

## **MINUTES OF REGULAR MEETING**

**NOVEMBER 9, 2021**

The Regular Meeting of the Morris County Municipal Utilities Authority was held on November 9, 2021 at 7:04 p.m. in the First Floor Conference Room at the MCMUA Offices located at 214A Center Grove Road, Randolph, New Jersey. Due to the Covid-19 Virus State of Emergency, this meeting was held in person at the MCMUA Office and remotely using conference call software.

Chairman Dour called the meeting to order and read the following:

In accordance with Section 5 of the Open Public Meetings Act, notice of this meeting was made by posting on the MCMUA website, the Morris County Clerk's bulletin board and the officially designated newspapers for the MCMUA stating that this meeting would take place at 7:00 PM on Tuesday, November 9, 2021. Additional notice regarding remote public access due to the Covid19 emergency is provided at the MCMUA entrance, on its website and in the Daily Record.

Chairman Dour requested a roll call.

**PRESENT:** Mr. James Barry, Mr. Frank Druetzler, Mr. Gene Feyl, Mr. Michael Guadagno, and Mr. Christopher Dour.

Mr. William Hudzik entered the meeting at 7:08 p.m.

**ABSENT:** Dr. Dorothea Kominos, Dr. Arthur Nusbaum and Ms. Laura Szwak

Also present were Larry Gindoff, Executive Director; Marilyn Regner, Secretary, Michael McAloon, P.E., Suburban Consulting Engineers; Tom Lemanowicz, P.E., Alaimo Engineering; Larry Kaletcher, Treasurer; Brad Carney, Esq., Maraziti Falcon LLP; James Deacon, Solid Waste Coordinator; Liz Sweedy, District Recycling Coordinator; Tayfun Selen, Freeholder-liaison; and Laura Carucci, Court Stenographer.

### **PUBLIC HEARINGS**

Brad Carney, Counsel for the MCMUA, mentioned that the MCMUA will be conducting the following three Public Hearings this evening: (1) Public Hearing To Amend The Water Rate Of The Morris County Municipal Utilities Authority; (2) Public Hearing To Amend Rate Schedule Of The Morris County Municipal Utilities Authority Solid Waste Transfer Fees; and (3) Public Hearing To Amend Rate Schedule Of The Morris County Municipal Utilities Authority Vegetative Waste And End Product Fees.

Mr. Carney announced the first Public Hearing will be To Amend The Water Rate of the Morris County Municipal Utilities Authority (MCMUA). The MCMUA adopted Resolution No. 21-81 at the October 12, 2021 Board Meeting setting forth the date of this public hearing.

The Resolution called for the provision of notice for a Public Hearing in two newspapers, as well as written notice to each of the MCMUA's water customers. Notice was given in accordance with the statute and proofs of publication and mail receipts are on file at the MCMUA office.

Mr. Carney mentioned that we have a Court Stenographer, Laura Carucci, transcribing everything that is being said, so it is important to be mindful that we don't talk over one another.

Mr. Carney read into the record exhibits that have been pre-marked. Mr. Carney stated that we are going to call on the Treasurer and the MCMUA Water Consulting Engineer as witnesses for presentations and testimony. Mr. Larry Kaletcher, Treasurer, was sworn in and proceeded with the presentation of his statement into the record as a basis for the establishment of the proposed new rate schedule.

(Mr. Hudzik entered the meeting at 7:08 p.m.)

Mr. Michael McAloon, MCMUA Water Consulting Engineer, was sworn in and proceeded with the presentation of his statement into the record as a basis for the establishment of the proposed new rate schedule. Members of the Authority were invited to ask questions regarding the testimonies. There were no questions from the Board. Seeing no comments, Mr. Carney opened the hearing to questions from the Public. There were no members from the Public present.

At this time, Mr. Carney recommended that the Chairman ask the Board to consider Resolution No. 21-84, which is a Resolution to Amend the Water Rate Rate Of The Morris County Municipal Utilities Authority increasing the water rate by four and three-quarters percent (4.75%) as testified by Mr. Kaletcher and Mr. McAloon from \$2,838 per million gallons to \$2,973 per million gallons.

Chairman Dour asked for the Board's approval of Resolution No. 21-84:

**RESOLUTION NO. 21-84**  
**RESOLUTION TO AMEND WATER RATE OF**  
**MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY**

WHEREAS, the Morris County Municipal Utilities Authority ("the Authority") is authorized by the Municipal and County Utilities Authorities Law (N.J.S.A. 40:14B-1 et seq.) to establish rents, rates, fees and other charges and to amend the same from time to time so that the revenues of the Authority will at all times be adequate to pay the expenses of operation and maintenance of the Authority System including reserves, insurance, extensions and replacements, debt service, if any, and to maintain such reserves or sinking funds therefor as may be required by the terms of any contract or as may be deemed necessary or desirable by the Authority; and

WHEREAS, the Authority has determined that there is a need to amend the water rate charged by the Authority; and

WHEREAS, the Authority adopted a Resolution No. 21-81 on October 12, 2021 to provide for the amendment of the rate of the Authority; and

WHEREAS, the Authority desires to amend the base rate from \$2,838.00 to \$2,973.00 per million gallons; and

WHEREAS, the Authority caused Notice to be given in accordance with N.J.S.A. 40:14B-23 of a hearing on the proposed amended rate; and

WHEREAS, a hearing was held at the Authority Meeting of even date herewith; and

Whereas, testimony regarding reasonableness and necessity of the proposed increase was submitted by Larry Kaletcher, Treasurer, MCMUA and Michael McAloon, P.E., MCMUA Water Consulting Engineer; and

WHEREAS, the Authority has considered the matter and has determined that the proposed amendment to the rate is necessary and reasonable.

NOW, THEREFORE, BE IT RESOLVED by the Morris County Municipal Utilities Authority in the County of Morris and State of New Jersey on this 9th day of November, 2021 as follows:

1. The base rate to be charged by the Authority for the provision of water is hereby amended to be \$2,973.00 per million gallons (MG).
2. This Resolution shall take effect as provided by law and the rate established hereby shall become effective on January 1, 2022.

**CERTIFICATION**

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority, at a Regular Meeting held on November 9, 2021.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Christopher Dour, Chairman

ATTEST:

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

**MOTION:** Mr. Hudzik made a Motion to amend water rate of Morris County Municipal Utilities Authority to \$2,973 per million gallons and Mr. Druetzler seconded the Motion.

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

Mr. Carney announced the second Public Hearing will be To Amend Rate Schedule of the Morris County Municipal Utilities Authority. The MCMUA adopted Resolution No. 21-82 at the October 12, 2021 Board Meeting setting forth the date of this public hearing.

The Resolution called for the provision of notice for a Public Hearing in two newspapers, as well as written notice to the Clerk of each municipality served by the Authority. Notice was given in accordance with the statute and proofs of publication and mail receipts are on file at the MCMUA office.

Mr. Carney read into the record exhibits that have been pre-marked. Mr. Carney stated that we are going to call on the Treasurer and the Solid Waste Coordinator as witnesses for presentations and testimony. Mr. Larry Kaletcher, Treasurer, was sworn in and proceeded with the presentation of his statement into the record as a basis for the establishment of the proposed new rate schedule. Mr. James Deacon, Solid Waste Coordinator, was sworn in and proceeded with the presentation of his statement into the record as a basis for the establishment of the proposed new rate schedule. Members of the Authority were invited to ask questions regarding the testimonies. There were no questions from the Board. Seeing no comments, Mr. Carney opened the hearing to questions from the Public. There were no members from the Public present.

At this time, Mr. Carney recommended that the Chairman ask the Board to consider Resolution No. 21-85, which is a Resolution to Amend the Rate Schedule Of The Morris County Municipal Utilities Authority – Solid Waste Transfer Fees as testified by Mr. Deacon.

Chairman Dour asked for the Board’s approval of Resolution No. 21-85:

**RESOLUTION NO. 21-85**  
**RESOLUTION TO AMEND RATE SCHEDULE OF THE MORRIS COUNTY**  
**MUNICIPAL UTILITIES AUTHORITY TARIFF TO ADJUST TIPPING FEES FOR**  
**2022**

**WHEREAS**, the Morris County Municipal Utilities Authority ("MCMUA") owns two transfer stations which are used for the disposal of all waste types 10, 13, 13C, 23, 25 and 27 generated within Morris County, NJ; and

**WHEREAS**, the rates for the disposal of waste types 10, 13, 13C, 23, 25 and 27 generated within Morris County, NJ are set forth in a Tariff, said Tariff having been approved by the New Jersey Department of Environmental Protection; and

**WHEREAS**, the MCMUA conducted a Public Hearing on November 9, 2021, at which time testimony was provided by Larry Kaletcher, MCMUA Treasurer and James E. Deacon that the increase in the rate for the disposal of all waste types is reasonable and necessary; and

**WHEREAS**, the MCMUA seeks to amend the rates of waste types 10, 13, 13C, 23, 25 and 27 from the previous tip fee of \$101.50/ton to a tip fee of \$102.50/ton with these amended rates becoming effective January 1, 2022; and

**WHEREAS**, this adjustment shall be included in MCMUA's Tariff and communicated to the New Jersey Department of Environmental Protection.

**NOW, THEREFORE, BE IT RESOLVED** by the Morris County Municipal Utilities Authority, in the County of Morris, State of New Jersey on this 9th day of November, 2021 as follows:

- 1) The rates of waste types 10, 13, 13C, 23, 25 and 27 is hereby amended from the previous tip fee of \$101.50/ton to a tip fee of \$102.50/ton.
- 2) This Resolution shall take effect as provided by law and the rate established by this Resolution shall become effective on January 1, 2022.

**CERTIFICATION**

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on November 9, 2021.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Christopher Dour, Chairman

ATTEST:

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

**MOTION:** Mr. Guadagno made a Motion to amend Rate Schedule of Morris County Municipal Utilities Authority – Solid Waste Transfer Station Fees and Mr. Hudzik seconded the Motion.

