

MINUTES OF REGULAR MEETING

MARCH 12, 2024

The Regular Meeting of the Morris County Municipal Utilities Authority was held on March 12, 2024 at 7:04 p.m. in the First Floor Conference Room at the MCMUA Offices located at 214A Center Grove Road, Randolph, New Jersey in person as well as remotely using conference call software.

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

In accordance with the Open Public Meetings Act, notice of the location, date and time 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. The meeting may be attended in person or through remote communication in conformance with the directives of the State of New Jersey. Additional notice regarding remote public access is provided at the MCMUA entrance, on its website and in the Daily Record.

Chairman Guadagno requested a roll call.

PRESENT: Mr. James Barry, Mr. Christopher Dour, Mr. Frank Druetzler, Ms. Maria Farris, Mr. Michael Guadagno, Dr. Arthur Nusbaum, Larry Ragonese, and Ms. Laura Szwak.

ABSENT: Dr. Dorothea Kominos.

Also present were Larry Gindoff, Executive Director; Michael McAloon, Suburban Consulting Engineers; Larry Kaletcher, Treasurer; Marilyn Regner, Secretary; Brad Carney, Esq., Maraziti Falcon LLP; Alexandra Knoth, Esq., Maraziti Falcon LLP; James Deacon, Solid Waste Coordinator; Anthony Marrone, District Recycling Coordinator; Michael Kobylarz, P.E., Alaimo Group and Tayfun Selen, Freeholder-liaison.

Chairman Guadagno asked for the Board's approval of the Minutes of the Reorganization and Regular Meetings of February 13, 2024.

MOTION: Mr. Barry made a Motion to approve the Minutes of the Reorganization and Regular Meetings of February 13, 2024 and Ms. Szwak seconded the Motion.

ROLL CALL: AYES: 8 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 February 2024. Also included are the Comparative Balance Reports for both the Solid Waste and Water Divisions year-to-date through February and an investment report which is showing no new investments were purchased during the month of February. These reports have been incorporated in these Minutes.

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

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

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

Chairman Guadagno asked for the Board's approval of the vouchers:

BILL RESOLUTION NO. 2024-032

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. 2024-032 containing 7 pages for a total of **\$3,157,912.47** dated and made a part hereof by reference.

SUMMARY

CHECK NUMBERS

WATER OPERATING FUNDS	6538-6561	\$ 149,914.33
SOLID WASTE OPERATING	14805-14879	\$ 3,007,998.14
		<u>\$ 3,157,912.47</u>

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: March 12, 2024

BOARD CHAIRMAN APPROVAL

Michael Guadagno, 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: March 12, 2024.

DATE: March 12, 2024

Larry Kaletcher, Treasurer

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

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

Mr. Kaletcher mentioned that next week the 2024 Audit will commence and the Auditors will be on site between one and two weeks.

CORRESPONDENCE:

Mr. Gindoff mentioned there is no additional correspondence. He mentioned that Chris Dour had a question on the facilities that we sent out and advised the Board that we only sent out the title page on those correspondences, not the entire application. If you have any questions on these facilities, you can ask James.

CORRESPONDENCE REPORT:

WATER

1. Email dated February 22, 2024 to Stephen Sullivan, Esq., Wilentz, Goldman & Spitzer, P.A. from Larry Gindoff consenting to the transfer of the MCMUA's file in the matter of Morris County MUA v. 3M, et al. to Keefe Law Firm.

SOLID WASTE

2. Letter dated February 15, 2024 to James Deacon, Solid Waste Coordinator, from Julio Galarza, Solid Waste Compliance, LLC, regarding Administrative Action to Modify the Class B Approval for Northeast Products, LLC.
3. Preliminary Stormwater Analysis Report (Proposed Water Quality – Infiltration Basins) dated February 21, 2024 prepared For Dan Como & Sons, LLC (Proposed Class B & C Recycling Facility), Township of Montville, Morris County, New Jersey by MianECKI Consulting Engineers, Towaco, New Jersey.
4. Report dated February 2024 submitted to Morris County M.U.A. from WSP, USA Inc. Bristol, Pennsylvania for Morris County Solid Waste Management Plan Amendment for Stericycle Shred-It Facility – Class A Recycling Approval.
5. 2024 Household Hazardous Waste Drop-Event Days Flyer.

ENGINEER'S REPORT:

Mr. McAloon reported the following: (1) Through the month of February, MCMUA sold approximately 106.456 MG. Slightly below last year and 2022 and we will continue to keep our eyes on water usage.; (2) In June of 2023, the MUA adopted a Resolution to obtain the law firm of Wilentz, Goldman & Spitzer, Special Legal Counsel, for a period of one year for representation of the multi-district litigation regarding PFAS drinking water. The MUA was notified that the law partners representing the MUA are leaving that firm and requested that the file be transferred to the Keefe Law Firm. The transferring of the representation is recommended by General Counsel and the following resolution for consideration is being presented to the Board to transfer that file.

Mr. Dour asked for an explanation. Mr. Carney explained that the Keefe Law Firm merged into the Wilentz law firm before we retained the Wilentz law firm to represent the MCMUA in the PFAS multi-district litigation in Charleston. The partners that comprise the Keefe Law Firm, Steve Sullivan and John Keefe, Jr. are the ones that have been working on the PFAS litigation and no one else at Wilentz worked on this. Due to conflict of interests that were arising between different practice groups at the Wilentz law firm and the PFAS group, they made business decision to the Wilentz law firm and left on amicable terms. We were hardly given any notice of this and were told that on March 1 they will be locked out of the Wilentz computer system and all the files. It made sense to transfer the file, since they are the ones who have done all the work and the retainer agreement itself would not change and the terms would still remain the same. Mr. Carney advised Larry Gindoff that it is a wise move to consent to the transfer of the files so there is no disruption in the service. This resolution ratifies that action that was taken which was transferring the file from the Wilentz law firm to the Keefe Law Firm.

Mr. Druetzler asked where are we in this; is it close to coming to an end? Mr. Carney replied that the Dupont settlement has been finalized and 3M settlement should be finalized pretty soon. It is good that Dupont has settled, and it is encouraging that the MUA is going to be part of that pie. Mr. Druetzler asked Mr. Carney to get a timeframe on this.

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

Resolution No. 2024-033
Resolution Ratifying Transfer Of PFAS Litigation File From
Wilentz, Goldman & Spitzer, P.A. To The Keefe Law Firm

WHEREAS, on June 29, 2023 the Morris County Municipal Utilities Authority ("the Authority") adopted Resolution No. 2023-054 retaining the law firm of Wilentz, Goldman & Spitzer, P.A. as special legal counsel for a period of one year in accordance with the professional service provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and authorizing the execution of the Letter of Engagement for the representation of the Authority in the multidistrict litigation (MDL) pending in the United States District Court for the District of South Carolina, Charleston Division regarding the presence of per- and polyfluoroalkyl substance (PFAS) in drinking water supplies in the matter entitled: In Re:Aqueous Flim-Forming Foams Product Liability Litigation, MDL No. 2:18-mn-2873-RMG; and

WHEREAS, on February 22, 2024, the Executive Director received an email from Stephen Sullivan, Esq., who with his partner John Keefe, Jr., Esq. have been representing the Authority in the above matter, stating that: “[O]n March 1, 2024, John E. Keefe, Jr., Esq. and I, and our practice group, will be leaving Wilentz, Goldman & Spitzer, P.A. The other members of our group leaving are Hon. John E. Keefe, Sr., Hon. Dennis O’Brien, Hon. Marlene Lynch Ford and Paul DiGiorgio, Esq., as well as paralegals, Barbara Baird, Theresa Garner and Kelly Almedia, and support staff, Alyssa Politi. We will be practicing and the Keefe Law Firm.”; and

WHEREAS, the aforementioned email requested a reply consenting to the transfer of the file to the Keefe Law Firm and that: “By consenting to the transfer, you acknowledge your understanding that the retainer agreement and its terms will remain in effect upon the transfer to the Keefe Law Firm.”; and

WHEREAS, on February 22, 2023 it was explained during a phone conversation with Stephen Sullivan, Esq. that the Keefe Law Firm determined it was necessary to leave Wilentz Goldman & Spitzer, P.A. due to conflicts of interest and that consent to transfer the file was necessary by March 1, 2024; and

WHEREAS, the Executive Director, upon the advice of general counsel, consented to the transfer of the file from Wilentz Goldman & Spitzer, P.A. because only the lawyers now comprising the Keefe Law Firm have been representing the Authority in the pending MDL; and

WHEREAS, the Authority desires to ratify the action of transferring the aforementioned file to the Keefe Law Firm which is presently maintaining the same address it had when it was part of Wilentz, Goldman & Spitzer, P.A.

