Resolution No. 2026-097
Resolution Authorizing The Execution Of An Agreement To Provide For Curbside Collection, Transporting, And Marketing Of Recyclable Materials Between The Morris County Municipal Utilities Authority And The Town Of Boonton Commencing On Or About January 1, 2027

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

WHEREAS, pursuant to the Act, the Town of Boonton has adopted and enforces a mandatory source separation ordinance for Recyclable Materials; 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 management of recyclables; 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, the MCMUA is authorized as a local unit pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., to enter into a contract with any other local unit to provide or receive any service that each local unit participating in an agreement is empowered to provide or receive in its own jurisdiction; and

WHEREAS, the marketing of recyclable material recovered through a recycling program is exempt from public bidding requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(s); 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, the MCMUA and the Town of Boonton desire to enter into a new agreement to provide for the curbside collection, transport and marketing of recyclable materials commencing January 1, 2027 for five (5) years until December 31, 2031.

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

1. The Executive Director is authorized to execute the Shared Services Agreement (the '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 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 November 10, 2026.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By:_____
Christopher Dour, Chairman

ATTEST:

By:_____
Marilyn Regner, Secretary