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

Mr. Carney announced the third Public Hearing will be To Amend Rate Schedule of the Morris County Municipal Utilities Authority – Vegetative Waste And End Product Fees. The MCMUA adopted Resolution No. 21-83 at the October 12, 2021 Board Meeting setting forth the date of this public hearing.

The Resolution called for the provision of notice for a Public Hearing in two newspapers, as well as written notice to the Clerk of each municipality served by the Authority. Notice was given in accordance with the statute and proofs of publication and mail receipts are on file at the MCMUA office.

Mr. Carney read into the record exhibits that have been pre-marked. Mr. Carney stated that we are going to call on the Solid Waste Coordinator as witness for presentation and testimony. Mr. James Deacon, Solid Waste Coordinator, was sworn in and proceeded with the presentation of his statement into the record as a basis for the establishment of the proposed new rate schedule. Members of the Authority were invited to ask questions regarding the testimonies. There were no questions from the Board. Seeing no comments, Mr. Carney opened the hearing to questions from the Public. There were no members from the Public present.

At this time, Mr. Carney recommended that the Chairman ask the Board to consider Resolution No. 21-86, which is a Resolution to Amend the Rate Schedule Of The Morris County Municipal Utilities Authority – Vegetative Waste And End Product Fees as testified by Mr. Deacon.

Chairman Dour asked for the Board’s approval of Resolution No. 21-86:

**RESOLUTION NO. 21-86**  
**RESOLUTION TO AMEND RATE SCHEDULE OF THE MORRIS COUNTY**  
**MUNICIPAL UTILITIES AUTHORITY – VEGETATIVE WASTE AND END**  
**PRODUCT FEES**

**WHEREAS**, the Morris County Municipal Utilities Authority (“the Authority”) is authorized by the Municipal and County Utilities Authorities Law (N.J.S.A. 40:14B-1, et seq.) to establish rents, rates, fees and other charges and to amend the same from time to time so that the revenues of the Authority system including reserves, insurance, extensions and replacements, debt service, and to maintain such reserves or sinking funds therefor as may be required by the terms of any contract or as may be deemed necessary or desirable by the Authority; and

**WHEREAS**, there is a need for the Authority to amend the Rate Schedule (Vegetative Waste and End Product Fees) of the Authority; and

**WHEREAS**, the Authority adopted Resolution No. 21-83 on October 12, 2021, scheduling a public hearing on November 9, 2021 regarding the proposed amendment to the Rate Schedule of the Authority; and

**WHEREAS**, the Authority caused Notice to be given in accordance with N.J.S.A. 40:14B-23 of a hearing on the proposed amended rates; and

**WHEREAS**, the Authority conducted a public hearing on November 9, 2021 in accordance with N.J.S.A. 40:14B-23 regarding the proposed amendment to the Rate Schedule of the Authority where evidence was provided at the hearing by the testimony of James E, Deacon,

MCMUS Solid Waste Coordinator demonstrating that the proposed adjustment to the Rate Schedule for Vegetative Waste and End Product Fees is necessary and reasonable and an opportunity for cross-examination of persons offering such evidence was provided.

**NOW, THEREFORE, BE IT RESOLVED** by the Morris County Municipal Utilities Authority, in the County of Morris, State of New Jersey on this 9<sup>th</sup> day of November, 2021 as follows:

- 1) The Rate Schedule (Vegetative Waste and End Product Fees) of the Morris County Municipal Utilities Authority, is hereby amended and attached hereto as Schedule “A.”
- 2) This Resolution shall take effect as provided by law and the rate established by this Resolution shall become effective on January 1, 2022.

**CERTIFICATION**

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on November 9, 2021.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Christopher Dour, Chairman

ATTEST:

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

**Schedule A**

The Rate Schedule pertaining to “Vegetative Waste and End Product Fees” is proposed as follows:

Applicable to all fees charged by the Authority for acceptance of vegetative waste products and disposition of vegetative waste end-products from MCMUA vegetative waste facilities.

<u>Material</u>	<u>Vehicle Type</u>	<u>Fee</u>
Vegetative Waste – Inbound Pricing Wood Chips	Any	\$3.00 for 1 CY
Vegetative Waste- Outbound Residential Sales- Pickup of Screened Compost Materials	Morris County Residential- <b>Passenger Vehicles or Trailers</b>	\$50.00 Flat Fee per Vehicle (up to 2 CY) <b>OR</b> Trailer (less than 18’ in length)
Vegetative Waste- Residential Deliveries of Wood Chips	MCMUA	\$100.00 for 5 CY \$125.00 for 10 CY
Vegetative Waste- Sale of Screened Compost Bulk Price Discounts	Any	100 to 250 CY for 10% off the base price 250 to 500 CY for 20% off the base price 500 CY and over 30% off the base price

		The customer has 30 days to remove material from the site or the discount is null and void
Vegetative Waste- Sale of Wood Mulch Bulk Price Discounts	Any	100 to 250 CY for 10% off the base price 250 to 500 CY for 20% off the base price 500 CY and over 30% off the base price  The customer has 30 days to remove material from the site or the discount is null and void
Vegetative Waste- Sale of Unscreened Compost Bulk Price Discounts	Any	100 to 500 CY for 10% off the base price 500 to 1000 CY for 20% off the base price 1000 CY and over for 30% off the base price  The customer has 30 days to remove material from the site or the discount is null and void

**MOTION:** Mr. Hudzik made a Motion to amend Rate Schedule of Morris County Municipal Utilities Authority – Vegetative Waste And End Product Fees and Mr. Guadagno seconded the Motion.

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

Court Stenographer, Laura Carucci, took transcripts of the Public Hearings for the Authority. TRANSCRIPTS OF THE THREE PUBLIC HEARINGS WILL BE PROVIDED TO THE AUTHORITY AND MADE A PART OF THE RECORD.

The public hearings were concluded at 7:35 p.m. The Court Stenographer was dismissed.

Chairman Dour asked for the Board's approval of the Minutes of the Regular Meeting of October 12, 2021.

**MOTION:** Mr. Barry made a Motion to approve the Minutes of the Regular Meeting of October 12, 2021 and Mr. Hudzik seconded the Motion.

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

**TREASURER'S REPORT:**

Mr. Kaletcher presented the Treasurer's Report for the Solid Waste Operating and Water Operating for the month of October 2021. Also included are the Comparative Balance Reports year-to-date through the month of October 2021 for both the Solid Waste and Water Divisions and an investment report which shows that no new investments were purchased during the month of October 2021. These reports have been incorporated in these Minutes.

Chairman Dour asked the Board for a Motion to accept the Treasurer's Report.

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

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

Mr. Kaletcher mentioned that he has two budget amendments. The next two resolutions are 2021 budget amendments that will distribute foreseeable surplus budget line items to line items already in deficit or forecasted to be in deficit. Both have a net zero impact on our 2021 budget in total. Mr. Kaletcher asked for the Board's approval of the following two budget amendment resolutions:

**RESOLUTION NO. 21-87  
RESOLUTION TO AMEND THE 2021 FISCAL BUDGET FOR THE MORRIS  
COUNTY MUNICIPAL UTILITIES AUTHORITY PURSUANT TO N.J.A.C. 5:31-2.8  
SOLID WASTE DIVISION**

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Morris County M.U.A. hereby request the Director of Local Government Services to approve the amendment to the 2021 budget as follows:

<u>Decrease Appropriations:</u>	<u>From:</u>	<u>To:</u>
Health Insurance	\$2,052,868.00	\$2,032,868.00
<u>Increase Appropriations:</u>	<u>From:</u>	<u>To:</u>
Admin. – Salary & Wages	\$ 769,875.00	\$ 779,875.00
Fringe Benefits Admin. (FICA)	\$ 271,217.00	\$ 272,217.00
Fees, Permits, & Licenses	\$ 17,000.00	\$ 26,000.00

**CERTIFICATION**

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the meeting held on Tuesday, November 9, 2021.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Christopher Dour, Chairman

ATTEST:

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

MOTION: Mr. Guadagno made a Motion to amend the 2021 Fiscal Budget For the Morris County M.U.A. Pursuant To N.J.A.C. 5:31-2.8 – Solid Waste Division and Mr. Druetzler seconded the Motion.

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



**RESOLUTION NO. 21-88**  
**RESOLUTION TO AMEND THE 2021 FISCAL BUDGET FOR THE MORRIS**  
**COUNTY MUNICIPAL UTILITIES AUTHORITY PURSUANT TO N.J.A.C. 5:31-2.8**  
**WATER DIVISION**

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Morris County M.U.A. hereby request the Director of Local Government Services to approve the amendment to the 2021 budget as follows:

<u>Decrease Appropriations:</u>	<u>From:</u>	<u>To:</u>
Salaries – Admin.	\$ 260,837.00	\$ 250,837.00
<u>Increase Appropriations:</u>	<u>From:</u>	<u>To:</u>
Salaries – Oper.	\$ 406,285.00	\$ 416,285.00

**CERTIFICATION**

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the meeting held on Tuesday, November 9, 2021.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Christopher Dour, Chairman

ATTEST:

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

**MOTION:** Mr. Hudzik made a Motion to amend the 2021 Fiscal Budget For the Morris County M.U.A. Pursuant To N.J.A.C. 5:31-2.8 – Water Division and Mr. Guadagno seconded the Motion.

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

Mr. Kaletcher mentioned that on November 8<sup>th</sup>, the Division of Community Affairs approved our 2022 budget introduction for adoption. This allows the MCMUA to move forward with adopting the 2022 budgets for Solid Waste and Water. Mr. Kaletcher asked for approval of the following Solid Waste Adopted Budget Resolution and the Water Adopted Budget Resolution:

**RESOLUTION 21-89**  
**2022 SOLID WASTE**  
**ADOPTED BUDGET RESOLUTION**  
**Morris County Municipal Utilities Authority**

**FISCAL YEAR: FROM January 1, 2022 TO December 31, 2022**

WHEREAS, the Annual Budget and Capital Budget/Program for the Morris County Municipal Utilities Authority for the fiscal year beginning, January 1, 2022 and ending, December 31, 2022 has been presented for adoption before the governing body of the Morris County Municipal Utilities Authority at its open public meeting of November 9, 2021; and

WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$48,653,547.00, Total Appropriations, including any Accumulated Deficit if any, of \$48,653,547.00 and Total Unrestricted Net Assets utilized of \$0.00; and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$2,771,500.00 and Total Unrestricted Net Assets planned to be utilized of \$0.00; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Morris County Municipal Utilities Authority, at an open public meeting held on November 9, 2021 that the Annual Budget and the Capital Budget/Program of the Morris County Municipal Utilities Authority for the fiscal year beginning, January 1, 2022 and ending, December 31, 2022 is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.