NOW, THEREFORE, BE IT RESOLVED by the Morris County Municipal Utilities Authority in the County of Morris and State of New Jersey on this 12th day of March 2024 as follows:

1. The action to transfer the file from Wilentz Goldman & Spitzer to the Keefe Law Firm for the Authority's continued representation in the multidistrict litigation pending in the United States District Court for the District of South Carolina, Charleston Division regarding the presence of per- and polyfluoroalkyl substance (PFAS) in drinking water supplies in the matter entitled: In Re:Aqueous Flim-Forming Foams Product Liability Litigation, MDL No. 2:18-mn-2873-RMG under the same terms and conditions set forth in the Letter of Engagement, executed by the Authority on June 29, 2023 is hereby ratified.

2. 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 March 12, 2024.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Michael Guadagno, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Ms. Szwak made a Motion to Ratify Transfer of PFAS Litigation File from Wilentz, Goldman & Spitzer, P.A. To The Keefe Law Firm and Ms. Farris seconded the Motion.

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

Mr. McAloon mentioned that on Tuesday, April 12, 2022, the MUA awarded a Contract for Emergency and On-Call Services to John Garcia Construction for a term of one (1) year, with an option to extend the term of that contract, to be exercised at the discretion of the MCMUA for an additional two (2) one-year periods for a total contract duration of three (3) years. Last year, the contract was extended for one year in accordance with Local Public Contracts Law. During the past year, there have been several work tasks in which John Garcia Construction successfully performed services for the MUA and it is recommended to extend this contract for another year via presentation of resolution. Mr. McAloon asked for the Board's approval of the following Resolution:

Resolution No. 2024-034
Resolution Authorizing the One (1) Year Extension of Contract for Emergency and On-Call Services To John Garcia Construction Co., Inc.

WHEREAS, on Tuesday, April 12, 2022 the Morris County Municipal Utilities Authority ("MCMUA") awarded a Contract for Emergency and On-Call Services to John Garcia Construction Co., Inc., 183 Friar Lane, Clifton, NJ 07013 (CONTRACTOR"), for a term of one (1) year, with an option to extend the term of the contract, to be exercised at the discretion of the MCMUA, for two one-year terms in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, on March 7, 2023 the MCMUA adopted Resolution 2023-034 authorizing the first of two potential one-year renewal terms; and

WHEREAS, the MCMUA desires to extended the term of the original contract for the last potential one -year extension term; and

WHEREAS, the amount for the one-year extension term shall not exceed the contract amount of \$100,000.00; and

WHEREAS, the MCMUA Treasurer has certified that funds are available in line item 02-6-300-800-015 to pay the entire contract amount for the one (1) year extension term.

NOW THEREFORE, BE IT RESOLVED by the Morris County Municipal Utilities Authority, in the County of Morris, State of New Jersey, as follows:

1. The MCMUA finds that the services of John Garcia Construction Co., Inc. are being performed in an effective and efficient manner.
2. The MCMUA authorizes the one-year extension of the existing contract with John Garcia Construction Co., Inc. for Emergency and On-Call Services.
3. The one- year extension term is not to exceed the contract amount of \$100,000.00.
4. The original contract executed on April 12, 2022, and extended on March 2023 between the MCMUA and Emergency and On-Call Services, shall remain legal and binding in all respects during the final one -year extension term.
5. A copy of this Resolution and applicable contract shall be available for public inspection at the office of the Morris County Municipal Utilities Authority, 370 Richard Mine Rd. Wharton, NJ 07885.
6. A copy of this Resolution shall be forwarded to the MCMUA Treasurer and John Garcia Construction Co., Inc., 183 Friar Lane, Clifton, NJ 07013.
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 March 12, 2024.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Michael Guadagno, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Barry made a Motion to Authorize the One (1) Year Extension Of Contract For Emergency and On-Call Services To John Garcia Construction Co., Inc. and Mr. Dour seconded the Motion.

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

Mr. McAloon mentioned that Southeast Morris County MUA has received a request from Hurstmont Urban Renewal Entity, LLC to an extension of service to their proposed development located at 679 Mt. Kemble Avenue in the Township of Harding. This is outside the district of the SMCMUA and in accordance with the regulations of the SMCMUA, a new watermain extension requires the approval of the SMCMUA's four creating municipalities, the MCMUA

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

Resolution No. 2024-035

Resolution Consenting To Request Of Hurstmont Urban Renewal Entity, LLC, For Service Outside The District Of The Southeast Morris County Municipal Utilities Authority

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has received a request from Hurstmont Urban Renewal Entity, LLC ("Applicant") for an extension of service to the proposed development located at 679 Mt. Kemble Avenue in the Township of Harding (Block 27, Lot 2) which is outside the District of the Authority; and

WHEREAS, the proposed new main extension requires the approval of the Authority's four creating municipalities, the Morris County Municipal Utilities Authority (MCMUA) and the Township of Harding; and

WHEREAS, the Authority has determined that the proposed development will not impair the Authority's ability to meet existing and reasonably foreseeable service requirements within the District; and

WHEREAS, the new main and all connections will be constructed at the sole expense of the developer; and

WHEREAS, the Authority has requested that the MCMUA, the creating municipalities of The Southeast Morris County Municipal Utilities Authority and the Township of Harding give their consent to the proposed new extension, as required by agreements between the Authority and such parties;

NOW THEREFORE, BE IT RESOLVED that consent is hereby given to The Southeast Morris County Municipal Utilities Authority to extend service to Hurstmont Urban Renewal Entity, LLC. for the proposed development located at 679 Mt. Kemble Avenue in the Township of Harding (Block 27, Lot 2), County of Morris and State of New Jersey.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on March 12, 2024.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Michael Guadagno, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Barry made a Motion to Consent To Request Of Hurstmont Urban Renewal Entity, LLC, For Service Outside The District Of The Southeast Morris County Municipal Utilities Authority and Mr. Dour seconded the Motion.

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

ENGINEER'S REPORT:

PROJECT STATUS

1. General System:

- A. Through the month of February 2024, MCMUA sold approximately 106.456 MG. This amount is approximately 4.532 MG less than the amount sold in the same time period in 2023 and approximately 25.293 MG less than the amount sold in the same time period in 2022.
- B. In June of 2023, MCMUA adopted a resolution retaining the law firm of Wilentz, Goldman & Spitzer, P.A. as special legal counsel for a period of one year for the representation of the authority in the multidistrict litigation (MDL) regarding PFAS in drinking water. MUA was notified that the law partners representing the MUA are leaving Wilentz, Goldman & Spitzer, P.A and requested that the file be transferred to the Keefe Law Firm. The transferring of the representation is recommended by general counsel. A Resolution for consideration will be presented at the board meeting.

2. Emergency and On-Call Contractor.

On Tuesday, April 12, 2022 the Morris County Municipal Utilities Authority (“MCMUA”) awarded a Contract for Emergency and On-Call Services to John Garcia Construction Co., Inc., 183 Friar Lane, Clifton, NJ, for a term of one (1) year, with an option to extend the term of the contract, to be exercised at the discretion of the MCMUA for an additional two (2) one-year periods for a total contract duration of three (3) years.

On Tuesday March 7, 2023, the contract was extended for one (1) year in accordance with the Local Public Contracts Law. During the past year, there have been several work tasks in which John Garcia Construction successfully performed Emergency and On-Call services for the MUA, and it is recommended to extend this agreement for another year via presentation of a Resolution during the meeting.

3. Request for Service Outside SMCMUA

Southeast Morris County Municipal Utilities Authority has received a request from Hurstmont Urban Renewal Entity, LLC for an extension of service to the proposed development located at 679 Mt. Kemble Avenue in the Township of Harding (Block 27, Lot 2) which is outside the District of the SMCMUA. In accordance with the regulations of the SMCMUA, new watermain extensions require the approval of the SMCMUA’s four creating municipalities, the MCMUA and the Township of Harding. A Resolution for consideration will be presented at the board meeting.

4. 100 Stierli Court Water Connection

The pre-construction meeting was held on Friday, February 23 between the developer, the Contractor, Roxbury, MCMUA, and SCE. The Contractor was mobilizing to the site and began prep work the week of February 26. The proposed tie-in to the existing MCMUA main has been scheduled for Thursday, March 7. MCMUA operating staff are prepared to exercise the necessary valves to ensure system integrity during the proposed connection.

5. NJDOT – Route 80 Bridges Over Howard Blvd.

The contractor has prepared and submitted shop drawings for the proposed watermain materials to be installed as part of that project. SCE is currently reviewing the shop drawings and will provide comments.

