

MINUTES OF REGULAR MEETING

JUNE 11, 2019

The Regular Meeting of the Morris County Municipal Utilities Authority was held on June 11, 2019 at 7:03 p.m. in the First Floor Conference Room at the MCMUA Offices located at 214A Center Grove Road, Randolph, New Jersey. The necessary notice of this meeting was published according to the law.

Chairman Hudzik requested a roll call.

PRESENT: Ms. Laura Szwak, Mr. James Barry, Dr. Arthur Nusbaum, Mr. Frank Druetzler, Mr. Fletcher Platt, Mr. Gene Feyl and Mr. William Hudzik.

ABSENT: Mr. Christopher Dour and Dr. Dorothea Kominos.

Also present were Larry Gindoff, Executive Director; Andrew Holt, P.E., MCMUA Consulting Engineer; Larry Kaletcher, Treasurer; Marilyn Regner, Secretary; Brent Carney, Esq., Maraziti Falcon LLP; James Deacon, Solid Waste Coordinator; Liz Sweedy, District Recycling Coordinator; and William Schroeder, Nisivoccia LLP.

Chairman Hudzik asked for the Board's approval of the Minutes of the Regular Meeting dated May 7, 2019.

MOTION: Ms. Szwak made a Motion to approve the Minutes of the Regular Meeting of May 7, 2019 and Mr. Barry seconded the Motion.

Chairman Hudzik thanked Chris Dour for filling in for him as Chair at the April Meeting and James Barry for filling in for him as Chair at the May meeting.

ROLL CALL: AYES: 4 NAYES: NONE ABSTENTIONS: Dr. Nusbaum and Mr. Feyl

TREASURER'S REPORT:

Mr. Kaletcher presented the Treasurer's Report for the Solid Waste Operating and Water Operating for the month of May 2019. Also included are the Comparative Balance Reports for both the Solid Waste and Water Divisions year-to-date through the month of May 2019. The investment report shows no new investments for the month of May 2019. These reports have been incorporated in these Minutes.

Chairman Hudzik asked the Board for a Motion to accept the Treasurer's Report:

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

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

Mr. Kaletcher commented that, as mentioned in the letter that was sent with the audit report in your package, Mr. William Schroeder from Nisivoccia LLP is here to discuss the 2018 MCMUA Audit.

Mr. Schroeder apologized for the lateness of the audit. The reason was because the State has to give every municipal entity a number for the calculation for the net pension liability. It is called GASB 68. They have to do an actuarial study and they didn't get it done until the very end of May. He mentioned that the cash was up 5.4 million dollars. Your overall fund balance or net position was up 6.4 million dollars, but if you take out those changes in the OPEB and the net pension liability, you are actually up \$1,113,000, which is an extremely solid year. Again, you are very healthy and financially sound. We did not have any comments or recommendations this year. The financial records that you are receiving all through the year can be relied upon and you had minimal audit adjustments to that. You are in very solid shape. On a personal note, it has been a pleasure being associated with you all through these years because you are a quality operation. The Board and Staff thanked him. The Board and Staff wished him well in his retirement.

Mr. Feyl commented that it is a credit to our staff, Larry K. and Larry G. and everyone else who put a document together of this size and detail together and have it come out with no recommendations. Your report card is a credible one that you should be extremely proud of. Mr. Gindoff thanked Gene for his comments and gave the credit to Larry K. and his staff for keeping us on the same page and working as a team.

Chairman Hudzik asked for a Motion for the acceptance of the 2018 MCMUA Audit.

MOTION: Mr. Platt made a Motion to accept the 2018 MCMUA Audit and Mr. Barry seconded the Motion.

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

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

BILL RESOLUTION NO. 19-45

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. 19-45 containing 7 pages for a total of \$3,512,287.75 dated and made a part hereof by reference.

SUMMARY

CHECK NUMBERS

WATER OPERATING FUNDS	4641-4672	\$	234,392.44
SOLID WASTE OPERATING	9984-10099	\$	<u>3,277,895.31</u>
		\$	3,512,287.75

CERTIFICATION

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

DATE: June 11, 2019

BOARD CHAIRMAN APPROVAL

William Hudzik, 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: June 11, 2019.