	<u>November 9, 2021</u>	
Marilyn Regner, Secretary	(Date)	
Governing Body Member:	Recorded Vote: 1 <sup>st</sup> :	2 <sup>nd</sup> :
	Aye	Absent
	Nay	
	Abstain	
MR. BARRY	X	
MR. DRUETZLER	X	
MR. FEYL	X	
MR. GUADAGNO	X	
MR. HUDZIK	X	
DR. KOMINOS		X
DR. NUSBAUM		X
MS. SZWAK		X
MR. DOUR	X	

**RESOLUTION 21-90  
2022 WATER  
ADOPTED BUDGET RESOLUTION  
Morris County Municipal Utilities Authority**

**FISCAL YEAR: FROM January 1, 2022 TO December 31, 2022**

WHEREAS, the Annual Budget and Capital Budget/Program for the Morris County Municipal Utilities Authority for the fiscal year beginning, January 1, 2022 and ending, December 31, 2022 has been presented for adoption before the governing body of the Morris County Municipal Utilities Authority at its open public meeting of November 9, 2021; and

WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$4,190,200.00, Total Appropriations, including any Accumulated Deficit if any, of \$4,700,840.00 and Total Unrestricted Net Assets utilized of \$510,640.00; and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$1,675,000.00 and Total Unrestricted Net Assets planned to be utilized of \$0.00; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Morris County Municipal Utilities Authority, at an open public meeting held on November 9, 2021 that the Annual Budget and the Capital Budget/Program of the Morris County Municipal Utilities Authority for the fiscal year beginning, January 1, 2022 and ending, December 31, 2022 is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.

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

November 9, 2021  
(Date)

Governing Body Member:	Recorded Vote: 1 <sup>st</sup> : MR. BARRY    2 <sup>nd</sup> : MR. GUADAGNO			
	Aye	Nay	Abstain	Absent
MR. BARRY	X			
MR. DRUETZLER	X			
MR. FEYL	X			
MR. GUADAGNO	X			
MR. HUDZIK	X			
DR. KOMINOS				X
DR. NUSBAUM				X
MS. SZWAK				X
MR. DOUR	X			

Mr. Gindoff congratulated Larry and the Budget Committee for getting us through this budget process in record time in November. Larry had to work right up to meeting time to make sure this was getting done, so it is much appreciated.

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

**BILL RESOLUTION NO. 21-91**

**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. 21-91 containing 7 pages for a total of **\$3,807,743.22** dated and made a part hereof by reference.

**SUMMARY**

**CHECK NUMBERS**

WATER OPERATING FUNDS	5689-5724	\$	109,506.38
SOLID WASTE OPERATING	12571-12662	\$	3,698,236.84
		\$	<b>3,807,743.22</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: November 9, 2021

BOARD CHAIRMAN APPROVAL

\_\_\_\_\_  
Christopher Dour, Chairman

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: November 9, 2021.

DATE: November 9, 2021

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

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

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

**CORRESPONDENCE:**

Mr. Gindoff mentioned that correspondence was sent out in the initial packet and is presenting two additional correspondences tonight. One is a November 4, 2021 letter from CP Engineering representing the Borough of Mt. Arlington requesting us to get together with Southeast Morris County MUA to try to coordinate a Water Sales Agreement similar to the agreement that Southeast has with the Borough of Wharton. In a similar semi-related correspondence dated November 8, 2021 from Southeast Morris County MUA, just forwarding us a draft agreement facilitating some of our synergies that we have been discussing for the past several months enabling some ideas like this Mt. Arlington agreement. With that stated and these letters that came in, he is not asking the Board for any action tonight. We have a meeting scheduled with Southeast for December 2, 2021 prior to our next Board meeting, and also plan on meeting with the Water Committee to discuss these items before we look to take any action.

**CORRESPONDENCE**

**WATER**

1. Letter dated October 20, 2021 to Kathy Appleby, Mt. Arlington Borough Construction Department from John Cahillane, P.E, CP Engineers, LLC regarding Road Opening Application for Water Main Interconnect through Oneida Avenue.
2. Email dated October 29, 2021 to John Shepard, Township Manager, Township of Roxbury from Larry Gindoff regarding proposed MCMUA Water Rate Increase.

**SOLID WASTE**

3. Email dated October 14, 2021 to James Deacon from Michael R. Hastry, Director of Waste & UST Compliance and Enforcement, NJDEP, approving request to extend relief from clearing the tipping floor each 24 hours at Parsippany Troy-Hills and Mount Olive Transfer Stations until October 22, 2021.

4. Letter dated October 20, 2021 to MCMUA Management & Staff from Charles Duprey, President, Naturcycle regarding Food Scrap Composting Proposal for MCMUA Mt. Olive Facility.
5. Letter dated October 27, 2021 to Larry Gindoff from William F. Fox, Jr. regarding the Pennsylvania Department of Transportation's favorable response to Mascaro's Waiver Petition for increased weight limits.

**RECYCLING**

6. Letter dated October 15, 2021 to Mayors from Mary Jo M. Aiello, Director, NJDEP Division of Solid and Hazardous Waste regarding Bag Ban.

**ENGINEER'S REPORT:**

Mr. McAloon reported the following: (1) Through October 2021, MCMUA sold approximately 1,396.801 MG to date. While we are below the volume sold in 2020, we continue to stay above the volume sold in 2019, so water sales continue to remain strong.; (2) We are preparing documents to solicit price quotes to complete the Clyde Potts Booster Station abandonment in early 2022 following the termination date of Article 3 of the Water Supply Agreement with Southeast. He reminded the Board that Article 3 is a provision of water to MCMUA from Southeast, which is has been mutually terminated and will stop in expire in early January. The abandonment of this station will eliminate the risk associated with the chamber, as it is in pretty poor condition.

Mr. Drutezler asked if MCMUA Staff can do the work as opposed to going out to bid? Mr. McAloon replied we are soliciting price quotes as we do think it will be below the bid threshold. There is some work inside that chamber that MCMUA Staff may not be totally comfortable with.

(3) The bid opening for Contract No. W-22, Furnish & Deliver Sodium Hypochlorite Solution, for 2022 was held on Thursday, October 21 at 11:00 a.m. One bid was received for this project from Miracle Chemical Company of Farmingdale, New Jersey in the amount of \$18,040.00 which equates to approximately \$2.255/gallon. A bid review was performed and SCE recommends award of this contract to Miracle Chemical Company pending any comments from MCMUA Legal Counsel. This award price is slightly above the contract that was awarded last year.

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

**RESOLUTION NO. 21-92  
RESOLUTION AWARDDING CONTRACT NO. W-22 TO W. R.  
NEUMANN COMPANY, INC., TRADING AS MIRACLE  
CHEMICAL COMPANY FOR "FURNISH AND DELIVER OF  
SODIUM HYPOCHLORITE SOLUTION"**

**WHEREAS**, the Morris County Municipal Utilities Authority (the "Authority") advertised for the receipt of public bids for Contract No. W-22 "Furnish and Deliver Sodium Hypochlorite Solution" and received one (1) bid on October 21, 2021 from:

W.R. Neumann Company, Inc. (trading as) Miracle Chemical Company Farmingdale, New Jersey	\$2.255 / gallon
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**WHEREAS**, the bid documents provide that the estimated annual amount of 15% solution of sodium hypochlorite is 8000 gallons, but that the Authority makes no warranty as to

the actual annual amount to be delivered and that no minimum purchase is implied or guaranteed.

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

1. The Authority exercises its discretion to waive all immaterial defects, if any, with respect to the bid of W.R. Neumann Company, Inc., trading as Miracle Chemical Company, received on October 21, 2021.
2. The Authority awards Contract No. W-22 “Furnish and Deliver Sodium Hypochlorite Solution” to W.R. Neumann Company, Inc., trading as Miracle Chemical Company, having a business addresses of 1151 B Highway #33, Farmingdale, New Jersey 07727, as the lowest responsible bidder, in the amount not to exceed the bid price of \$2.255 per gallon.
3. The Executive Director is authorized to execute Contract No. W-22 “Furnish and Deliver Sodium Hypochlorite Solution” with W.R. Neumann Company, Inc., trading as Miracle Chemical Company, having a business addresses of 1151 B Highway #33, Farmingdale, New Jersey 07727, in the amount not to exceed the bid price of \$2.255 per gallon.
4. The Contract awarded herein to W.R. Neumann Company, Inc., trading as Miracle Chemical Company, shall commence after the execution of the Contract, the submission of all required documents, including insurance certificates required by the Contract, said insurance shall be in a form acceptable to the Risk Manager of Morris County.
5. The Executive Director is hereby authorized and directed to execute any other necessary documentation and to take all other actions necessary or desirable to effectuate the terms and conditions of this Resolution.
6. Funds are available for this Contract from Budget Line Item 02-6-600-630-320 and a copy of this Resolution shall be submitted to the Authority’s Treasurer and kept on file in the offices of the Authority.
7. 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 November 9, 2021.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Christopher Dour, Chairman

ATTEST:

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

**MOTION:** Mr. Hudzik made a Motion to award Contract No. W-22 To W. R. Neumann, Inc., trading as Miracle Chemical Company, for Furnish and Deliver Of Sodium Hypochlorite Solution and Mr. Barry seconded the Motion.

