a producer’s E-waste recycling responsibility if the site is open and available to all county residents, not a just a specific municipality. It is anticipated that a limited number of municipal collection sites will be established beginning in 2018 which agree to meet the requirements of the EWMA to be a public collection site. MRM as part of this arrangement anticipates being able to provide better collection service to the limited number of larger sites as opposed to providing costly milk-run collections at a large number of small municipal sites as it has in the past. One final note is that the MRM proposal for free E-waste recycling only covers recyclables cited in the EWMA and doesn’t cover the cost for the recycling on “Non-covered” devices. If accepted, these E-waste would be recycled at a cost of \$0.20/lb. As these non-covered materials have traditionally been accepted as E-waste at no cost, part of the education program related to the transition to the new E-waste system will have to address “covered” versus “non-covered” materials and their acceptance. Using the E-waste contract for only covered materials should alleviate some of the inefficiencies experienced in the past by focusing the efforts on the materials the law targets. Prior to the August 8 Board meeting, staff will be discussing some of the details of the proposal by MRM in an attempt to be ready for the Board to consider a resolution awarding this marketing of recyclable (E-waste) to MRM.

VEGETATIVE WASTE MANAGEMENT

Facility Report – Compost and mulch residential deliveries are scheduled to continue through September 29, 2017 but residential deliveries drastically slow down in the middle of summer and don’t traditionally start up again until the end of August/beginning of September. The Vegetative Waste Management Report for July 2017 will be presented to the Board at the August 8 meeting providing details on the acceptance and sales of vegetative materials for July 2017.

In July the MCMUA successfully auctioned two windrows of unscreened compost from its Parsippany compost site. The bidder met our purchase minimum and has already paid and moved the product off-site. Being the middle of summer, the demand for this auction was less than desired, but it achieved the desired impact of moving material off-site so the site can be prepared for the fall leaf season. We will likely attempt another auction or two of this type of material later in the season.

OPEN SPACE PRESERVATION - Staff received word from County Counsel in July that the use of the MCMUA's portion of the open space trust fund is appropriate for studies that focus on identifying property acquisition targets. There has been an interest expressed by some MCMUA Board members to perform a study that looks at potential property acquisitions that make sense from an open space perspective for the MCMUA but with a strong focus on protecting water resources as part of the study's primary purpose. The county used OSTF money to pay for a similar type of study (Brandsteter) in 2014 and is hoping to leverage its open space funding to perform water resource management based acquisition study.

The MCMUA was approached about participating as a funding partner in Phase 2 of the Valley View Farm open space project located in Morris Township on Picatinny Road by the Township of Morris. While the application currently before the County doesn't list the MCMUA as a funding partner, Morris Township inquired if the MCMUA would be interesting in partnering if the situation presented itself. At the July meeting, the Board approved a motion to keep dialog active with respect to this project and the Morris County Planning Board was informed of this MCMUA decision.

RECYCLING REPORT:

Ms. Hourihan gave an update on ReCommunity pricing on single stream. She mentioned that in the month of June it was about \$7.70 per ton and in the preliminary report for July, it is \$15.17 per ton. That is the highest it has been in some time and that is a significant bump that we are happy to see. The other pricing that is really fluctuating is the rigid plastics pricing. It is a very small quantity of material, so the fact that is costing money to get rid of now is not too significant. Percentage wise for the year, we have done 47 tons of rigid plastics versus the 8,800 tons of single stream.

Ms. Hourihan made a correction in her report for the auction of the equipment that we sold in July, I had reported it at \$10, 637.00 and it was more like \$14,900.00. There were actually two trucks that we sold.

Ms. Hourihan stated that at the last meeting she mentioned that Rockaway Borough had casually asked us about doing vegetative waste collection, which we don't do any collection of vegetative waste currently. They had a tight time frame and we gave them a proposal. Rockaway Borough called a week ago and said that they were interested in proceeding with our proposal. She drafted a contract to reflect those services, basically using the same template as our curbside recycling contract. We do curbside collection of recyclables for Rockaway Borough and we know the Borough very well and this will be a switch to a new material, which will be leaves, grass and brush. The contract services go for nine months of the year, so the three months that we would not be doing any collection are January, February and March. Their current contract ends at the end of this year and our contract with them would start January 1st, but the work would not start until April 1st. In order to do this work, we do not need to hire any new personnel or any new equipment and we have the day available, so adding the Borough would be additional revenue.