DATE: June 11, 2019

Larry Kaletcher, Treasurer

MOTION: Mr. Druetzler made a Motion that the vouchers be approved for payment and Dr. Nusbaum seconded the Motion.

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

CORRESPONDENCE:

Mr. Gindoff mentioned that the Correspondence report that was sent out with the packet. He mentioned that there is one additional piece of correspondence in this evening's packet: (1) Letter dated June 7, 2019 to Amy Rhead, Municipal Clerk, Township of Roxbury, from James Deacon regarding Morris County Solid Waste Management Plan Administrative Action Request for Northeast Products, LLC – Class B Recycling Facility Modification for increased hours than what they are currently approved for in the Plan. This is something that we would ask Roxbury for their opinion on before writing an Administrative Action approving it.

Mr. Feyl asked if Roxbury requires a Public Hearing on this from residents? Mr. Gindoff replied that it has to occur with a resolution from the Council, which would be at a Public Hearing, but they don't need a specific Public Hearing on this. Mr. Feyl asked if the Council hearing has or has not been held and Mr. Gindoff replied it has not been held yet. Mr. Gindoff mentioned that our general policy is that when we ask the Town for their opinion on it, we ask for it in the form of a municipal resolution by the Council and we give the town three months to get it back to us.

Water

Letter dated May 16, 2019 to Larry Gindoff, Executive Director, from Suburban Consulting Engineers, Inc. regarding Contract Amendment No. 2 for additional services associated with the General Consulting Oversight of the Markewicz Pump Station Electrical/Pumping System Upgrades.

Letter dated May 16, 2019 to Larry Gindoff, Executive Director, from Suburban Consulting Engineers, Inc. regarding Contract Amendment No. 3 for professional engineering services to perform a water tank inspection of the two (2) Million Gallon Elevated Water Storage Tank located at the Borough of Mt. Arlington DPW facility.

Solid Waste

Email dated May 7, 2019 copied to Messrs. Gindoff and Marrone from Frank Marella, MRM Recycling, congratulating Parsippany Township as our exceptional collection site for April.

Email dated May 8, 2019 to Bob Ross from Anita Singewald complimenting staff, especially Derek Becker, at Parsippany Scale House.

Letter dated May 17, 2019 to Morris County Municipal Utilities Authority from Freeholder Douglas R. Cabana regarding Solid Waste Management Plan Amendment dated April 2019 For the Elimination of Inclusion of a Small-Scale Thermal Destruction Facility – Energy Recovery System Incinerator located at Novartis Pharmaceuticals Corporation in East Hanover, New Jersey.

2019 Proposal from Kirk Allen Trucking, LLC for Trucking for the Mount Olive and Parsippany Facilities for mulch and compost deliveries.

World Sweeper Article dated April 2019 entitled “Investigating New Jersey’s Requirements for Sweeper Solid Waste Carrier Licensing”.

Recycling Today Article dated June 3, 2019 entitled “Expanding capacity for residential mixed paper”.

Letter dated June 5, 2019 to New Jersey Department of Environmental Protection from Anthony Milonas, Water Superintendent, regarding T1 Reports for the Morris County MUA for the month of May 2019.

ADMINISTRATIVE REPORT:

Mr. Gindoff advised the Board that he decided to have an Administrative Report to review some issues that he reports on. He advised the Board that for next month’s board meeting he anticipates having a resolution authorizing the MUA’s purchasing through State contracts. He has Shana O’Mara, QPA, working on that resolution and looking at all the potential contracts that we could potentially use under the State contract and it will have a resolution authorizing our use under those State contracts with specific limits under each of the vendors listed.

Mr. Gindoff also mentioned that he had an Open Space meeting on May 9 with Laura Szwak and Gene Feyl, to go over the draft Open Space Plan. He got some great ideas from them on how to revise it and some great resources to use. He is now working with MUA staff to finalize this report and get a new revised and more significant report ready for your review at the July meeting.