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

(4) The Pre-Construction Meeting was held Tuesday of last week for the tank interconnection project. The Contractor anticipates beginning work setting the meter vault next Wednesday. Once this meter vault and associated infrastructure is installed, testing of the temporary system can occur and will be coordinated with the Water Superintendent. This is for the Mt. Arlington tank isolation.; (5) We are currently out to bid for the Tank Rehabilitation Project and are anticipating receiving bids on Thursday, December 16, 2021 and anticipate award at the January Board meeting.

Regarding correspondence, Mr. Druetzler asked who is doing the work here on Oneida Drive, are we or Mt. Arlington? Mr. McAloon replied MCMUA’s Contractor John Garcia Construction. Mr. Druetzler asked why do we have to do this? Mr. McAloon replied that this is the emergency interconnection with Mt. Arlington and Roxbury, so when we take the tank out-of-service, in the event that there was an emergency that required additional water that our Booster Station couldn’t provide, it is a way to bring additional water into the system. It is a short-run of pipe to tie in Roxbury to our system. Mr. McAloon explained that as part of this project, Roxbury had indicated long-term plans to have a permanent interconnection where they took MUA water at that in the long term. He mentioned that short term it helps us to take the tank out-of-service, have a redundant source of water in the event of an emergency and in the long term in their plan would be to take water from our system and bring it into theirs.

(6) The Emergency Contract with John Garcia Construction Co, Inc. was not extended. Through review of the bid documents, we identified to the need to have an emergency and on-call contractor to better the needs of the distribution system. We are updating these bid documents. This previously had the mandatory minimum qualification requirements and this will not be included in the package that we prepare. We will work with the MUA to outline a realistic bid schedule for anticipated award.; (7) PCS began the installation of the replacement modems at various well houses to begin the switch to 4G cellular service. This does help restore SCADA system resiliency as per critical long term operation.; (8) We did receive the permit for the Pole Barn formally in hand, so we are finalizing the contract documents and will also work out a reasonable bid schedule and the goal is to encumber the funds in 2021.; (9) As discussed, we have a meeting on December 2, 2021 with Southeast to discuss their correspondence received, as well as the long-term synergies and the Mt. Arlington letter that we just received.; and (10) We conducted the Water Rate Hearing.

## ENGINEER'S REPORT:

### PROJECT STATUS

#### 1. General System:

- A. Through October 2021, MCMUA sold approximately 1,396.801 MG to date. This total volume of water sold to date is below the total sold for the same period in 2020 (1,457.615 MG), however, as above the total sold in 2019 (1,289.799 MG) respectively.
- B. SCE is preparing documents to solicit price quotes to complete the Clyde Potts Booster station abandonment in early 2022 following the termination date of Article III of the water supply agreement with SMCMUA. Article III is the provision of water to MCMUA from SMCMUA which has been mutually terminated and will expire on January 6, 2022. The abandonment of this station will eliminate the risk associated with this chamber and the condition of the pump and components which have greatly exceeded the useful life.

#### 2. Contract W-22 Furnish & Deliver Sodium Hypochlorite Solution Bid

The annual Sodium Hypochlorite bid opening for Contract W-22 Furnish & Deliver Sodium Hypochlorite Solution for 2021 was held on Thursday October 21, 2020 at 11:00am. One (1) bid were received for this project with the lowest bid submitted by Miracle Chemical Company from Farmingdale, NJ in the amount of \$18,040.00 (\$2.255 / gallon). A bid review was performed, and SCE recommends award to Miracle Chemical Company pending confirmation from MCMUA Legal Counsel. The awarded price in for this contract in 2021 was \$16,680.00 (\$2.085 / gallon).

#### 3. Mt. Arlington Water Storage Tank Rehabilitation:

##### **Contract A – Tank Isolation**

The Pre-construction meeting was held on Tuesday November 2, 2021 for the tank interconnection project. The Contractor anticipates beginning the installation of the pipe on Wednesday November 10, and anticipates setting the meter vault on Wednesday November 17, 2021. Once the meter vault and associated infrastructure is installed, testing of the temporary system can occur and will be coordinated with Water Superintendent.

##### **Contract B – Tank Rehabilitation**

The Contract Documents for tank rehabilitation have been advertised in the papers with the following schedule:

- Publication of Notice to Bidders: Thursday, November 4, 2021
- Non-Mandatory Site Visit: Tuesday, November 16, 2021
- Deadline for Submission of Written Questions Regarding Bid Documents: Wednesday, November 24, 2021
- Bids Due: Thursday, December 16, 2021
- Contract Award: Anticipated on Tuesday, January 11, 2021

SCE will closely monitor the progress of the interconnection and the performance testing of the system operation to ensure tank dewatering for rehabilitation can be successfully performed.

#### 4. Water Division Emergency Contractor

The Emergency Contract with **John Garcia Construction Co, Inc.** from Clifton NJ, was not extended; through review of the bid documents, we identified the need to have an emergency and on-call contractor to better meet the needs of the distribution system. Therefore, update of the bid documents will be performed. It should be noted that the mandatory minimum qualification requirements will not be included in this package. We will work with to outline a realistic bid schedule for opening and anticipated award of this project.



5. 4G Modem Replacements and Integration Services:

PCS Pump and Process has begun the installation of the replacement modems at the various wells houses for the switch to 4G cellular service. The installation of this equipment restores the SCADA system resiliency and it critical to long term operation.

6. Well #7 Pole Barn

NJDEP has provided formal approval of the necessary permits for this project. SCE is finalizing the Contract Documents and will work to outline a reasonable bid schedule to determine bid opening and anticipated award to ensure funds are encumbered in 2021 for this project.

7. Southeast Morris County Municipal Utilities Authority (SMCMUA) Coordination

SMCMUA has contacted MCMUA to schedule a meeting to continue discussions with regard to long term synergies and cooperative system operation. This meeting has been scheduled for Thursday December 2, 2021 at 2:00PM. Following this meeting, we will update the Water Committee and the Board on the status of these discussions.

8. Water Rate Hearing – November 9, 2021

SCE will be prepared to provide testimony as the MCMUA’s Consulting Engineer at the November 9, 2021 water rate hearing which is being conducted during the MCMUA’s Regular Board Meeting.

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

Mr. Deacon provided the following highlights: (1) Reminder for those attending the tour of our Transfer Station, Vegetative Waste Facilities and the Curbside Garage is scheduled for Friday, November 12, 2021 at 10 a.m. start at the Academy.; (2) On the resolution for the purchase of the Ford 250, Liz will be reading that in her report.; (3) An update on the 80,000 vs. 90,000 lb. approval, the MUA and Mascaro received official approval from both Pennsylvania DOT and New Jersey DEP/DOT. Pennsylvania’s approval expires on January 3, 2022 and New Jersey’s approval expires on January 4, 2022. This was mentioned yesterday at the Mascaro Operations Meeting and as of today, they are no longer using third-party haulers, so the 10,000 lb. per trailer has helped them clear the floor.; (4) The last HHW event at Chatham High School our totals were 575 for the day. We are looking to schedule our four events for next year.; (5) Leaf season has started. We’ve noticed that we have been getting more grass instead of leaves due to the wet season but the leaves will be coming in soon.; (6) We received our two new loaders at Parsippany Compost today.; and (7) The Correspondence Report includes NaturCycle’s food waste proposal. MCMUA Staff is going to review that and get with NaturCycle to further discuss.

Mr. Deacon mentioned that he has a resolution for the Kirk Allen Contract, which is for our supplemental deliveries of vegetative materials and asked for the Board’s approval of same:

**RESOLUTION NO. 21-93**

**RESOLUTION OF THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY APPROVING A VENDOR SERVICE CONTRACT WITH KIRK ALLEN TRUCKING, LLC FOR THE DELIVERY OF MULCH AND COMPOST ON A ‘NON-FAIR AND OPEN’ BASIS PURSUANT TO THE LOCAL PUBLIC CONTRACTS LAW AND THE ‘PAY-TO-PLAY’ LAW**

**WHEREAS**, the MCMUA has a need to acquire a Vegetative Waste Hauler –to provide delivery services of mulch and compost on behalf of the MCMUA pursuant to the Local Public Contracts Law N.J.S.A. 40A:11-6.1 on a ‘non-fair and open’ contract pursuant to the provisions of the “New Jersey Local Unit Pay-To-Play” Law, N.J.S.A. 19:44A-20.4 et seq.; and

**WHEREAS**, competitive quotations were solicited in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-6.1; and

**WHEREAS**, in response to the solicitation of competitive quotations, Kirk Allen Trucking, LLC, having a business address of 20 Continental Drive, Stanhope, NJ 07874 submitted the attached proposal for the work to be performed at rates as set forth below:

Deliveries within Morris County \$10.95/Cubic Yard  
Deliveries outside of Morris County \$12.95/Cubic Yard  
Deliveries under 5 yards within Morris County \$50.00  
Deliveries under 5 yard outside of Morris County \$60.00

**WHEREAS**, Kirk Allen’s quote was most advantageous to the MCMUA Vegetative Waste Hauler needs, price and other factors considered; and

**WHEREAS**, the term of the contract shall be for one year, commencing on November 30, 2021; and

**WHEREAS**,

1. The known or estimated cost of the goods or service to be provided will exceed \$17,500.00;
2. The required Business Entity Disclosure Certification form has been submitted and will be placed on file.
3. The required Political Contribution Disclosure form has been submitted and will be placed on file.
4. The contract will prohibit the vendor from making any reportable contributions through the term of the contract.
5. In lieu of a separate certification of funds, the maximum dollar value of this contract is as set forth in this resolution per N.J.A.C 5:30-5.4 (a) 3.

**WHEREAS**, the MCMUA Treasurer certifies that sufficient funds are available from Budget account number 01-4-4742 for the work to be performed.