6. Mt. Arlington Electrical Improvements

SCE is in the process of preparing and circulating the Contracts for *Sovereign Consulting*,

Inc., whose offices are located in Robbinsville, NJ. Once the Contracts are signed, the pre-construction meeting will be scheduled and a notice to proceed will be issued.

7. Flanders Valley #1 and #2 Generator Replacements

SCE is in the process of preparing and circulating the Contracts for **Dee-En Electrical Contracting, Inc.**, whose offices are located in Linden, NJ. Once the Contracts are signed, the pre-construction meeting will be scheduled and a notice to proceed will be issued.

8. Parsippany Transfer Station Motor Control Center Improvements

Astro Electrical Contractors, LLC, has adequately address all of the outstanding punchlist items and is in the process of preparing submission of all necessary project closeout items.

It is anticipated project closeout will occur at the April meeting once confirmation of all necessary documents has been received.

Project Completion Summary Through March 12, 2024

Contract Start Date	August 22, 2023
Original Contract Completion Time	180 Calendar Days
Days Elapsed:	180 100%
Days Remaining:	0%
Original Contract Completion Date	February 19, 2024

Project Financial Summary Through March 12, 2024

Original Contract Amount	\$89,500.00
Current Contract Amount	\$89,500.00
Total Value of Work Complete	\$76,000.00
Percent of Work Complete	84.9%
Total Retainage to Date	\$1,520.00

9. Mt.OliveTransfer Station Motor Control Center Improvements

SCE is in the process of preparing and circulating the Contracts for **Dee Dee-En Electrical Contracting, Inc.**, whose offices are located in Linden, NJ. Once the Contracts are signed, the pre-construction meeting will be scheduled and a notice to proceed will be issued.

SOLID, HAZARDOUS & VEGETATIVE WASTE REPORT:

Mr. Deacon provided the following highlights: (1) The report does reflect the tonnage for February tonnage, which we are 7.29% increase from 2023.; (2) Both the Parsippany trench drains and the Mt. Olive aprons are looking at being replaced in the Spring of 204.; (3) Also the MUA gave Alaimo the green light to start the tarp rack replacement at Mt. Olive.; (4) Mike McAloon in his report detailed Motor Control Centers at both stations. Looking to close out Parsippany and move forward on Mt. Olive.; (5) HHW Program had another MXI shipment this morning. Inbound volume is still very high at the Permanent Facility and looking at including that in the Board report instead of just the appointment numbers so we can do comparisons.; (6) The report also mentions the first one-day event that was changed at the Academy. It was changed from May 11 to May 18.; (7) Regarding a few vegetative waste bench highlights, we are slightly ahead of 2023 revenue, but flow is very consistent year-to-date between 2024 and 2023. The \$9,000 of weeds processed in this February 2024 was a good shot.; (8) This Friday, March 15, the Mt. Olive Compost Facility will donate a truckload of screened compost to the Lake Hopatcong Educational Garden in Lake Hopatcong in collaboration with Jefferson Township Administration along with their Public Works Department. The compost donation will help jumpstart the planting season for their program. The Parsippany Compost Facility is currently scheduling plans for a charity delivery of a truckload of screened compost along with a delivery of wood mulch to the Sharing Project Garden in Mendham Township. The garden donates several pounds of produce every year to local community and this

will mark the MCMUA's second annual donation for their efforts.; (9) This morning Staff made a decision on the candidate for the position at our Mt. Olive Compost Facility.; (10) Update on Parsippany Compost Facility trailer, the trailer is set, electric is in and will be inspected tomorrow by the Town and then will approach Academy on hooking up to their sewer. The trailer really looks good.

Mr. Druetzler asked if you can in any way expand the capacity of the Parsippany Compost site to take leaves? Mr. Deacon replied we were approached by DEP today to finish our Permit, which is called the General Approval and he asked the size of the windrows based on our General Approval. The plan would be to wait until Suburban Consulting comes out to redo our site plan with the drone like they did in Mt. Olive in 2019, see how much we can fit and then approach the DEP. There is room to expand the height of the piles to maximize space.

Mr. Kobylarz reported on the following: (1) Regarding the Mt. Olive tipping floor repair, essentially the apron area, we had Infrastructure Repair Service come out on February 27 to take deeper cores within the apron areas. They are trying to determine what caused the failure of the surface Euclid material separation from the underlying concrete base of the apron area. Trying to determine who is going to be paying for the repairs. See if there were some moisture/water conditions that might have affected the structural ability of the apron areas. We will be sending the cores to the Euclid manufacturer, and they will be testing them out and evaluating them to determine appropriate repairs. They will be scheduled to happen this Spring.; (2) With regards to the Mt. Olive water service, we have still not heard from DEP. As reported at last month's meeting, Highlands Council determined the project to be consistent with the Highlands Act and the ball is in the DEP's Land Use Court to make a determination if the project qualifies for the Public Health and Safety Labor. We have reached out to them, but haven't heard back, but will follow-up.; (3) With regards to the Parsippany Transfer Station trench drain replacement, we provided the design drawings details and manufacturer's data to J. P. Mascaró. That should be all the information they need to meet with Infrastructure Repair Service and review the project and get that project underway. He spoke with Tom Cook today and he has a meeting planned with Infrastructure Repair Service tomorrow to review the drawings to see if they had any questions. That project is also scheduled for mid to late Spring.; and (4) With regards to the Parsippany-Troy Hills methane system, we are following up on that project. No one seems to be able to give us guidance on who has jurisdiction on that, so we are following up with a few agencies through DCA who we they recommended we contact. Mr. Gindoff mentioned that we are trying to abandon a system that we don't think is needed anymore.

SOLID, HAZARDOUS AND VEGETATIVE WASTE REPORT:

SOLID WASTE MANAGEMENT PLAN

Within the past few weeks, the MCMUA has received packets in multiple stages of review for the following facilities which are actively seeking approval for either modification and/or inclusion under the Morris County Solid Waste Management Plan (Plan):

Northeast Products, Inc. (old Nature's Choice/Stump Factory in Roxbury) class B Recycling Center (PI #133630) in Roxbury Township interested in modifying its facility to include leaf composting at the site. On February 15, Northeast's Environmental Consultant, Mr. Julio Galarza, sent the MCMUA a formal letter requesting an Administrative Action (AA) to modify their current class B approval. The formal letter was accompanied by an official "Hybrid Class B/C Recycling Site Plan" which depicted the reduced volume of composted materials for class B to 3,720 cubic yards (CY) and the area for processed/unprocessed class C materials to 9,960 CY.

As a reminder for the Board, Northeast's approval is due for renewal in July of 2024, so they would like to include within the renewal the modification described above which will make the facility a class B/C, or Multi-Class, Recycling facility. This request falls under the Administrative Action (AA) allowances under "Act. #5- *The modification of an existing facility including acceptance of additional waste types, on-site operational changes and expansions of facility buffer zones or expansions into buffer zones for ancillary operational activities.*" Once reviewed, the MCMUA will send a request packet to Roxbury Township for their approval and formal Resolution at one of their meetings. This does not need SWAC review and/or County Commissioner approval.

WSP USA, representing the Stericycle Shred-It facility located at 81 Walsh Drive in Parsippany Township had approached the MCMUA about obtaining a class A recycling approval for this paper shredding recycling center and inclusion in the County Solid Waste Management Plan. On or around February 21, the MCMUA received WSP's formal packet for review. Shred-It are processing, either shredding on site or simply baling either already shredded paper from mobile trucks and/or consolidating shredded paper in some way. Because this facility is accepting and processing, it should be added to the County Plan as a class A facility. After staff review, the Shred-It facility may be eligible to be included in the Plan via the approved "Blanket Inclusion Process" that was mentioned in the February 13 Board Report. This does not need SWAC review but does require County Commissioner approval.

Back in late 2022, the Dan Como and Sons, Inc. (Como or The Mulch Depot) facility, located on 3 Como Court in Montville Township, New Jersey requested for formal Plan Inclusion as a class B/C or "Multi-Class" facility from their current status as an exempt "Leaf Composting Facility". An official Solid Waste Advisory Council (SWAC) site visit and meeting took place onsite on December 6, 2022, at the Como facility. Since this SWAC visit, the MCMUA has been communicating with the Montville Township Administrator, Township Engineer, and the Director of Water and Sewer Utilities on their concerns for potential impact on the ground water quality. Montville requested to be included as a stakeholder in the process from the start. Montville Township had secured their hydrogeologist and processed with a groundwater investigation to determine potential effects of this operation on the municipal water supply. Montville Township had also asked Como's Engineer, Mr. Joesph Mianecki, for additional information about the operations. On February 21, 2024, Mianecki Consulting Engineers provided both the Township and the MCMUA a fully updated packet for review. To address township concerns, included in this comprehensive packet was a "preliminary stormwater analysis report for proposed water quality- infiltration basins" for the Dan Como and Sons facility. On February 22, MCMUA Solid Waste Coordinator James E. Deacon spoke in detail with Montville Township officials by phone to answer any questions they may have had about the steps of Plan approval or possible inclusion. To date, Town still is expressing concerns over their closely situated well and potable water aquifers which still takes precedence from the town's perspective. The MCMUA is still waiting for the town's formal response to MCMUA's consent request in consideration of the newly provided information by Como before taking the next step with the Como class C/B requested modification.