Ms. Szwak asked what the County Open Space Meeting was about. Mr. Gindoff was invited to participate in a brainstorming session with some of the Open Space people around the County from the Planning Board, Park Commission, as well as me and some of the Freeholders and County Counsel to try to see if there is a way to change the use of the County’s Open Space Trust Fund to potentially use it for other activities, such as stewardship. Those ideas are being kicked around at this point. The Freeholders are looking toward their Staff for advice on how to implement that if possible.

Mr. Druetzler asked what do they want to use it for? Mr. Gindoff replied for stewardship of some of the lands that the County has purchased. Ms. Szwak asked how do you define stewardship? Mr. Gindoff replied that they are currently looking at that. If this is going to happen, it is likely to require a referendum, so that is what they are currently discussing, if and when they are going to put that out. He mentioned that we only had one meeting on it to kick some ideas around and we have another meeting coming up in July. Mr. Gindoff asked for comment from the Board.

Mr. Druetzler mentioned that when that was put on the ballot, it was strictly to purchase property, not for this to go to salaries and be diverted and he saw this coming. Mr. Gindoff replied that ideas of salaries was discussed at the meeting, but they realize they can’t use it for that. Mr. Druetzler commented that if you buy open space, you should realize that there is an expense to that and you have to maintain it and can’t just let it go. This would be just opposite of what was promised to people back then and that was a strong commitment by that group of Freeholders. Mr. Feyl mentioned that he and Laura were not part of the meeting with the Freeholders. Stewardship was not something that we discussed at any length and sees a fear of great pick pocket here because there is so much money there, it can be played fast and loose if nobody is noticing. If this progresses further, the Board should take a position and the Open Space Committee could generate that position expressed his concerns. Mr. Gindoff mentioned that the July MUA meeting will take place before his next meeting of this group. If you want an official position of the Board, he would be happy to prepare a formal resolution. Mr. Feyl feels it is worthy of formal discussion after we see where it is going.

Mr. Feyl commented that they have not been able to spend the money. The last time we dipped into the Open Space Fund was for flood relief and buying property in the floodplain throughout the County and thought that was an extraordinary effective to acquire open space and protect water. He believes it is worthy of very close observation. Mr. Druetzler commented that you don't have that demand today, but that doesn't mean you won't have that demand tomorrow.

ENGINEER'S REPORT:

Mr. Holt reported the following: (1) There is an indication that we are on pace to sell less water than last year and sell less water than was the basis of our budget rate setting by 100 MG for the year. It is not as significant but it is also somewhat expected for the amount of rainfall that we have had the last part of this year. We continue monitoring it and report it back to you.; (2) We have been working closely with the Borough of Mt. Arlington. They have two water main extensions permits that were kicked back from DEP because there is a technicality. In the agreement for water supply we have with them, it was originally filled out when it was last amended to reflect the daily limit commensurate with the monthly limit. We have the ability to send them more water on any one day through the pumping capacity that we have at Mt. Arlington Booster Station. Their limit on firm capacity is what was tripping up their application. We filled out an application to reconcile that to show that we truly can deliver up to .5 MG per day in accordance with the original agreement between MCMUA, Jefferson Township, Mt. Arlington Borough and Roxbury Township. It is really just a procedural technicality and do not perceive any problems that will enable them from getting their water main extension permits.

Mr. Druetzler asked is when we are supposed to get .5 MG of water from Southeast Morris County M.U.A. that they are trying to get rid of. When we calculate all of these wells and everything, is that million included and Mr. Holt replied, yes, it is one of our sources. Once that goes away, our ability to deliver water would be reduced by that amount. We will also shedding a customer. Mr. Holt mentioned that he will put this matter on the agenda for the next Water Committee Meeting.

Mr. Platt suggested that we schedule a Water Committee Meeting before the July Board meeting. Mr. Holt replied that is a good idea and will work coordinate that.

(3) We have also undertaken the regular general air permit renewals for all your emergency generators at the various facilities.; (4) We just worked with Brent Carney on the Emergency Repair Contract Minimum Qualifications. We have his comments and will recommend that and present it to DCA for approval as an RFP process that we can solicit qualified contractors and their emergency contract bids. Mr. Carney explained they will first go to DCA with a draft of the Mandatory Minimum Qualifications. DCA, if they have comments, they will be addressed. Then we have a Public Hearing on the Mandatory Minimum Qualifications, which then goes down to DCA for formal approval. Mr. Holt mentioned that once we get that adopted and approved by DCA, we are authorized to use that in the procurement. Mr. Carney replied "correct".