**WHEREAS**, all responses to the MCMUA solicitation of competitive quotes are on file at the Authority and available for review upon request; and

**NOW THEREFORE, BE IT RESOLVED** by the Morris County Municipal Utilities Authority, in the County of Morris, State of New Jersey, that it authorizes the execution of a vender service contract with Kirk Allen Trucking, LLC, as set forth below as most advantageous, price and other factors considered in accordance with N.J.S.A. 40A:11-6.1 under a ‘non-fair and open’ basis:

Vendor Name: Kirk Allen Trucking, LLC  
Account Number: 01-4-4742  
Estimated Cost of Services: \$44,000.00 (not to exceed)

**BE IT FURTHER RESOLVED** as follows:

1. The Executive Director is authorized and directed to execute a contract with Kirk Allen Trucking, LLC for Vegetative Waste Trucking Services in a form approved by the Authority’s attorney, based on the 2021 Proposal received by the Authority on September 23, 2021, available in the offices of the Authority, and incorporated by reference and made part hereof, for a term of one (1) year.
2. The Contract is awarded subject to the submission of all 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, and shall commence upon the execution of a written Contract by both parties.

3. The MCMUA's staff and consultants are hereby authorized and directed to take all other actions necessary or desirable to fully 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 Tuesday, November 9, 2021.

**MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY**

By: \_\_\_\_\_  
Christopher Dour, Chairman

ATTEST:

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

**MOTION:** Mr. Guadagno made a Motion to Approve A Vendor Service Contract With Kirk Allen Trucking, LLC For The Delivery Of Mulch And Compost On A 'Non-Fair And Open' Basis Pursuant To The Local Public Contracts Law And The Pay-To-Play Law and Mr. Barry seconded the Motion.

Mr. Druetzler suggested that next year we should think about a two-year contract as opposed to a one-year contract. Mr. Gindoff replied yes. Mr. Deacon mentioned that we solicit quotes for that service, so we will look into that. We do reach out to different vendors every year.

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

Mr. Deacon mentioned that the following resolution is for the windrow turner to replace one of the scarabs and asked for the Board's approval of same:

**RESOLUTION NO. 21-94  
RESOLUTION OF THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY  
AUTHORIZING THE PURCHASE OF ONE (1) KOMPTECH AMERICAS WINDROW  
TURNER THROUGH THE SOURCEWELL COOPERATIVE PRICING SYSTEM  
#0050119-KMP PURCHASING CONTRACT FOR 2021**

**WHEREAS**, the Morris County Municipal Utilities Authority (MCMUA) is authorized by N.J.S.A. 52:34-6.2 to make purchases and contracts for services through the use of a nationally-recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state, and further provided that the contracting unit has made a determination that the use of a cooperative purchasing agreement will result in cost savings after all factors have been considered; and

**WHEREAS**, the Qualified Purchasing Agent (QPA) for the MCMUA has determined that the Sourcewell Cooperative Purchasing Program (Sourcewell) is a nationally-recognized and accepted cooperative purchasing system and agreement that has been developed utilizing a competitive bidding process by another contracting unit, as it is a service cooperative created by the Minnesota legislature as a local unit of government. Minn. Const. art. XII, sec. 3. As a public corporation and agency, Sourcewell is governed by local elected municipal officials and school board members. Minn. Stat. § 123A.21 Subd. 4 (2017); and

**WHEREAS**, the MCMUA QPA has further determined that Sourcewell utilizes a cooperative purchasing system and agreement that complies with the competitive bidding

process set forth in the Local Public Contracts Law at N.J.S.A. 40A:11-1 et seq., and meets the criteria of the New Jersey pay-to-play law at N.J.S.A. 19:44A-20.7; and

**WHEREAS**, Sourcewell has advertised and awarded cooperative purchasing agreements for a variety of goods and equipment, including Windrow Turners; and

**WHEREAS**, on October 12, 2021, the Morris County Municipal Utilities Authority publicly advertised a Notice of Intent to Award a Contract for the purchase of one (1) Windrow Turner through the Sourcewell Cooperative Purchasing Program under a National Cooperative Purchasing Agreement. The associated public comment period ended on October 26, 2021 and no comments were received; and

**WHEREAS**, through the Sourcewell Cooperative Purchasing Program, the purchase of one (1) Windrow Turner is available for purchase through Komptech Americas in the total amount of \$649,950.00.; and

**WHEREAS**, a cost savings analysis was done by the MCMUA's QPA and it was determined that the MCMUA would save \$81,341.00 by obtaining the Windrow Turner from the Sourcewell Cooperative Purchasing Program; and

**WHEREAS**, the New Jersey Department of Environmental has approved a Grant in the amount of \$164,171.70 to the MCMUA to pay for a portion of the purchase price: and

**WHEREAS**, all required documentation, including, New Jersey Business Registration Certificate; Statement of Corporate Ownership; Public Contract EEO Compliance Form (Affirmative Action) and Non-collusion Affidavit has been obtained from the vendor in accordance with New Jersey Local Public Contracts Law; and

**WHEREAS**, in lieu of a separate certification of funds, the maximum dollar value of this contract is \$649,950.00 as per N.J.A.C. 5:30-5.4(a) 3; and

**WHEREAS**, the funding for this purchase shall come from account #01-4-600-602-173.

**NOW THEREFORE BE IT RESOLVED** by the Morris County Municipal Utilities Authority, in the County of Morris, State of New Jersey, that it does hereby authorize the award of contract through the Sourcewell Cooperative Purchasing Program for the purchase of one (1) Windrow Turner in the amount of \$649,950.00.

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 Tuesday, November 9, 2021.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Christopher Dour, Chairman

ATTEST:

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

**MOTION:** Mr. Druetzler made a Motion to Authorize The Purchase Of One (1) Komptech Americas Windrow Turner Through The Sourcewell Cooperative Pricing System #0050119 – KMP Purchasing Contract For 2021 and Mr. Guadagno seconded the Motion.

Chairman Dour commented that it is nice when the State is actually paying us to retire one of our old pieces of equipment, so this is a very good policy on the part of the State and it is very opportune for us to get rid of that piece of equipment.

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

Mr. Deacon mentioned in his report is basically because of this Program, the State recommends that we adopt their resolution to go into the Grant Program and asked for the Board's approval of the following Resolution:

**RESOLUTION NO. 21-95  
GOVERNING BODY RESOLUTION AUTHORIZING GRANT BETWEEN  
MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY AND  
STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION  
GRANT IDENTIFIER AQ22-072 – DIESEL WINDROW TURNER DECOMMISSIONING**

WHEREAS, The New Jersey Department of Environmental Protection (Department) has received Congestion Mitigation Air Quality (CMAQ) funding from US DOT- FHWA Federal Aid for the replacement of qualifying off-road diesel equipment; and

WHEREAS, the Morris County Municipal Utilities Authority (MCMUA) applied for such funding and the Department approved reimbursement in the amount of \$164,171.70 toward the purchase of a new diesel Windrow Turner from Komptech Americas provided the MCMUA decommission its 1999 SCARAB Windrow Turner.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. This Resolution incorporates by reference the attached Resolution prepared by the Department for Grant Identifier AQ22-072 as if fully stated herein and approves said Resolution.
2. The Executive Director of the Morris County Municipal Utilities Authority and Counsel are hereby authorized and directed to prepare and execute any necessary grant application forms and execute a grant agreement for the Windrow Turner purchase and decommissioning described above.
3. 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 November 9, 2021.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Christopher Dour, Chairman

ATTEST:

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

**MOTION:** Mr. Barry made a Motion to Authorize The Grant Between The Morris County Municipal Utilities Authority and State Of New Jersey Department Of Environmental Protection Grant Identifier AQ22-072 – Diesel Windrow Turner DeCommissioning and Mr. Druetzler seconded the Motion.

Chairman Dour would like to thank whoever found this Grant and again it is very opportune. Mr. Deacon mentioned that it was Anthony Marrone who found the Grant and it is a very good program. Mr. Gindoff clarified that we are getting rebates from the same program for the loaders as we just approved for the windrow turner. It is a great program that Anthony found for us and we are taking advantage of.

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

With regard to food waste, Mr. Druetzler commented that he wants the MUA to be very cautious because we talked about food waste many times and he does not know about it. Mr. Deacon replied that he does not think it is an easy thing to take on as far as permitting goes and acceptance through the DEP. There is not a lot of outlets in the area. This is just a proposal from NaturCycle to supplement our compost for the carbon to get stuff to break down faster up in Mt. Olive. Mr. Gindoff mentioned for just general handling of food waste, we have other options that we could also look at that may make more sense at a smaller scale. Mr. Gindoff appreciated Mr. Druetzler's concern.

Mr. Lemanowicz reported that we were working with Larry Gindoff on a number of items at Parsippany Transfer Station. One is a shroud brace that was damaged apparently by a trailer. We provided a design of a new brace, hoping to get shop drawings on the replacement brace and we anticipate coming out to inspect the replacement brace installation. The next item is with respect to some protection blocks. Some of these protection blocks were dislodged during the excessive deliveries during IDA, there were other blocks that simply wore out and there was another block that is intended to protect the brace that was damaged from future damage. These documents are nearly completed so that we can get those new blocks installed and prevent future damage. There is also the issue of the facade repair that we should have in a couple of weeks. That was an issue with a decorative block within the Parsippany facility that seems to be pulling away. It is not a structural issue, the block fills in between the steel structure, but it still needs to be addressed. We have also submitted a proposal for the future water connection potential to get to the Mt. Olive Facility. That facility is currently on a well, which obviously does not provide adequate fire protection. Further, we have a proposal in for a CAD Drawing for the facilities as part of the Emergency Action Plan for Parsippany Troy Hills and Mt. Olive Transfer Stations. All this has been submitted and we are looking to receive authorization to pursue these items.

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

#### **GENERAL ADMINISTRATIVE MATTERS**

MCMUA Transfer Station Manager Brett Snyder, Assistant Operations Manager Mike Nunn, and Solid Waste Coordinator James E. Deacon continued with the Association of Environmental Authorities- Environmental Professional Development Academy (AEA-EPDA) during the month of October 2021. MCMUA cohort members have completed Track #1- Administration, which began on September 15. Cohorts are now attending the six (6) week Track #2- Operations, which includes MCMUA Transfer Station Manager Justin Doyle. During this six (6) week Operations Track, enrollees will take tours of the various waste water, drinking water, and solid waste plants/facilities, mostly located in Southern New Jersey. Track #3- Finance and Track #4- Human Recourses (HR) are scheduled to take place in early 2022.