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

RESOLUTION NO. 17-61
RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENT FOR
CURBSIDE COLLECTION AND RECYCLING OF VEGETATIVE MATERIALS
(Borough of Rockaway)

WHEREAS, the provisions of the "New Jersey Statewide Mandatory Source Separation and Recycling Act," (N.J.S.A. 13:1E-99.11 et al.) (the "Act"), require every municipality in this State to provide for the source separation and recycling of mandated materials generated from residential premises within its jurisdiction; and

WHEREAS, the Morris County Municipal Utilities Authority (MCMUA) desires to assist municipalities in meeting their recycling goals by providing curbside pick-up and a convenient outlet for recycling of vegetative material; and

WHEREAS, pursuant to the Municipal and County Utilities Authority Law N.J.S.A. 40:14B-1 et seq., the MCMUA may enter into contracts with municipalities for the provision of recycling services; and

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, (L.2007, c.63, s.2.), a Municipal Corporation and a County Utility Authority in the State of New Jersey are considered “Local Units” and Local Units are encouraged and authorized to enter into agreements which promote the sharing and/or consolidation of services; and

WHEREAS, pursuant to N.J.S.A. 40A:65-4(a)(3)(b), any agreement entered into pursuant to this section shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs, by the Municipality, pursuant to rules and regulations promulgated by the director; and

WHEREAS, pursuant to N.J.S.A. 40A:65-5(c), the agreement shall take effect upon the adoption of appropriate resolutions by all the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement; and

WHEREAS, uniform shared services agreements are exempt from the bidding requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the MCMUA desires to enter into a new agreement to provide for the curbside collection and recycling of vegetative material with:

the Borough of Rockaway commencing January 1, 2018 for five (5) years until December 31, 2022; and

WHEREAS, the agreements shall supersede previous agreements entered into by the MCMUA and the Borough of Rockaway providing for curbside collection of and/or recycling of vegetative materials; and

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

1. The Acting Executive Director of the MCMUA is hereby authorized and directed to execute said Agreement in substantially similar form as that on file in the office of the MCMUA.
2. This contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(2) and N.J.S.A. 40A:11-5(1)(s) of the Local Public Contracts Law.
3. The MCMUA’s staff and consultants are hereby authorized to take all other actions necessary or desirable to effectuate the terms and conditions of this Resolution.
4. 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 August 8, 2017.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Laura Szwak, Chairwoman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Platt made a Motion to authorize the execution of agreement for Curbside Collection Of Recycling Of Vegetative Materials for the Borough of Rockaway and Mr. Hudzik seconded the Motion.

Mr. Platt commented that in his mind this a policy decision and he recognizes there was a short time frame and you had to make a decision to do it or not. In the future, he would very much prefer to have an issue like this brought before the Board in advance whenever possible. He would have liked to see the financial analysis, questions on manpower are appropriate, but since we made an offer and it has been accepted, we should proceed on a trial balloon for the next nine months and see how it goes. Ms. Hourihan informed Mr. Platt that the contract is for five years, so if you want to change that, we would need to make change the contract. Mr. Platt asked Mr. Kaletcher about the financials and he informed Mr. Platt that we met and we thoroughly went through the financial impact. We would be utilizing manpower that we are already paying for, there wouldn't be any new purchases of equipment, so it would be additional revenue to the M.U.A. for five years. Mr. Platt commented that we had heard that there have been issues with manpower availability and difficulty in hiring of part-time people and that is a concern as five years is a long time. He would prefer to have a shorter time frame on something like this if at all possible. Mr. Carney asked if there is a termination for convenience in there. Ms. Hourihan replied that we have a 90 days notice for termination. Mr. Carney asked for convenience? Ms. Hourihan replied, it doesn't say for convenience. Ms. Hourihan mentioned that we specifically discussed this with Rockaway Borough, the timing, what they wanted and what we wanted and five years was mentioned and everybody seemed to be acceptable to that. Ms. Hourihan informed the Board that Rockaway Borough was looking to renew their disposal contract which included vegetative waste before the end of the year and they were under the impression that we were offering a five year contract, so I think that if there is thought that we should do a shorter term, we should let Rockaway Borough know. Mr. Platt agreed and mentioned that 90 days doesn't give them time to look for an alternative. Mr. Druetzler mentioned that garbage contracts are for five years. Mr. Platt asked Larry Kaletcher if he is confident that we are going to break even on this and Mr. Kaletcher replied, it would definitely be additional revenue. Mr. Platt asked if there is an escalation rate and Ms. Hourihan replied there is a two percent increase every year. With regard to concerns about the staffing level, Ms. Hourihan explained that the way our recycling program is set up is we have a two-week rotating schedule. Some towns have collection every week, but a lot of towns have every other week. Over the last two years, we lost Mendham Township and Mendham Borough and those two towns were on the same day, so every other Thursday in our schedule, is a vacant hole. However, we have other days where we do two or three towns a day. Mr. Platt thanked Kathleen for the information.