GENERAL ADMINISTRATIVE MATTERS

During the month of February 2024, MCMUA staff were in full force, all hands-on-deck for the move into our new Administrative Office location of 370 Richard Mine Road, Wharton, New Jersey 07885. The move included existing office furniture and boxed files and all personal items. On February 20 and 21, the current office of 214A Center Grove was completely cleaned and vacuumed out, leaving the space respectable for CCM personnel. On Wednesday, February 22 the MCMUA Operations staff stepped up and assisted with removing MCMUA signage, the conference room TV, and a final move of all the office vehicles to our new space. MCMUA staff are working with our County Fire Marshal's Office to make the new location safe for employees and visitors. This includes recommendations on locations of fire extinguishers, smoke/carbon monoxide (CO) detectors, replacement and addition of emergency exit/egress lights, and the purchase of a new Knox Box for use by the responding fire department- Rockaway Township Mount Hope- Company #2. Special thanks to our Curbside Division for their assistance with roll-offs for garbage and recycling at both locations.

TRANSFER STATIONS

Tonnage- February 2024 continued the trend of increasing rates of disposal through the two (2) transfer stations with 33,129 tons of waste being disposed of. February is usually the slowest month of the year with respect to waste generation, but this year showed no slowdown. The 33,129 tons in February 2024 was 5.47% over the 31,412 disposed of in February 2023. With the first two (2) months of 2024 behind us and based on the tonnage disposed of year-to-date, it is currently projected that the MCMUA will accept and dispose of 509,017 tons of solid waste for all of 2024. This would represent a 7.92% increase over 2023 tonnage and a new annual

record. Please refer to the attached Transfer Station Disposal Report by Month and the comparison statistics below for additional information.

February Monthly Comparison Statistics (2023 to 2024):

Mount Olive Transfer Station:

Inbound Tonnage- *About* 12,533- 984 more than 2023

Total Customers- 3,137- 77 more than 2023

Self-Generated/Residential Customers- 524- 53 less than 2023

Parsippany-Troy Hills Transfer Station:

Inbound Tonnage- *About* 20,595- 733 more than 2023

Total Customers- 4,683- 27 more than 2023

Self-Generated/ Residential Customers- 331- 34 less than 2023

Solid Waste Professional Engineering Services- The Solid, Hazardous, and Vegetative Waste Report from February 13 provided the MCMUA Board with a basic “roadmap” of 2024 projects and improvements involving both the Alaimo Group (Alaimo) and Suburban Consulting Engineers (SCE) especially at the two (2) transfer stations. Continued collaboration with Alaimo Senior Project Manager Michael Kobylarz and SCE Senior Project Manager Michael McAloon the MCMUA would like to provide the Board with the following updates:

- Four (4) additional core samples for the Mount Olive transfer station concerning the delaminated concrete apron were taken by Infrastructure Repair Services, LLC. (IRS) on February 27 after operating hours at 4:00PM. MCMUA staff and Alaimo’s Michael Kobylarz were both onsite throughout the sampling. The corrections for this damaged Euclid Chemical apron are still planned for early Spring.
- Alaimo Engineering continues communication with J.P. Mascaro and Sons (JPM) Director of Purchasing, Mr. Thomas Cook, on the full replacement of the damaged trench drain system at the Parsippany-Troy Hills station, to include the protective safety bollards and concrete attenuators. On March 5, Alaimo sent JPM Tom Cook three (3) detailed drawing sheets labeled SK1, SK2 and SK3 with specific instructions on what needed to take place first before new drains could be installed. Replacement of the Parsippany trench drain is still planned for early Spring 2024.
- The Alaimo proposal for the 2024 Parsippany-Troy Hills transfer station roof replacement was received by the MCMUA staff and was sent back to Alaimo for revisions which the MCMUA is anticipating receipt of shortly..
- Alaimo’s is working on the total replacement of the Mount Olive transfer station steel tarp rack(s). Staff would like to get this project out to bid in the beginning of the year due to possible material delays. Both sides of the structure will consist of a new 64’ foot long hot-dipped galvanized steel, that will painted in a safety yellow color. The project includes the extension of the existing concrete base to improve cargo securing operations and the safety of facility operations personnel.

Additional updates, current project status, and payment recommendations on the following can be found in the Water Engineer’s Report and will be provided to the MCMUA Board at the March 12 meeting by SCE Senior Project Manager, Micheal McAloon:

- The Parsippany-Troy Hills Transfer Station Motor Control Center (MCC) Improvement Project- the removal of all the outdated/inoperable electrical panels and components. With this project now 100% complete, SCE staff is currently working with Astro Electrical Contractor, LLC. (Astro) on the final closeout paperwork and manuals for the new MCC.
- The Mount Olive Transfer Station Motor Control Center (MCC) Improvement Project- the removal of all the outdated/inoperable electrical panels and components. SCE is actively working with DEE-EN Electrical Contracting, Inc. out of Linden, New Jersey. SCE will work with the Mount Olive Transfer Station Manager Justin Doyle on timing and hosting a pre-construction meeting to discuss project details. Like the Parsippany MCC project, staff will make sure the contractor as an adequate safe staging area for their equipment and manpower, not to interfere with daily operations.

HOUSEHOLD HAZARDOUS WASTE (HHW) MANAGEMENT

MCMUA HHW Program Manager Stephen Adams will be attending the 2024 ANJR (Association of New Jersey Recyclers) Sustainability in Motion Conference in Caesars Atlantic City on Wednesday, March 6 to Friday, March 8. During the conference, Manager Adams will be hosting an in-person ANJHHWC (Association of New Jersey Household Hazardous Waste Coordinators) meeting to discuss recent events and lessons learned. MCMUA Adams will be joined by his colleagues from the MCMUA Recycling Department at the conference.

Program Participation- In February of 2024, the permanent HHWF had a total of 170 serviced appointments, which included 154 Morris County residents, 8 VSQG/small businesses, and 8 out-of-County residents. As comparison, in February of 2023, the permanent HHWF had a total of 150 serviced appointments, which included 134 Morris County residents, 13 out-of-County residents, and 3 VSQG/small businesses. This means, February of 2024 exceeded February 2023 totals by 20 serviced appointments. Total appointments for calendar year 2024 now equal 381, compared to 2023 at 325 serviced customers. Consistent increased volumes and appointments made for a busy first month at the facility, with MXI conducting their second 2024 hazardous waste shipment event on March 12.

The MCMUA Household Hazardous Waste Program has **rescheduled** the first Drop-Off Event Day for 2024 from Saturday, May 11 to **Saturday, May 18**. This change was made at the request of our contract, MXI Environmental Services, due to a scheduling conflict on their part. Thankfully, the Morris County Public Safety Training Academy was able to accommodate the switch, and all publications for the event have been updated to reflect the new event date.

The finalized MCMUA Household Hazardous Waste One-Day Drop-Off Events for 2024, two (2) in the spring and two (2) in early fall, rain or shine, 9:00AM to 2:00PM:

- **Saturday, May 18, 2024-** Morris County Public Safety Academy (MCPSTA), 500 West Hanover Avenue, Parsippany, New Jersey 07054
- Saturday, June 22, 2024- MCPSTA
- Saturday, September 14, 2024- MCPSTA
- Saturday, October 26, 2024- MCPSTA

VEGETATIVE WASTE MANAGEMENT

Under the direction of Program Manager Stephen Adams and MCMUA Operations Manager Bobby Ross, the MCMUA Vegetative Waste Program continues to conduct interviews for the vacant Heavy Equipment Operator Position at the Mount Olive Vegetative Waste facility. As of Monday, March 4, program management have conducted four (4) interviews and have three (3) more scheduled. We believe that an effective candidate for this position can be found in this pool of applicants and hope to make a selection soon.