The MCMUA Executive Director and the Solid Waste Operations staff will be hosting a tour of the two (2) transfer stations, the two (2) vegetative waste facilities, and our Curbside Division for the MCMUA Board members, our Commissioner-liaison, and our Counsel and Consultants. The tour will take place on Friday, November 12 and will include a site overview by all the respective facility managers/supervisors.

MCMUA staff has prepared a resolution for Board consideration at the November 9 meeting for the purchase of a new Ford F-250 pickup truck through Beyer Ford under State Contract. This truck would be slated for our Curbside Division, replacing a 2004 GMC single cab pickup truck that will be set up for auction.

**Public Hearing-** The MCMUA staff has prepared some changes regarding our vegetative waste program and the transfer station tipping fee rate for 2022. These established rates for services in both programs were presented at the October 12 Board meeting resulting in two (2) resolutions to amend through a public hearing at the November 9 Board meeting. The tipping fee rate adjustment represents just under a 1% increase to the current 2021 rate. The proposed price changes and adjustments to the MCMUA Vegetative Waste program rate schedule itemized in Resolution No. 21-83 relate to items like wood chips, bulk discount pricing, and the establishment of a new pickup residential pricing for screened compost. The rates used by Municipalities for most services won't change based on these adjustments.

## **TRANSFER STATIONS**

**Tonnage-** The 43,163 tons accepted in October 2021 represents a 15.35% increase over the 37,420 tons accepted in October of 2020. Tonnage continues to be generated at historic levels with construction and demolition (C&D Type 13C) and bulky debris (Type 13) reaching highs with respect to their composition of the waste stream. For instance, the 17,133 tons of C&D and bulky waste generated last month in October 2021 represented 39.7% of the waste accepted at the transfer stations. To put this in perspective, ten (10) years ago in 2011, C&D and bulky waste only constituted 22% of the waste stream. With tonnage figures in for the first ten (10) months of 2021, it is currently projected that the transfer stations will manage 461,122 tons for the year which would be 10.63% greater than the 415,100 tons accepted in 2020. Please refer to the attached Transfer Station Disposal Report by Month for additional information.

### **October Comparison Statistics:**

#### Mount Olive Transfer Station:

Inbound- 16,004 Tons- 1,799 Tons more than 2020

Total Customers- 4,070- 497 more than 2020

Self-Generated/ Residential Customers- 816- 55 more than 2020

(The Mount Olive transfer station is forecasted to process 12,195 more tons than 2020's totals)

#### Parsippany-Troy Hills Transfer Station:

Inbound- 27,158 Tons- 3,944 Tons more than 2020

Total Customers- 5,633- 547 more than 2020

Self-Generated/ Residential Customers- 348- 39 more than 2020

(The Parsippany transfer station is forecasted to process 33,827 more tons than 2020's totals)

**Transfer Stations Accumulation of Solid Waste Issues-** Provided as an update to the MCMUA Board from the detailed timeline mentioned in the October 12 Solid, Hazardous, and Vegetative Waste Report:

The MCMUA staff continues to work with J.P. Mascaro and Sons on the challenges faced following Hurricane Ida and the Labor Day Holiday with the increased volumes of solid waste coming into the MCMUA transfer stations. J.P. Mascaro and Sons cleared the floors at our Mount Olive station on Wednesday, September 29, with continued progress noticed during this time period at the Parsippany-Troy Hills transfer station. The MCMUA had only exceeded our NJDEP Permitted capacity at Parsippany (1380 tons per day) three (3) days (September 7, 8, and 9) and once in Mount Olive (975 tons per day) (September 7) as a result of this solid waste emergency, even though historically high waste volumes continue to approach our Permit levels on a more consistent basis than experienced in the past. The MCMUA had discontinued the use of the SEVDOA in Mount Olive, approved by the NJDEP on September 14. The SEVDOA was cleaned, and has been clean, since September 18. As a result of everything mentioned above, and with the NJDEP relief to increase capacity and clearing the tipping floor each 24 hours set to expire on Friday, October 15, the MCMUA staff made a formal request to the NJDEP to extend this relief to Friday, October 22. J.P. Mascaro and Sons crews worked hard to finally clear the floor at our Parsippany station on Saturday, October 16. Since this time, waste has been left on the floor a total of six (6) times in Parsippany and only once (1) in Mount Olive, but not

approaching the extent in the previous weeks. A copy of this October 14 formal request/email to the NJDEP is attached as correspondence for the November 9 Board meeting. The MCMUA still remains in constant communication with the NJDEP, the Morris County Fire Marshal's Office, and other County and local agencies. Weekly site inspections of both transfer stations by the NJDEP are still occurring.

J.P. Mascaro and Sons continues to make efforts to fulfill the requirements of the contract by hiring additional CDL drivers and provide additional trailers for hauling waste to the approved landfill. On October 27, the MCMUA received correspondence on Mascaro's attempts for additional highway weight capacity from 80,000 pounds to 90,000 pounds. This October 27 J.P. Mascaro letter has been attached as correspondence for the November 9 Board meeting.

The MCMUA will continue to work with Mascaro on all the documented repairs needed as result of damages caused during this solid waste emergency. Alamio Engineering remains updated on any of these damages that may need professional oversight. Communication will continue to improve with J.P. Mascaro and Sons management and the MCMUA Operations staff during the monthly meetings. The MCMUA is still awaiting J.P. Mascaro and Sons' contingency plan when dealing with the increased "peak" periods or "unexpected circumstances" during the contract, mentioned during the October 5 virtual meeting with Mascaro management and Counsel.

## **HOUSEHOLD HAZARDOUS WASTE (HHW) MANAGEMENT**

**Program Participation-** The final 2021 MCMUA HHW one-day drop-off event that occurred on Saturday, October 23, 2021 at Chatham High School, 255 Lafayette Avenue in Chatham Township serviced a total of 575 vehicles. Similar to the last event at the Morris County Public Safety Academy (MCPSTA) on September 25, the lines into the High School were minimal throughout the day which made for a seamless event.

In October 2021, the permanent household hazardous waste facility (HHWF) located at the MCMUA Mount Olive transfer station had a total of 277 serviced appointments, which included 254 Morris County residents, 6 VSQG/small businesses, and 17 out-of-Morris County residents. MCMUA's 2021 totals now equal 2,552 serviced appointments, 2,301 of those appointments being Morris County residents.

## **VEGETATIVE WASTE MANAGEMENT**

Additional vegetative waste flow information can be found in the Vegetative Waste Report, which will be provided to the MCMUA Board for the November 9 meeting.

**MCMUA Vegetative Waste Recycling Facility Leaf Season-** Starting on Saturday, October 23 and ending on Saturday, December 11, the MCMUA will begin its extended operating hours for the Parsippany compost facility. The leaf season hours will begin at 7:00AM till 12:00PM and 1:00PM till 4:00PM, Monday to Friday, and 7:00AM till 12:00PM and 1:00PM till 3:00PM on Saturdays, still closed Sundays. As usual, if additional drop-off hours are needed by municipal workers, MCMUA staff will work closely to provide access to the Parsippany site as dictated by the changing leaf collection patterns. The Mount Olive/Camp Pulaski facility scheduled no special leaf season hours. The complete holiday schedule during this time, and for all the municipal entities seeking to take advantage of this opportunity, a detailed memo was sent out by the MCMUA staff on October 13 to all the Morris County DPW's.

**Heavy Equipment-** The two (2) new 2021 Volvo L110H wheel loaders purchased for the Parsippany facility are now slated to arrive the first or second weeks of November. The NJDEP Division of Air Quality, Bureau of Mobile Source, through the New Jersey Equipment Modernization Program (NJEMP), will be reimbursing the MCMUA 30% on the replacement equipment which will total \$150,923.40, all based on the decommissioning of the two (2) older Volvo loaders at Parsippany. An update on this equipment will be provided during the November 9 Board meeting.

Through the State's Sourcewell Contract, the MCMUA staff has prepared a resolution for the Board's consideration at the November 9 meeting to purchase a new Komptech Americas Topturn X5000 windrow turner. This equipment will replace the older 1999 Scarab windrow



turner in Mount Olive. The Topturn X5000 will be shared between the two (2) vegetative waste facilities. Fortunately, this turner is also a candidate for the same NJDEP NJEMP reimbursement mentioned above. The maximum NJDEP reimbursement is only for the equipment itself, and does not include warranties and extras. Therefore, the NJDEP 30% compensation amount is \$164,171.70, which gives the MCMUA a cost-share of \$383,067.30. Identical to the frontend loaders, the reimbursement program is based on the decommissioning of the oldest of the MCMUA's current Scarab windrow turners, which is the 1999 Scarab staged in Mount Olive. An NJDEP Grant requirement entails the MCMUA pass a resolution, authorizing the grant package. Along with the resolution for the purchase of this windrow turner, the MCMUA staff has prepared this State Grant resolution for the Board's consideration at the November 9 meeting. All other appropriate and related paperwork for this project has been submitted to the NJDEP for approval.

The MCMUA staff is working on obtaining tub grinding services to process the large brush pile currently staged at the Mount Olive/Camp Pulaski facility. The processing should take two (2) to three (3) days with the MCMUA staff already receiving quotes. Once proper paperwork is obtained, staff will prepare a resolution for the Board to consider for award of contract, and will start the scheduling process in coordination with leaf season and site coverage. MCMUA staff has also contacted Parsippany-Troy Hills Township Forestry Division through our inter-governmental shared agreement for grinding services of the class B materials (logs) in Mount Olive/ Camp Pulaski.