Chairwoman Szwak asked is this a service that we might want to expand to other towns? Ms. Hourihan replied that yes, this will give us an opportunity to do this in other towns.

ROLL CALL: AYES: 6 NAYES: NONE ABSTENTIONS: NONE

Chairwoman Szwak mentioned that this is what Mr. Plat is getting to; that the Board wants to be involved in new policies and new decisions. Please remember that as we want to be more involved.

Ms. Hourihan asked if this is considered a policy decision because it is a new service or because it is a proposal and should all proposals be looked at by the Board. Mr. Platt said this is a new service this is why it is a new policy.

Recycling Operations

Revenue and Tonnage – The June statement was finalized on July 24 in the amount of \$12,250.70 owed to the MCMUA.

Of note, the price for large rigid plastic has dropped to -\$45.00 per ton for the month of June. This is by far the lowest price for this material since we started collecting it in mid to late 2011. Staff questioned ReCommunity about this price decline and the future pricing of this material. ReCommunity said the pricing has decreased further during July. The pricing decline is due to the quality restrictions imposed by China which is creating a surplus of material and therefore pushing the price downward.

Since 2011, the pricing for this material fluctuated greatly. It reached a high of +\$93.62 per ton in November 2014. This year started at +\$25.00 per ton in January then decreased to a -\$15.00 per ton in February, then to +\$10.00 in March and to -\$5.00 in April and May. Fortunately, there is not a lot of this material collected relative to single-stream. Since the tonnage is low, the cost is not a big impact. As you can see on the attached report, the total rigid plastic collected so far in 2017 is 47.3 tons as compared to the 8,876.8 tons of single-stream collected.

Tonnage collected by the MCMUA for recycling during July was 1,277.2 tons. The monthly tonnage is shown by material and by customer on the attached report.

Proposal to Rockaway Borough for Vegetative Waste Collection – On July 13, staff submitted a proposal to the Borough of Rockaway for vegetative waste collection. On July 31, the Borough Clerk called to say the Council is interested in the proposal and she would like to present a resolution to award the contract at the Borough's August 10 meeting. The current contract ends December 31, 2017. The work will begin in April 2018, since the vegetative waste collection runs from April 1 to December 31 each year. Staff has drafted a new shared services contract for this work for review by our attorney. Staff will have a resolution to present to the Board at the August meeting if the contract can be finalized in time.

Rebates – At the end of 2016, staff renewed our curbside contracts with municipalities. According to the new contracts, the municipalities receive 100% of the revenue or cost of the sale of the recyclable materials. During July, staff calculated a semi-annual rebate payment for the period of January to June 2017. The overall average for single-stream for those six months was \$9.36 per ton, which is higher than the annual average for 2016 of \$1.22 per ton. Of note, the average price for the last 6 months of 2016 was \$7.01 per ton for single-stream. The price for large rigid plastic averaged to -\$9.32 per ton for the first half of 2017. This material is recycled in significantly smaller quantities, so the negative cost did not have much of an impact to total payment. There are 14 municipalities which were included in this semi-annual rebate calculation. The total payout is \$61,690.19.

ReCommunity Single-Stream Composition Audit – During July, staff reviewed the composition audit, provided comments to ReCommunity and on July 31 had a phone call with ReCommunity to finalize all the comments. ReCommunity will make the revisions and send the final spreadsheet. For comparison purposes, the change in value once the new audit results are included, as tested with the May and June pricing, yield a decrease of \$0.31 per ton and a decrease of \$0.53 per ton, respectively. The new audit results will probably go into effect in the July statement.