The MCMUA Operations staff has continued to work with Mobilease Modular Space, Inc., and their subcontractor Magic Touch on the future installation of the new 10' by 44' office trailer at the Parsippany vegetative waste facility. This installation will include the same utilities as Mount Olive (except water and sewer at this time) and work on the trailer's two (2) sets of entrance steps and bottom protective skirt. On Friday, March 1, MCMUA staff worked hard to clean out the current office trailer, move the unit down out of the way on the site, and grade the area where the new unit will be placed. Dead trees and heavy vegetation were all cut back, a small berm was created to move heavy runoff that comes down from the Fire Training Grounds away from this area to the two (2) catch basins, and trash/litter was picked up and disposed of. The area and the berm were dressed up with fresh mulch, all in preparation for the new unit's arrival. Currently, the modular is scheduled to be shipped on Monday March 4 to Mobilease's yard in South Jersey. The modular will then arrive on site at Parsippany on either Tuesday or Wednesday. Mobilease will schedule the contractors to start footings on Monday, March 4. Similar to the Mount Olive project, these will all have to be dug, inspected, and poured that week. The MCMUA is hoping that the new unit is set before the March 12 Board meeting. When the trailer is set and outfitted, MCMUA staff will ask SCE to update the Parsippany Vegetative Waste facility site plan to include the UAV drone flight and stockpile volume analysis based on the current NJDEP General Approval, similar to what was performed in Mount Olive in 2019. SCE can also close out the Vegetative Waste EAP's (Emergency Action Plans) and

possibly assist staff in completing the Parsippany compost “Phase 2” entrance improvement project that was abandoned in 2022 due to high costs. Additional information on this project along with additional vegetative waste flow information found in the Vegetative Waste Report will be provided at the March 12 MCMUA Board meeting.

RECYCLING REPORT:

Mr. Marrone reported the following:

The February 2024 rate for Single-Stream Recycling at Republic Services has been finalized at (Negative) -\$58.01/ton for a positive increase in pricing of \$1.33 per ton from the January rate.

- February starts the third year of our five-year contract with Republic Services, comprising our calculated annual cost increase related to operating the Mine Hill recycling facility.
- This added rate, along with last month’s inclusion of our 2024 transfer station tipping fee increase, limits MCMUA's overall benefit from improving recycling markets.
- However, when examining commodity types and their overall recovery, recycled cardboard and paper climb even higher in value, boasting a ten-dollar per-ton increase for each in March.
- In addition, gradual increases across all commodity types were noted again this month for commingled plastic and metal grades, helping with the overall recovery of single-stream pricing.
- As we approach the end of the year's first quarter, pricing for all single-stream commodities shows a steady trajectory for continued recovery, with market experts forecasting the same.

For Projects with the Solid Waste Planning Division, I would like to highlight a few items of note:

MCMUA’s Second Municipal Recycling Coordinator (MRC) Meeting of 2024:

- In February, the MCMUA and four other neighboring counties met to coordinate a jointly held municipal recycling coordinator workshop, where they could share information and learn about hot topics in the industry.
- Morris, Bergen, Essex, Passaic, and Hudson are the five counties hosting the meeting in West Orange on March 27th.
- The topics will include market developments, recycling facility updates, and legislative pushes.
- The MCMUA will present specifically on improving and ensuring the accuracy of content housed on municipal websites and on effectively planning for recycling at new construction projects and with existing commercial and multifamily locations.
- The event will allow for enhanced participation and open discussions with a larger group in a personable setting.

Solid Waste Planning Collaboration with the 2024 Boat Shrink Wrap Program:

- As of today, I am happy to announce that the 2024 boat shrink wrap recycling program is officially confirmed for a second year starting on April 1.
- Expanding to three drop-off locations and two one-day public events culminates ongoing efforts for several organizations and stakeholder meetings to ensure a successful season.
- In Morris County, only marinas will be able to access two collection locations 24/7 to drop off materials at Lee’s County Park Marina in Mt. Arlington and the Jefferson Township health building in Lake Hopatcong.
- The two public drop-off events will also be held at the Jefferson Township health building, staffed by the Township's DPW and LHF volunteers,
 - Those dates will still be announced shortly.
- In Sussex County, the SCMUA will utilize its depot in Lafayette to collect materials from the public, including Morris County generators and approved marinas for collection on the other side of the lake.
- An educational flyer and promotional materials have been created and will be distributed across both Counties to support these efforts later this week.

MCMUAs Participation at the NJ Sustainability in Motion Conference:

- Last week, Cheryl, Steve, and I participated in the NJ Sustainability in Motion Conference held from March 6th to 8th in Atlantic City.
- The conference, which occurred for the second year in a row, is a partnership between the Association of New Jersey Recyclers (ANJR) and the New Jersey Clean Communities Council. It brings together participants from both fields, highlights synergies from both programs and educates participants on various topics while learning to work better with sustainability at the forefront of decision-making.
- This year, our organization heavily participated in the conference planning efforts, moderated several events and panel discussions, and took a more active role in its proceedings to shape the conference's outward education and ensure a seamless flow for its participants.
- We also made the event available for our recycling and clean communities coordinators by offering to pay for their registration.
- With several of our coordinators attending and taking us up on this offer, this provided an excellent opportunity to network and build closer bonds, as joint recycling projects were planned for the preceding months in Parsippany, Long Hill, Randolph, Republic Services, and the Lake Hopatcong Foundation who also received an award at this conference.

Borough of Morris Plains, MCMUA Participation in the Memorial Day Parade:

- I also want to announce that we are confirmed to be a participant in this year's 38th annual Borough of Morris Plains Memorial Day parade.
 - This year's theme will focus on reducing food waste, providing education on home composting, and providing awareness of the end uses of compost materials for full circularity.
 - Additionally, participants will be informed of the free vegetative waste end product materials available at the MCMUA for pickup in their backyards and home use.
 - This push will allow participants to receive a new educational resource not generally touched upon, reminding them that the MCMUA does more than just single-stream recycling and as Morris County's Environmental Resource.

Class A Recycling Facility Tour with Republic Services in Mine Hill, NJ:

- Lastly, I would like to extend the offer to the MUA Board and those here in attendance the option to attend a private tour of Republic Services Materials Recycling Facility in Mine Hill on April 25 at 9 AM.
- The tour will be hosted by Eric Gabrielson, Operations Manager at Republic Services, along with members of our recycling team. After touring Republic Services, those who would like to attend can also visit our HHW and Mount Olive Vegetative Waste Recycling Facilities, where Steve Adams has offered to discuss operations at those sites.
- So far, our newest board member, Larry Ragonese, and our two newer recycling department team members and I will join the tour bus.
- If you are interested, email me to register, and I will send you the details.

Mr. Marrone asked for the approval of the following Resolutions:

Resolution No. 2024-036

Resolution of the Morris County Municipal Utilities Authority Authorizing the Use of ESCNJ Cooperative Pricing System - #65MCESCCPS Purchasing Contract with Wittke Sanitation Equipment Corp. (Front-End Loader)

WHEREAS, MCMUA is a party to a cooperative purchasing agreement with the Educational Services Commission of New Jersey Cooperative Pricing System, a cooperative purchasing program organized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-10; and

WHEREAS, the MCMUA, pursuant to N.J.S.A. 40A:11-10 and N.J.A.C. 5:34-7.1 et seq. may, by Resolution and without advertising for bids, purchase any goods or services through the Educational Services Commission of New Jersey Cooperative Pricing System "ESCNJ

Cooperative Pricing System”, which has been approved by the Director of the Division of Local Government Services; and

WHEREAS, the MCMUA has a need to purchase, on a timely basis, goods or services utilizing the ESCNJ Cooperative Pricing System contract; and

WHEREAS, the MCMUA intends to enter into a contract with the following Referenced ESCNJ Cooperative Pricing System Vendor through this resolution and properly executed contract, which shall be subject to all conditions applicable to the current ESCNJ Cooperative Pricing System contract;

Wittke Sanitation Equipment Corp. Contract #23/24-04 (1) Superduty 40 Yard Frontloader
\$177,358.64 Line Item #01-3-300-800-151

NOW, THEREFORE, BE IT RESOLVED, that the MCMUA authorizes the Qualified Purchasing Agent to purchase certain goods or services from those approved ESCNJ Cooperative Pricing System Vendor on the afore mentioned list, pursuant to all conditions of the individual ESCNJ Cooperative Pricing System contract; and

BE IT FURTHERED RESOLVED; that the governing body of the MCMUA pursuant to N.J.A.C. 5:30-5.5(b), 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 **March 12, 2024 to December 31, 2024**.

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 March 12, 2024.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Michael Guadagno, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Ragonese made a Motion to Authorize The Use Of ESCNJ Cooperative Pricing System - #65MCECCPS Purchasing Contract With Wittke Sanitation Equipment Corp. for Front-End Loader and Ms. Farris seconded the Motion.