**Program and Site Improvements-** The Morris County Road Department assisted the Mount Olive facility by providing a 16" by 20' black corrugated drainage pipe to support an ongoing washout issue off of our main entrance road. This pipe now extends the flow of groundwater to prevent continued road shoulder erosion. Essex Fence Company, LLC. also completed the installation of new fencing and two (2) new gates at the Mount Olive/Camp Pulaski facility during the month of October. This improvement project included adding additional fencing to either sides of the entrance gates to help with trespassing. As a reminder to the Board, the gates are located on opposite sides of the facility. One (1) is a 22' cantilever style slide gates for easy opening and closing afterhours, and the other will be a 15' barrier style swing gate. The MCMUA has already removed the older posts and fencing from around these areas.

Site grading at both vegetative waste facilities using a rented Foley Cat D6 LGP Oval Track Dozer has been completed, with assistance from the Morris County Mosquito Commission well into October 2021. This includes the completion of the large rip-rap stone drainage system and shoulder of the access road within our Parsippany facility. MCMUA staff also generated new one-page ticket books for the Vegetative Waste program that we will now be using moving forward. These improved tri-form books consolidate three (3) books (Municipalities, outbound materials, and landscapers) into one (1) with some new and requested changes from the MCMUA Accounting Department.

**Back-Up Trucking Services for Residential Vegetative Waste Deliveries-** In the months of September and October 2021, MCMUA staff contacted willing vendors to submit quotes for providing this back-up service for our delivery program. The MCMUA utilized the "Non-Fair and Open" method which required documentation to be submitted and on file ten (10) days prior to the award. MCMUA staff has prepared a resolution to present at the November 9 Board meeting for the residential vegetative waste deliveries being awarding to Kirk Allen Trucking, LLC. The current contract with Kirk Allen Trucking Services, LLC is set to expire. This service is utilized on an as-needed basis for help with the MCMUA's deliveries of vegetative waste products (compost and mulch). While the MCMUA currently has two (2) trucks and drivers to perform most of these deliveries, contracting with Kirk Allen Trucking will continue to provide backup capabilities for the MCMUA program for times when either a driver and/or a delivery truck is not available. Additionally, this backup trucking service could be used during the busier times when more than two (2) simultaneous deliveries are required. Kirk Allen's 2021-2022 Proposal to the MCMUA was just a \$1.00 dollar increase per CY of all materials delivered, compared to the current contract. MCMUA staff has been very pleased with the services provide by Kirk Allen Trucking, LLC. and recommends authorization of this contract.

**Outbound Vegetative Materials Marketing-** Naturcycle continues to assist with the MCMUA Compost Brochure that was sent out to add color, graphics, and additional formatting.

Naturcycle had initial discussions with a food waste broker and prepared a proposal with options for MCMUA staff to consider in the future. Food scrap composting is something the MCMUA may consider to supplement the balance of nitrogen content found in grass at our Mount Olive facility for successful composting. The outlined proposal and next steps require additional discussion between Naturcycle and the MCMUA staff. The Naturcycle memo detailing food waste potential processing for the Mount Olive/Camp Pulaski facility has been included in the Correspondence Report for the November 9 Board meeting.

Some MCMUA/Naturcycle joint projects for the Board:

- New York City Parks project- McCarey Landscaping is ordering 350 CY of screened compost from the Parsippany facility for a planting mix. Approximately 350 CY total, with McCarey Landscaping picking up about 105 CY in October 2021. The remainder is currently being scheduled.
- Promenade Park in Hudson, New York- Screened compost from the MCMUA Parsippany facility to be used in engineered soil. It is approximately 200 CY total and is scheduled for first week of November 2021.
- Cedar Hill Landscaping of New Jersey began taking screened compost from Parsippany on November 1. If the product meets their needs, Cedar Hill will take another 500 to 600 CY throughout the week.
- Naturcycle also still plans to purchase over 1,000 yards of screened material for various soil projects.

### **RECYCLING REPORT:**

Ms. Sweedy reported the following: (1) The finalized per ton rate for single stream for the month of September was +\$76.72. The preliminary rate for single stream for the month of October is +\$72.39 per ton. This is a decrease of \$4.33 per ton compared to September. This was the first month we have seen a decrease in the value to single stream pricing since the dramatic increase experience during 2021. The value of paper remained the same as last month, but the plastics dropped a bit. Aluminum was the only material to increase in October, while the other metals remained the same. The increase in value of aluminum was not enough unfortunately to overcome the loss in value of plastics, which resulted in the decrease in the value to single stream during the month of October.; (2) The Skip The Straw Campaign began on November 4. This legislation was put in place to reduce the amount of plastic waste and to reduce plastic litter. Plastic straws should be available only upon request. Those affected were service businesses which include restaurants, eat in stores and fast food businesses, each of which must also educate their employees and customers about this restriction. Consumers will still be able to purchase packages of straws and beverages pre-packaged with a straw, such as a juice box. The restriction on single use plastic straws is part of the broader State law enacted banning the sale or provision of single use plastic carry-out bags from stores and food service businesses. The Bag Ban Law will take effect in May of 2022. We plan to host a virtual meeting with regard to the Bag Ban Law on December 9, 2021 at 9 a.m. via WebEx with guest speakers, Erin Jensen of NJDEP and JoAnn Gemenden of NJ Clean Communities Council.

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

**RESOLUTION NO. 21-96**  
**RESOLUTION OF THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY**  
**AUTHORIZING THE USE OF A STATE**  
**PURCHASING CONTRACT FOR BEYER FORD FOR 2021**

**WHEREAS**, the Morris County Municipal Utilities Authority, pursuant to N.J.S.A. 40A:11-12 and N.J.A.C. 5:34-7.29 et seq. may, by Resolution and without advertising for bids, purchase any goods or services through the State of New Jersey Cooperative Purchasing program which has been approved by the Director of the Division of Local Government Services; and

**WHEREAS**, the MCMUA has the need on a timely basis to purchase goods or services utilizing State contracts; and

**WHEREAS**, the MCMUA intends to enter into contracts with the following Referenced State Contract Vendor through this resolution and a properly executed contract, which shall be subject to all conditions applicable to the current State contracts;

Vendor	State Contract #	Equipment	2021 Budgeted Amount
Beyer Ford	88727/T2100	Ford F250	\$35,030.00

**NOW, THEREFORE, BE IT RESOLVED**, that the MCMUA authorizes the Qualified Purchasing Agent to purchase certain goods or services from Beyer Ford, an approved New Jersey State Contract Vendor on the attached list, subject to all conditions of the individual State contract; in an amount not to exceed \$35,030.00; and

**BE IT FURTHERED RESOLVED** by the MCMUA pursuant to N.J.A.C. 5:30-5.5(b), that the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Treasurer; and

**BE IT FURTHER RESOLVED**, that the duration of the contracts between the MCMUA and the Referenced State Contract Vendors shall be from **November 1, 2021 to December 31, 2021**.

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 Tuesday November 9, 2021.

MORRIS COUNTY MUNICIPAL  
UTILITIES AUTHORITY

By: \_\_\_\_\_  
Christopher Dour, Chairman

ATTEST:

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

**MOTION:** Mr. Hudzik made a Motion to Authorize The Use Of A State Purchasing Contract For Beyer Ford For 2021 and Mr. Guadagno seconded the Motion.

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

Ms. Sweedy wished everyone a Happy America Recycles Day coming up on November 15<sup>th</sup>. This provides the opportunity to remind the Public to follow recycling guidelines and to recycle right. If you talk to anyone or email people, please wish them a Happy America Recycles Day and ask them to follow guidelines.

**RECYCLING REPORT:**

**Tonnage and Value** – The September 2021 Republic statement was finalized in the amount of \$110,804.47. The per ton rate for single-stream was positive \$76.72, an increase of \$10.92 in comparison to the rate of \$65.80 received in August 2021. The preliminary rate for single-stream for the month of October is \$72.81/ton which is \$3.88 less than the \$76.69 paid in

September 2021. This is the first month we have seen a decrease in the value to single-stream pricing since the dramatic increase experienced so far in 2021

### **Curbside Contract Proposals & Resolutions**

10/15/2021, staff sent a reminder regarding the need for an upcoming-shared services agreement renewal, for curbside recycling collection, to Marcie Istvan, Mine Hill Township Clerk and Kate Haroldson, Assistant to the Mayor. The current agreement will end on 12/31/21. Staff also included a panel card with the new collection dates for 2022, which can use to inform residents that the day of collection will change from Monday to Wednesday collection.

On 10/28/2021, staff met with John LaPointe, Lincoln Park Municipal Recycling Coordinator, and Rick Beyer, Director of Public Works, and presented them with a curbside recycling collection shared services proposal. Rick will provide this information to the Municipal Administrator and they will get back to us after the review. Lincoln Park currently does not utilize MCMUA recycling collection services and this would be a new customer if we enter into an agreement.

### **Recycling Inspections and Education**

On 10/1/2021, staff returned a lost wallet to the office of Dr. Samuel Echeverri of Atlantic Health. It was discovered at the Republic Services (ReCommunity) materials recovery facility in Mine Hill Township. A press release about this story was posted on the MCMUA website.

On 10/3/21, staff exhibited at the Morristown Festival on the Green. The event was not held in 2020 due to the Covid-19 pandemic. The MCMUA focused on spreading the word about No Plastic Bags in the recycling stream. MUA staff wore shirts bearing this message and discussed the plastic bag/film contamination problems with the public. Staff also provided information about the NJ Bag Ban, which will be in effect on May 4, 2022.

On 10/5/2021, staff met with Henry Friedel, DC Collaborative, who is the supervisor on the renovation of the Dover Public Library. Staff shared recycling information including mandated recyclables, source separation, waste flow, NJ Recycling Regulations, decals, etc. Mr. Friedel will provide Bill Iselin, Municipal Recycling Coordinator for the Town of Dover, with a tonnage report for materials generated from this project.

On 10/12/2021, staff assisted Mike Flora, Investigator (solid waste), of the Morris County Office of Health Management, with the creation of a guidance booklet on solid waste, hazardous waste, and recycling requirements and mandates. Mike plans to use the booklet for training new CEHA staff.