Purchase of Stationary Compactor System – The order for the stationary compactor was submitted to Rudco on June 22. The contract allowed 5 weeks for delivery, so the unit was due on July 27. The week before the deadline staff reached out to Rudco. Rudco was prepared and scheduled the delivery and installation for July 27. Unfortunately, Chatham Township still needed the electricity to be run to the other pole and connected to the box. The delivery had to be delayed and the Township is waiting to get a date from JCP&L for the electric hook-up. Once that is completed, Rudco can reschedule the delivery and installation.

Auction of Several Pieces of Equipment for the Curbside Department – Staff went live with an auction of the following pieces of curbside equipment on June 27. The auction ended on July 6. All but two items sold on July 6. Those two items were reaucted and sold on July 25. All of the items sold on July 6 were paid for and removed by the buyers by July 26. Staff is processing the sale of the last two items. The total value received for all of the items sold was \$10,637.

Sold on July 6

- 1998 Rear-loading Compactor Truck (98-11)
- 1999 Chevrolet S10 Pickup Short Bed (99-50)
- 1999 Jeep Cherokee (99-45)
- Lot of 4 - 30 Cubic Yard Open-top Roll-off Containers (GO3-7, GO3-12, GO3-36, BT3)
- Lot of 4 - 30 Cubic Yard Open-top Roll-off Containers (GO3-6, FL5, MPL2, MTA2)
- One 40 Cubic Yard Open-top Roll-off Container (GO4-8)
- One 20 Cubic Yard Open-top Roll-off Container (GO2-1)

Reauctioned and sold on July 25

- 1992 Rear-loading Compactor Truck (93-10)
- 1995 Ford F800 Truck (94-11)

Events/Education/Miscellaneous

Clean Communities – Educational Programs: On July 17, staff previewed the “Eco Mermaid Girls” education program at the Fairfield Recreation Center. The program targets younger children (kindergarten through 2nd grade). Overall it was a good program. The MCMUA funded ten education programs in July at schools, libraries and at the 4-H Fair in Chester Township, Florham Park, Hanover, Mendham Borough, Morris Township, Randolph and Wharton. **Road Clean-up:** The MCMUA hired Adopt a Highway Litter Removal Services of America to do four road clean-ups in July on the 5th, 13th, 26th and 27th. The clean-up on the 5th was in Rockaway Township on portions of Green Pond Road. The clean-up on the 13th was done in Roxbury on portions of Berkshire Valley Road and Dell Avenue. The clean-up on the 26th was done in Jefferson on Edison Road and a portion of Berkshire Valley Road. The fourth clean-up, on the 27th, was done in Randolph on portions of Dover Chester Road. Each clean-up was 2.5 miles or 5 miles counting both sides of the road. The total bags of trash removed was 139 plus 98 bags of recyclables. Additionally, the clean-ups yielded other items including a total of 8 tires, a large flat screened TV, bottles of used motor oil, wood, scrap metal, etc.

2016 Municipal Tonnage Grant Reports – Through July 31, a total of 37 municipal recycling tonnage reports have been received by the MCMUA. That leaves only 2 remaining, Hanover and Rockaway Township. Staff has sent reminders to coordinators to send a copy of their report to the MCMUA.

Recycling Inspections/Outreach – During July, a total of 17 transfer station loads suspected of improperly containing mandated recyclable materials were photographed and written-up by MCMUA tipping floor inspectors and recycling staff.

- On July 10, staff, followed up with the management company for 600 Parsippany Road in Parsippany after a meeting at the site in June. A tenant in this office building reported that the outdoor waste dumpsters contained recyclables. The management company will speak to the cleaning company, contact the business tenants and will get more recycling containers. He will also make a list of recycling decals that he needs us to supply for him. Staff is also supplying an educational flyer.
- On July 25, staff met with a staff supervisor for the construction company doing the construction of the new TJ Maxx and Home Goods stores being built on East Hanover Avenue in Hanover. This visit was a result of corrugated cardboard found in a load of construction debris at the transfer station from this site. The construction company is from Pennsylvania as is the waste broker. While MUA staff was there, the supervisor called the waste broker, who was unaware of source separation and recycling mandates in New Jersey. The supervisor immediately ordered a new roll-off container for corrugated to be delivered the next day and he had the corrugated removed from the trash containers that were on site.