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

Resolution No. 2024-037
Resolution of the Morris County Municipal Utilities Authority
Authorizing the Purchase of One (1) Chassis Through the Sourcewell Cooperative Pricing System #060920-MAK Purchasing Contract (Front-End Loader Chassis)

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 a Chassis; and

WHEREAS, on February 20, 2024, the Morris County Municipal Utilities Authority publicly advertised a Notice of Intent to Award a Contract for the purchase of one (1) Chassis through the Sourcewell Cooperative Purchasing Program under a National Cooperative Purchasing Agreement. The associated public comment period ended on March 8, 2024 and no comments were received; and

WHEREAS, through the Sourcewell Cooperative Purchasing Program, the purchase of one (1) Chassis is available for purchase through Gabrielli Truck Sales in the total amount of \$206,687.62.; and

WHEREAS, a cost savings analysis was done by the MCMUA QPA and it was determined that the MCMUA would save \$12,284.38 by obtaining the Chassis via the Sourcewell Cooperative Purchasing Program; 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 \$206,687.62 as per N.J.A.C. 5:30-5.4(a) 3; and

WHEREAS, the funding for this purchase shall come from account #01-3-300-800-151.

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) Chassis in the amount of \$206,687.62.

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 March 12, 2024.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Michael Guadagno, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Ragonese made a Motion to Authorize Purchase of One (1) Chassis Through The Sourcewell Cooperative Pricing System #060920-MAK Purchasing Contract for Front-End Loader Chassis and Mr. Barry seconded the Motion.

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

Resolution No. 2024-038

Resolution of the Morris County Municipal Utilities Authority Authorizing the Use of ESCNJ Cooperative Pricing System - #65MCECCPS Purchasing Contract with Wittke Sanitation Equipment Corp. (Rear-Load Packer)

WHEREAS, MCMUA is a party to a cooperative purchasing agreement with the Educational Services Commission of New Jersey Cooperative Pricing System, a cooperative purchasing program organized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-10; and

WHEREAS, the MCMUA, pursuant to N.J.S.A. 40A:11-10 and N.J.A.C. 5:34-7.1 et seq. may, by Resolution and without advertising for bids, purchase any goods or services through the Educational Services Commission of New Jersey Cooperative Pricing System “ESCNJ Cooperative Pricing System”, which has been approved by the Director of the Division of Local Government Services; and

WHEREAS, the MCMUA has a need to purchase, on a timely basis, goods or services utilizing the ESCNJ Cooperative Pricing System contract; and

WHEREAS, the MCMUA intends to enter into a contract with the following Referenced ESCNJ Cooperative Pricing System Vendor through this resolution and properly executed contract, which shall be subject to all conditions applicable to the current ESCNJ Cooperative Pricing System contract;

Wittke Sanitation Equipment Corp. Contract #23/24-04 (1) Residential Rearload Body
\$135,980.20 Line Item #01-3-300-800-151

NOW, THEREFORE, BE IT RESOLVED, that the MCMUA authorizes the Qualified Purchasing Agent to purchase certain goods or services from those approved ESCNJ Cooperative Pricing System Vendor on the afore mentioned list, pursuant to all conditions of the individual ESCNJ Cooperative Pricing System contract; and

BE IT FURTHERED RESOLVED; that the governing body of the MCMUA pursuant to N.J.A.C. 5:30-5.5(b), 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 **March 12, 2024** to **December 31, 2024**.

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 March 12, 2024.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Michael Guadagno, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Dour made a Motion to Authorize The Use Of ESCNJ Cooperative Pricing System - #65MCESCCPS Purchasing Contract With Wittke Sanitation Equipment Corp. for Rear-End Loader and Mr. Ragonese seconded the Motion.

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

Resolution No. 2024-039

Resolution of the Morris County Municipal Utilities Authority Authorizing the Use of ESCNJ Cooperative Pricing System - #65MCESCCPS Purchasing Contract with International/Allegiance, At Northern (Rear-load Compactor Chassis)

WHEREAS, MCMUA is a party to a cooperative purchasing agreement with the Educational Services Commission of New Jersey Cooperative Pricing System, a cooperative purchasing program organized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-10; and

WHEREAS, the MCMUA, pursuant to N.J.S.A. 40A:11-10 and N.J.A.C. 5:34-7.1 et seq. may, by Resolution and without advertising for bids, purchase any goods or services through the Educational Services Commission of New Jersey Cooperative Pricing System “ESCNJ Cooperative Pricing System”, which has been approved by the Director of the Division of Local Government Services; and

WHEREAS, the MCMUA has a need to purchase, on a timely basis, goods or services utilizing the ESCNJ Cooperative Pricing System contracts; and

WHEREAS, the MCMUA intends to enter into contracts with the following Referenced ESCNJ Cooperative Pricing System Vendors through this resolution and properly executed contracts, which shall be subject to all conditions applicable to the current ESCNJ Cooperative Pricing System contracts;

International/Allegiance, At Northern NJ Contract #23/24-04 (1) Chassis \$178,597.86 01-3-300-800-151

NOW, THEREFORE, BE IT RESOLVED, that the MCMUA authorizes the Qualified Purchasing Agent to purchase certain goods or services from those approved ESCNJ Cooperative Pricing System Vendors on the afore mentioned list, pursuant to all conditions of the individual ESCNJ Cooperative Pricing System contracts; and

BE IT FURTHERED RESOLVED; that the governing body of the MCMUA pursuant to

N.J.A.C. 5:30-5.5(b), 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 **March 12, 2024** to **December 31, 2024**.

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 March 12, 2024.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Michael Guadagno, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Ragonese made a Motion to Authorize The Use Of ESNJ Cooperative Pricing System - #65MCESCCPS Purchasing Contract With International/ Allegiance, At Northern for Rear-load Compactor Chassis and Ms. Szwak seconded the Motion.

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

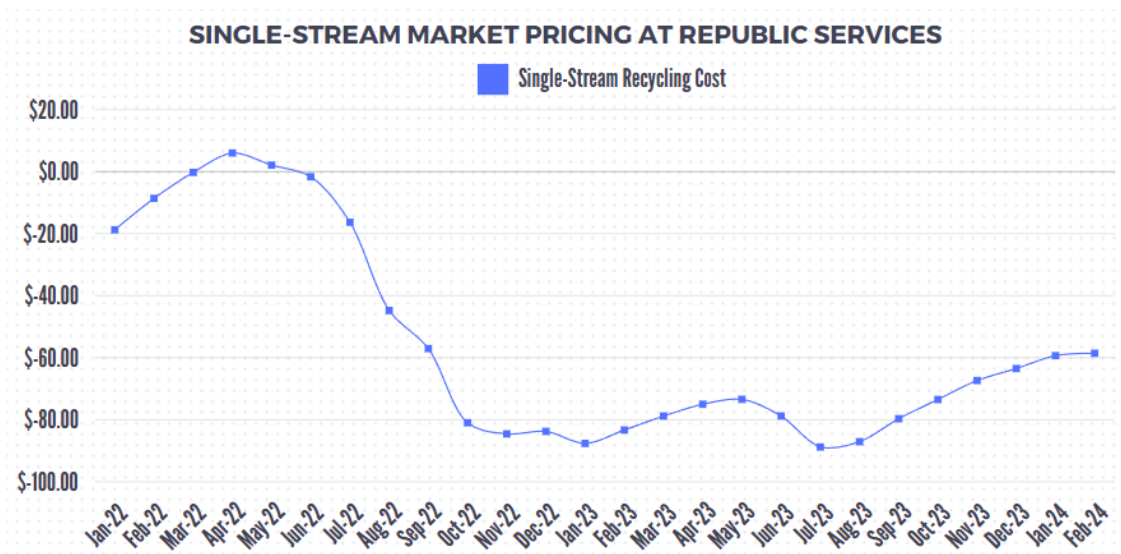
RECYCLING REPORT:

Recycling Tonnage and Value

February Recycling Update:

In February 2024, the preliminary rate for single-stream recycling was negative -\$58.57, showing a positive increase of \$0.77 per ton from the previous month. As February begins our third year of the MCMUA five-year contract with Republic Services, the pricing reported this month comprises our calculated annual cost increase related to the operation of the Mine Hill recycling facility. This added rate of -\$5.33 per ton, along with last month's inclusion of the MCMUA's 2024 transfer station tipping fee increase, limits the overall benefit, which would have been assessed under last year's rate with improving recycling markets for the MCMUA.