On 10/20/21, Eric Gabrielson of Republic Services contacted the MCMUA with regard to a contaminated load of recyclables that was delivered to the MRF from a recycling compactor unit in Morristown. The compactor unit holds recyclables from the Morris County Administration building and Courthouse. The load contained many plastic bags. Eric requested the MCMUA prevent this from reoccurring. Staff reached out to Mike Drury, of Morris County Buildings and Grounds department with regard to unacceptable materials and sent photos. Staff is waiting to hear from Mike Drury to set up a meeting date to discuss the issues.

On 10/22/21, staff conducted recycling inspections at the Hilltop School and Mountain View School in Mendham Borough and the Mendham Township Elementary School and Middle School in Mendham Township. Plastic bags and film were found in recycling dumpsters. The inspection report details and photos will be provided to the Facilities Director, Principals and MRC (municipal recycling coordinator).

On 10/25/21, staff conducted recycling inspections at the Borough School and Mountain Way School in Morris Plains Borough. Plastic bags and film were found in recycling dumpsters and paper was found in the trash at the Mountain Way School. The lids on the recycling dumpster at the Borough School needs to be replaced. The inspection report details and photos will be provided to the Facilities Director, Principals and MRC (municipal recycling coordinator).

On 10/26/2021, staff gave a presentation to employees at the Morris County office of Health Management (CEHA). The presentation provided an overview about the MCMUA and the

Morris County Solid Waste Management plan. Staff also provided details about recycling mandates, vegetative and household hazardous waste. Staff answered many questions and were pleased with the discussion. This department will be responsible for conducting inspections and enforcement with regard to the Bag Ban Law in 2022.

On 10/27/2021, staff along with Kellie Ann Keyes, Roxbury Township Municipal Recycling Coordinator, conducted a recycling inspection at the new QuickChek on Route 206, Roxbury Township. Staff met with the Store Manager, Robert Ely; Asst. Manager, Jennifer; and Gas Station Manager, Jay. They have one set of recycling/trash containers outside the building, but no recycling containers inside. Their corporate management team told them that the town only required cardboard to be recycled. Waste Management is the trash and single-stream hauler. WM gave them no education, but did put a single-stream sticker on the outside dumpster. Staff provided recycling information and list of mandated recyclables to the managers. They plan to get recycling containers in the kitchen area for #10 steel (tin) cans and plastic milk jugs as soon as possible. Kellie Ann is contacting the corporate headquarters regarding mandated recycling, tonnage reporting, putting more recycling containers outside, and placing recycling containers in the store.

On 10/27/21, staff provided Brian Reed, Town of Boonton Recycling Coordinator, with information about mandated recyclable materials and provided links to the Morris County Solid Waste Management Plan.

### **ANJR Fall 2021 Webinar Series, October 6, 13 & 20**

The MCMUA invited the Morris County Municipal Recycling Coordinators (one from each municipality) to attend the webinar series as part of the recycling education plan proposed in the 2020 REA Grant. Municipal Recycling Coordinators could designate an alternate representative from their municipality to attend, if they were unavailable. ANJR, the Association of NJ Recyclers, did an outstanding job of securing excellent speakers that provided valuable information and resources. NJDEP Commissioner, Shawn LaTourette, has been incredibly supportive of recycling efforts Statewide and was an excellent speaker!

On 10/6/21, staff and municipal recycling coordinators attended the virtual ANJR webinar. The speakers included Carole Tolmachewich, Middlesex County District Coordinator on Avoid the Spark campaign, April Mandusic, Recycle Coach Education Specialist on alerting the public about fire hazards created by rechargeable batteries, and David Keeling, Regional Sales Manager, Appliance Recycling Center of America, Inc. (ARCA) on their appliance-recycling program.

On 10/13/21, staff and municipal recycling coordinators attended the second virtual ANJR webinar. The speakers included Gary Sondermeyer, Bayshore Recycling Corp., on NJ Sustainable Organic Material Management Plan (SOMMP). The other speakers included Catherine Choudhry and Richard Eubanks, Westfield Green Team Co-Chairs; Westfield's Recycling Coordinator; Benjamin Cohen; Cranford NJ Green Team; Johanna Luttrell, Ridgewood Recycling Program Aide; and Andrew Johnston: on food waste pilot recycling programs on the municipal level; also Arielle Bernard, Waste Management Sales Support manager of CORE, on the CORE Facility's collected food waste recycling process.

On 10/20/2021, staff and municipal recycling coordinators attended the third virtual ANJR webinar. Speakers were DEP Commissioner, Shawn LaTourette; JoAnn Germendan, Executive Director, NJ Clean Communities Council, on preparations for the Bag Ban; Heidi Sanborn, Sustainability Action Council on the circular economy and CA legislation; Jim Lawler of Sims regarding plastics' markets; Steve Rinaldi, NJDEP Awards.

### **ANJEC (Association of New Jersey Environmental Commissions) 2021 Congress**

On 10/22/21, staff attended the ANJEC session. NJDEP Commissioner Shawn M. LaTourette was the featured speaker. He spoke about the NJDEP's current five key priorities.

- 1) Reduce the impacts of climate change. The Commissioner spoke passionately about the need for New Jersey to plan for climate resilience. Tropical storm Ida should not have been a tragedy; people should not have died from floodwaters. He wants municipalities to form Storm Water Utilities. The NJDEP will support all towns in this endeavor. Storm

water management must be a priority. Flood plains need to be safe and green infrastructure is a key to this success.

- 2) Protect New Jersey's waterways by removing chemicals and other contaminants.
- 3) Revitalize underserved communities. New Jersey has the strongest environmental justice law in the Country.
- 4) Preserve natural and historic resources in the state by enhancing forestry programs and increasing access to natural and historical places.
- 5) Strengthen the NJDEP. It is experiencing growing pains caused by changes in the work force. The department will focus on getting new talent who are invested in New Jersey's environment.

### **Clean Communities**

#### **October Road Cleanups**

**October 7, 2021:** Berkshire Valley Road in Jefferson Twp.

Bags of trash: 44

Bags of recyclables: 34

Total miles = 2.5 (5 linear)

Note: This was the largest amount of litter collected on this stretch of road in the past six years.

**October 14, 2021:** Edwards Road, New Road, Route 280 East and West bound ramps, and Ridgedale Avenue, in Parsippany and East Hanover.

Bags of trash, 57

Bags of recyclables, 22

Total miles = 2.5 (5 linear)

Note: This was the largest amount of litter removed from this stretch of road ever! In addition, the large items removed included: 2 large TVs and 1 dehumidifier.

**October 21, 2021:** Mendham Road in Chester and Mendham Townships.

Bags of trash, 18

Bags of recyclables, 10

Total miles = 2.5 (5 linear)

### **Clean Communities Educational Program** – none during the month of October

On 10/27/21, staff emailed Clean Communities and Recycling Coordinators a reminder about the Ban on Single-use Straws that is effective as of November 4, 2021. Single-use straws will be provided upon request only starting in November.

10/28/21, staff emailed Clean Communities and Recycling Coordinators an invitation to the virtual meeting on December 9, at 9 a.m., via WebEx about the Bag Ban Law. Guest Speakers will include Erin Jensen of NJDEP and JoAnn Gemenden of the NJ Clean Communities Council. The meeting will count as 1.5 recertification credits for Certified Recycling Professionals and Clean Communities Coordinators.

On 10/29/21, staff emailed Clean Communities Coordinators a copy of the letter sent to Mayors from the NJDEP with regard to the Bag Ban Law that will become effective in May of 2022. This letter, along with the Bag Ban information flyer, that is available in both English and Spanish, will provide municipal coordinators with educational outreach materials for local businesses.

### **OLD BUSINESS:**

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

### **NEW BUSINESS:**

In Ms. Szwak's absence, Mr. Gindoff to give an update on the Open Space that she provided him. Mr. Gindoff reported that the County Open Space Trust Fund Committee met on October 19<sup>th</sup> to decide upon this year's awards. There were apparently five Applicants submitted for funding this year. One from Montville Township, one from Morristown, one was the Trust For Public Land with Chatham Township, another in Dover and finally, one site in Parsippany. The Committee had up to \$1.3 million dollars to fund this year and the Commissioners are anticipated on approving

these awards tomorrow night at their meeting, so Laura was not able to give us the specifics on the individual lots, but wanted to let us know that she participated and represented the MUA on that Committee in making these recommendations to the Commissioners. She also wanted to mention that they did approve new diversion rules last month for the Committee and she is not that thrilled about that and feels bad that she is going to be missing the tour of our facilities on Friday.

Finally, with respect to the Open Space Trust Fund Committee, Mr. Gindoff mentioned that Laura has been representing the MUA for the last two years and they have term limits on that Open Space Trust Fund Committee and her term is up. Barbara Murray asked that we find a designee from the MUA. Mr. Gindoff asked Gene Feyl since he participated so much in the Open Space drafting, and he responded he would be happy to serve as the MUA's representative. Mr. Gindoff asked the Board to pass a Motion to appoint Gene Feyl to be the MUA's designee on the Open Space Trust Fund Committee to represent the MUA.

**MOTION:** Mr. Druetzler made a Motion to appoint Gene Feyl to serve as the MUA representative on the Morris County Open Space Committee and Mr. Guadagno seconded the Motion.

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

Mr. Gindoff and Chairman Dour thanked Gene Feyl for serving as the MUA representative and speaking to Barbara Murray, she will contact you after she is advised of this and she will coordinate meetings with you starting in 2022.

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

**PUBLIC PORTION:**

Chairman Dour asked if there is any comments from the Public. There being no comment from the Public, this portion of the meeting was closed.

**CLOSED SESSION:**

There being no Closed Session, this portion of the meeting was closed.

In closing, Chairman Dour wished everyone a healthy and Happy Thanksgiving.

There being no further business, Chairman Dour asked for a Motion to adjourn the meeting at 8:14 p.m.

**MOTION:** Mr. Hudzik made a Motion to adjourn the meeting at 8:14 p.m., seconded by Mr. Guadagno and carried unanimously.

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Marilyn Regner  
Secretary

/mr