Morristown Medical Center – MUA Staff, including Mike Flora, inspected a load of garbage from the Center at the transfer station on July 25. While no full bags of recyclables were found, every bag held at least one bottle or can, most likely from patient rooms. This showed some improvement.

REA Grant Education Portion – In a letter received from the NJDEP dated July 17, 2017, the MCMUA received approval on the REA Grant spending plan dated March 8, 2017. The education portion of that spending plan, a sum of \$54,950, includes publishing a newsletter detailing solid waste, hazardous waste, recycling and litter abatement information for Morris County residents. Staff has created a draft of this newsletter which currently has 14 pages and is planned to be printed in color. Staff is currently reviewing and editing this initial draft.

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

- Washington Township for the Night Out event on July 18

Miscellaneous Presentations/Meetings/Conference Calls/Correspondence

- On Saturday, July 8, an article appeared in the Daily Record titled “Chris Vidal recognized for environmental work”. It highlights Chris’ work and recent award from the New Jersey Clean Communities County. Please see attached article.
- On Saturday, July 15, staff participated as an exhibitor at the Boonton Township Fair.
- On Tuesday, July 18, staff attended an ANJR Symposium Committee meeting at the Rutgers Eco Complex to plan for the event held in October and discuss potential speakers. Staff followed up with phone calls to invite two suggested speakers. One of them is available to attend.
- On Friday and Saturday, July 21 and 22, staff participated in the Morris County 4-H Fair as an exhibitor.
- On Wednesday, July 26, staff met at Cedar Crest Village with 9 department heads. This meeting was a follow-up to the initial June 27 meeting. Cedar Crest Village is large residential complex in Pequannock with over 1,600 residents and 300 staff. It includes retirement homes, assisted living, hospice care and 4 restaurants/dining halls. Staff provided educational materials and suggestions for how to have a comprehensive recycling program throughout the campus. The complex plans to distribute flyers to residents, run a recycling reminder campaign on the TVs/monitors, post signs and provide ongoing recycling education to the staff. MUA staff is editing a PowerPoint presentation so that the complex can use it during meetings with their employees. MUA staff may speak to the housekeeping staff in the future.
- During July, Chris Vidal drafted an article about plastic bags explaining that they should not be included with single-stream recycling, except for shredded paper. On Sunday, July 30, the article appeared in the Daily Record. Please see attached article.

ATTORNEY REPORT:

Mr. Carney mentioned that this Agenda inadvertently left off the Public Portion and at some point in the meeting, you should open this up for a Public Portion. Mr. Carney mentioned that he had two items for closed session. They involve Randolph Township and the other is AJACO Towing.

There being no further comments from the attorney, this portion of the meeting was closed.

PUBLIC PORTION:

Chairwoman Szwak asked for a Motion to open the meeting to the Public. Mr. Platt made a Motion to open the meeting to the Public. Mr. Dour seconded the Motion and it was carried unanimously. There being no comment from the Public, Chairwoman Szwak asked for a Motion to close the Public Portion. Mr. Platt made a Motion to close the Public Portion. Mr. Dour seconded the Motion and it was carried unanimously.

OLD BUSINESS:

Chairwoman Szwak asked Mr. Platt to give an update on the Executive Director search.

Mr. Platt reported that the Committee conducted two interviews on July 31, 2017 and three interviews on August 3, 2017. He will give a detailed summary of those interviews in closed session.

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

NEW BUSINESS:

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

Chairwoman Szwak asked the Board for a Motion to go into closed session to discuss anticipated litigation and personnel matters at 8:00 p.m.

MOTION: Mr. Dour made a Motion for the meeting to go into closed session at 8:00 p.m. and Mr. Platt seconded the Motion.

ROLL CALL: AYES: 6 NAYES: NONE ABSTENTIONS: NONE

Chairwoman Szwak asked the Board for a Motion to go into open session at 9:15 p.m. and the meeting was adjourned.

MOTION: Mr. Druetzler made a Motion for the meeting to go into open session at 9:15 p.m. and adjourned and Mr. Dour seconded the Motion.

ROLL CALL: AYES: 6 NAYES: NONE ABSTENTIONS: NONE

Marilyn Regner
Secretary

/mr