Concerning recycled content markets, this past month continued their slow recovery, showing an overall positive trend for the last seven months. The most robust market is fiber, with cardboard and paper commodities reaching heights not seen in over two and a half years. Major domestic mill operators and market experts are forecasting a year of recovering demand in the containerboard market. This translates into a greater need for cardboard and other fiber grades, further driving up pricing with demand as this year progresses. As for comingled containers, slight increases across all commodity types were also noted this past month, helping with the overall recovery of single-stream pricing.



Monthly MCMUA single-stream recycling tip fees at Republic Services.

Resolution(s) for Board Consideration

Resolutions for (1) Front-End Compacting Loader and (1) Rear Load Compactor Trucks:

During the 2024 budgeting process, the MCMUA assessed the need with its current and prospective future contracts. It was decided that the new trucks were needed to maintain operations effectively with our curbside recycling division. Regarding our proposed purchase of a front-end compacting loader in the amount of \$384,046.26, the MCMUA currently has only one vehicle of this type in rotation, with the need to use a shared services agreement with the Township of Parsippany for equipment and a driver in conjunction with their availability. Purchasing this loader will not only allow us to have a necessary buffer should equipment be placed out of service but also allow us to pursue more commercial and public work utilizing different types of containers instead of the rear load collection we currently rely on using our rear loading compactors.

Regarding the proposed purchase of the rear-load compactor truck in the amount of \$314,578.06, it will allow the MCMUA to replace an existing compactor, which can no longer be cost-effectively maintained. The MCMUA is seeking board approval to utilize the Educational Services Commission of NJ Purchasing Program (ESC Co-Op) for competitive pricing for this equipment and effectively maintain our vehicle fleet.

Recycling Contract Customer Service Efforts and Education

General Shared Services Agreement Updates:

Throughout February 2024, District Recycling Coordinator Anthony Marrone and Assistant District Recycling Coordinator Maura Toomey continued their in-depth review of the MCMUA existing Shared Services Agreements (SSA). With time spent reviewing each contact’s files and creating a master spreadsheet to list all the pertinent points of each contract, the opportunity to revisit and adapt newer contracts began this month in several municipalities. These include updating contract language, revising provided reference educational materials, including options for additional services, and meeting with coordinators and our existing contracts to perform customer service work to maintain agreements. One such need found was additional language in each agreement for using temporary dumpster services for solid waste or recycling generation in a periodic event. Marrone and Toomey have drafted this language and began working it into future agreements to allow this flexibility and simplify responding to requests for additional containers not specified within existing agreements.

Town of Boonton Recycling Inspection Preparation and Shared Services Agreement Work:

On February 27, 2024, Marrone, Toomey, and Environmental Educator Alex McNulty met with Boonton Town DPW representatives to discuss preparation work for the MCMUA’s next joint “Tag-It and Leave-It” curbside recycling inspection program. The townwide recycling inspections are scheduled to start on Thursday, June 6, and continue on June 20 and July 10 (Holiday Makeup Day), concluding on July 18. The town will be divided into four sections, with

a different section inspected on each collection day. The Recycling Administration will work alongside our curbside staff on these four days, with the help of the town, to inspect curbside setouts for recyclables for issues of non-compliance and good recycling practices. The overall goal will be to improve the quality of recyclables generated, teach residents and businesses to recycle correctly, better understand the recycling process, and, most importantly, reinvigorate interest in the recycling process. Before the meeting on the 27th, Marrone provided a wide variety of educational materials to be distributed before and during the event, recommendations for website edits to improve the accuracy of and enhance information with the public, and written press release materials to publicize the event. In addition, Marrone also used the opportunity to discuss and update the current shared services agreement for recycling, reviewing changes made over the last three years of their contract.

Immediately after the meeting, Marrone, Toomey, and McNulty traveled to the DPW recycling yard to meet with the depot staff and provide recommendations on improving services for their residents and the quality of recyclables at that location. This was done at the request of the DPW director, whose town administration informed him that he must reorganize and consolidate the existing depot to make way for an affordable housing complex on a part of the site. After the onsite meeting, Marrone reviewed our existing shared services agreement and provided the town with several recommendations for implementation, opening the door to a discussion that will incorporate a new shared services agreement for this location. These changes will save the town money from existing vendors, increase revenue with the MCMUAs programs, and improve the quality of recyclables along with vegetative waste recycling for brush collection at the depot. Marrone and Toomey will review this further in a succeeding meeting and draft a proposal to amend the Boonton agreement.

Township of Washington Shared Services Agreement Work:

In February 2024, Marrone and Toomey drafted an updated shared services agreement for servicing the Township of Washington's municipal depot, which expires in June 2024. The current agreement includes single-stream and rigid plastic recycling from the depot. It will consist of the insertion of the option for additional containers to be added during the duration of the contract for solid waste services from the depot and additional containers for recycling at preapproved projects and events as they arise in the municipality in a temporary capacity. In addition, the MCMUA will provide them with new proposals for longer-term three and five-year options, moving away from its existing one-year agreement. A meeting has been scheduled with the township's representatives in late March to begin discussions regarding the new agreement and present our proposal.

Recycling/Clean Communities Education, Inspections, and Customer Service Support

Below are summaries of Recycling and Clean Communities' projects, public outreach, and education programs during February 2024. In addition, this month's correspondence provides details regarding these activities as a separate report.

Recycling and Clean Communities Projects, Public Outreach, Education, and Inspections:

- Morris County Office Recycling Excels (M.O.R.E.) Program Site Inspections
- MCMUA Schedules Class A Recycling Facility Tours for MRCs
- Association of New Jersey Environmental Commissions and New Jersey Clean Communities Council Stormwater Education Webinar
- MCMUA Sponsored Internship with Morris County Vocational School District
- MCMUA to Present at the Rutgers Certified Recycling Professionals Class
- MCMUA Recycling Education Outreach with our Morris County Municipal Depots
- MCMUA Recycling Public Outreach Educational Materials and Efforts
- MCMUA and Morris County Office of Communications Collaborations

Solid Waste Planning Activities and Special Projects

MCMUA Interviews for a Recycling Program Education and Training Administrator:

During January and into February 2024, the MCMUA posted and solicited applications for the newly created position of a qualified individual for a part-time Recycling Program Education and

Training Administrator. The position, funded through the NJDEP REA grant, will focus on working to raise and maintain our Morris County Municipal Solid Waste (MSW) recycling rate above the required 50%, keep our Total Recycling Rate above 60%, and allow the individual to become an ambassador for the MCMUA's Solid Waste Planning Division. Some of the tasks during this timeframe will involve holding regularly scheduled workshops with our recycling coordinators for continuing education credits, providing direct assistance during the municipal tonnage grant reporting process with our coordinators, working with municipal officials to keep recycling at the forefront of new and existing construction projects, soliciting recycling reports with the public, creating and implementing innovative projects to increase recycling in targeted municipalities and as a whole, the creation of recycling education and outreach classes for the public which will involve the new recycling ambassador course and other various environmental projects, and other initiatives as designated. The MCMUA received three applications from individuals who were found to be highly qualified for the role, finally settling on our new hire, who is expected to start before the end of March.

MCMUA, the New Jersey County Recycling Coordinators, and the ANJR Joint Efforts:

First NJ County Recycling Coordinator Meeting of 2024:

On February 20, 2024, Marrone and Toomey attended the County Recycling Coordinator Meeting held in Burlington County. At that time, several topics surrounding recycling were discussed including a debate surrounding the progress of a proposed (but not yet introduced) bottle bill in the State Legislature. On March 26, the New Jersey Plastics Advisory Council will hold a public meeting to evaluate the need and effectiveness of a bottle redemption program in New Jersey. The meeting will discuss baseline metrics and the status of recycling rates in New Jersey and bottle bill states, the economic implications of a bottle bill program in New Jersey, environmental considerations, and business and government perspectives. At that time, the meeting will receive public comments virtually regarding these topics, and several county and municipal coordinators, including the MCMUA, will be participating. Many recycling professionals strongly oppose a bottle bill, as New Jersey's current system of mandatory recycling has been an enormous success. Still, it would jeopardize existing grant programs while enacting an additional tax on our residents.

Morris County Assistance with the Association of New Jersey Recyclers:

Throughout February 2024, Marrone attended, participated in, and helped organize several education and planning efforts for the Association of New Jersey Recyclers (ANJR) as an Executive Board Member. This month, much work was involved in actively participating in the planning process setup and agenda of events and speakers for the Sustainability in Motion Conference held from March 6th to 8th in Atlantic City. The conference is a partnership between the Association of New Jersey Recyclers (ANJR) and the New Jersey Clean Communities Council to bring together participants from both fields and learn to better work with sustainability at the forefront of decision-making. In addition to the above work, Marrone created several promotional and educational pieces for use by ANJR to garner support for the organization and to utilize moving forward.

MCMUA Boat Shrink Wrap Recycling Stewardship Efforts:

In February 2024, Marrone continued work on planning for, gauging interest in and developing a program to recycle boat shrink wrap generated within the County of Morris for a second year. Over the month, Marrone worked with a variety of both public and private parties, the owner of Ultra-Poly Corporation, who will recycle the collected materials, and the non-profit Lake Hopatcong Foundation (LHF) to finalize details for implementing the 2024 pilot boat shrink-wrap recycling program with April start date.

On February 26, 2024, Marrone organized a preliminary meeting with representatives of Ultra-Poly Corporation and several interested parties to work out the best method for recycling collected materials for the opening season for recycling and a plan to discuss how to move the program forward with the help of the lake's participating marinas in a subsequent meeting on February 28. At the time of the second meeting, the MCMUA, along with the LHF, the Morris County Park Commission, the Sussex County MUA, the heads of several of the marinas along

the lake, and a variety of other interested parties met to discuss how to implement this year's recycling program. Marrone led the meeting and solicited stakeholder support from the public while educating them on the mechanics of recycling and the challenges faced by the program to find the best possible solution for all involved and ensure a successful program. As a result of the meeting, it is proposed to have two collection locations in Morris County for marinas to drop off materials at any time during the day: Lee's County Park Marina in Mt. Arlington and the Jefferson Township health building in Lake Hopatcong. It is also being proposed that a public drop-off event be held at the Jefferson Township health building, which will be staffed by the Township's DPW and by LHF volunteers on one or two occasions throughout the season. In Sussex County, the SCMUA will utilize its depot in Lafayette to collect materials from the public and marinas for collection on the other side of the lake. These matters will be finalized in a meeting on March 5 with the recycler for implementation.

MCMUA's Second Municipal Recycling Coordinator (MRC) Meeting of 2024:

In February, the MCMUA and four other neighboring counties met on several occasions to coordinate a jointly held municipal recycling coordinator workshop to share information and learn about hot topics in the industry. The five counties hosting the meeting are Morris, Bergen, Essex, Passaic, and Hudson, to be held in West Orange. Of the topics to be discussed, which include market, recycling facility, and legislative updates, Marrone will present on behalf of the MCMUA on how to improve and ensure the accuracy of content housed on municipal websites. An REA grant requirement to cover, Marrone will discuss certain areas such as how to make educational materials conveyed easy to find, follow, and understand for the public, ensure it adheres to the guidelines of the materials recycling facility where materials are brought, updated to possess the correct information, ensure externally linked information is also correct for any event flyers and materials, and other tips for creating new educational materials. Marrone will also co-present on the topic of planning for recycling at new construction projects. The event will allow for enhanced participation and open discussions with a larger group in a personable setting.

2023 Recycling Enhancement Act (REA) Tax Fund Deliverables:

After reviewing the NJDEP draft 2023 REA Tax Fund Grant deliverables, Marrone worked with Recycling Outreach Coordinator Brianna Cumberton and Environmental Educator Alexandra McNulty to begin work on reviewing and making suggestions to ensure correct recycling information is being displayed on municipal websites for each of the Counties 39 municipalities. Each municipal website was thoroughly searched for incorrect links, outdated materials, inconsistent information, and misleading documentation with their respective programs. As a result, each municipal recycling coordinator was contacted to inform them of any necessary changes and supplied with the correct information to do so. To date, half of our municipalities have been approached with changes needing to be made to their municipal websites, and a little over half have already responded with the completion of those recommended changes. Those who have not made the required corrections by the end of March will receive a follow-up email for consideration. Should a municipality not respond to or make efforts to correct these matters, they will be subsequently included in the MCMUA mid-year progress report to the NJDEP. After these efforts are completed, Cumberton and McNulty will review the MCMUA municipal recycling pages for corrections and the municipal recycling coach pages to ensure that generators have the most up-to-date information possible to possess the tools to recycle right. This requirement is a carryover from the MCMUAs progress reported last year, and so far, not as many edits needed to have been made.

MCMUA Municipal Tonnage Grant Efforts:

During February 2024, Marrone and Birmingham continued assisting our Morris County municipalities by soliciting for and collecting recycling reports from end facilities, distributing them to municipal recycling coordinators, and posting them to the MCMUA webpage for the 2023 Municipal Tonnage Grant (MTG) reporting period. In addition, the MCMUA also offered personalized assistance to several municipal coordinators in answering questions regarding reporting, filing, and cataloging information obtained. One concern noted this year at an increasing rate was that reports commonly featured mismatched town codes, municipal names, town sections, and zip codes with the MCMUA, and our municipal coordinators are trying to

correct these reports to attribute recycling information accurately. The primary reason is that those filling out the reports are not the generators but the end markets of the generator's materials as a part of their contracted agreements and are not from our area. Therefore, Marrone and Birmingham, with the help of Solid Waste Coordinator James E. Deacon, created a master spreadsheet that accurately outlines the municipal name, town code, the municipal sections' common names, and shared zip codes. This spreadsheet will be distributed to our municipal coordinators and utilized by our department when soliciting reports to help cast a wide net and accurately collect reports. The MCMUA has received a significant increase in reports from previous years, with more expected moving into the latter part of the month.

MCMUA Continues Food Waste Reduction, Recovery, and Recycling Planning Efforts:

In February 2024, Marrone and Cumberton concluded work with the not-for-profit Center for EcoTechnology (CET) under contract with the MCMUA for food waste consultation services. CET surveyed Morris County for wasted food solutions, conducting a SWOT—strengths, weaknesses, opportunities, and threats analysis to review the marketplace landscape. CET contacted over 650 stakeholders, interviewing over 20 organizations to understand current practices for managing wasted food and document existing opportunities.

On February 22, a follow-up meeting was scheduled to review the project findings with CET program staff and to brainstorm future efforts for further improvement and next steps. At that time, it was discussed that the final report identified and outlined specific opportunities to advance the wasted food marketplace in Morris County, making recommendations for immediate, medium, and long-term actions and providing additional resources, including case studies, guides, and toolkits. A general theme uncovered was that many generators need to gain awareness of best practices and prioritize food waste prevention, recommending that the County promote existing prevention, donation, and composting activities, provide educational resources and networking opportunities, and support food donation and source separation initiatives. Additionally, the report advocates that support is needed for composting infrastructure development and food rescue agencies. The results confirm the Recycling Department's recognition that Morris County food pantries provide a substantial opportunity for further food rescue and waste reduction efforts. As a result, the next step for the MCMUA will be to work directly with Morris County's Division on Aging, Disabilities, and Community Programming to find better ways to get the public involved with and get more information out to the residents and businesses in Morris County on the needs of the estimated 60 more oversized food pantries and meal services which service the public to contest food waste.

Morris County Clean Communities Program

Morris County Clean Communities Sponsored County Roadway Cleanups:

The Morris County Clean Communities Litter Abatement Program is on hold until Spring 2024 with the cleanup contractor, Adopt-A-Highway. During this month, planning efforts were performed, and on-site visits to several hotspot areas for illegal dumping and littering were completed in preparation for cleanup efforts in the coming months. As a result, three cleanups are planned for March and April on Morris County Roadways, with two around our Transfer Stations, pending the contractor's schedule.

MCMUA's Award Nomination for the 2024 NJ Clean Communities Awards

In January 2024, Donna Macalle-Holly, the Grants and Program Director at Lake Hopatcong Foundation, was nominated for the NJ Clean Waterway/Stormwater Award by the Morris County Clean Communities Program. The nomination was based on her past and present experiences, which heavily focused on organizing multiple successful litter collection events and waterway education programs with the public. On February 9, the New Jersey Clean Communities Council informed the MCMUA that Macalle-Holly was selected for the award. The awards ceremony will occur during the 2024 Sustainability in Motion Conference in Atlantic City, with Marrone and Birmingham in attendance.

OLD BUSINESS:

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

NEW BUSINESS:

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

PUBLIC PORTION:

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

CLOSED SESSION:

Executive Director Gindoff asked the Board for a Motion for the meeting to go into closed session at 7:56 p.m. regarding pending litigation for Mine Hill billing issue.

MOTION: Mr. Dour made a Motion for the meeting to go into closed session at 7:56 p.m. and the Motion was seconded by Ms. Farris.

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

Chairman Guadagno asked the Board for a Motion for the meeting to into open session at 8:13 p.m.

MOTION: Mr. Dour made a Motion for the meeting to go into open session at 8:13 p.m. and the Motion was seconded by Ms. Farris.

ROLL CALL: AYES: 8 NAYES: NONE ABSTENTIONS: NONE

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

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

Marilyn Regner
Secretary

/mr