(5) With regard to the Markewicz Booster Station improvements, about 2/3rds of their submittals have been submitted and many approved. Page 2 of the Engineer's Report is a comprehensive summary of the status. Their project completion summary is 11% true to their contract time and they have just submitted a request for Payment No. 1 for 5% of the contract value and Mott MacDonald will be recommending that and will be on next month's bill list. We are at a pivotal point in the job and we want to make sure that submittals get approved and released and then keep the time clock running. Mr. Platt asked if we are so far impressed with the contractor's responsiveness and Mr. Holt replied that they have be progressing.

(6) The New Jersey American water dialogue is ongoing. There is another conference call scheduled for tomorrow afternoon. We are conceptually evaluating, if and when these contracts do change, is there still mechanisms available for emergency interconnections between any of the three parties at the Clyde Potts junction. We have just been coming up with that schematic so that everybody understands, if and when emergency supply was needed, it could still be implemented.

(7) Southeast Morris County M.U.A. – Larry Gindoff has been continuing the dialogue there and keeping the lines of communication open so that we understand when there is a demand change or they have to offset to not take water, we understand why and the notification process will happen.

(8) We did undertake in May the ROV and drone inspection of the Mt. Arlington elevated water

storage tank so we have a final tank inspection report which will form the basis of the tank rehabilitation project that is recommended in the Asset Management Plan for 2020. It is showing some signs of age. You can see it from the exterior, but also in the interior. The time frame of that implementation of rehabilitation is appropriate.

Mr. Platt asked about the proposal on the oversight of the water storage tank, it is noted as an “estimated fee”. How is that being billed? Mr. Holt replied that estimated fee would be on a time and material basis. Mr. Platt asked if costs are less, we get billed less? Mr. Holt replied, “yes”. Mr. Platt referred to General Conditions part of the proposal and asked what are additional services.

Mr. Holt replied that for this tank inspection, there would not be any.

As mentioned earlier, Mr. Platt would like to have a Water Committee Meeting before next month’s meeting. At last month’s meeting, Mike McAloon referenced a meeting with Mountain Lakes and they expressed some exploration of further needs for the future. He would like to go through that in some detail. He would also like to discuss how we might utilize the Jersey City agreement and the alternative potential source, if any, and whether or not that might be helpful with Mountain Lakes.

PROJECT STATUS

1. General System

- A. Through May 2019, MCMUA sold approximately 572 MG to date. This total volume of water sold to date is below the total sold for the same time period in 2017 (595MG) and 2018 (603MG). MCMUA is on pace to divert 1,463.759 MG this year if usage from June to Dec 2018 is consistent. Notable data: All water customers increased their water usage in May 2019 from April 2019 with the exception of Wharton, who decreased their water usage this month.
- B. We have prepared the necessary documents for the New Jersey Department of Environmental Protection Bureau of Water Allocation and Well Permitting Water Supply Agreement Contract Modification form BWA006 in response to NJDEP correspondence with regard to the Mt. Arlington firm capacity. This document has been distributed to Mt. Arlington representatives for review, comment, and confirmation prior to submitting formally to NJDEP. Mt. Arlington is currently preparing the required Water Conservation and Drought Management Plan and expect to be complete by the week of June 10. The goal of this Contract Amendment is to correct the firm capacity of the Mt. Arlington system to facilitate upcoming development projects within their distribution system.
- C. We have initiated the NJDEP Online Permit renewals for the MCMUA emergency generators located at the Markewicz Booster Station, Mt. Arlington Booster Station, Alamatong Well #8, Alamatong Well #4, Flanders Valley Well #1, Flanders Valley Well #2, and the portable generator unit. The renewal is in accordance with NJDEP Bureau of Stationary Sources, GP-005A Emergency Generator(s) Burning Distillate Fuels.
- D. We have continued to progress the Water Division Emergency Repair Contract Minimum Qualifications procedures, and hope to have those qualifications presented to DCA prior to the July Meeting.

2. Markewicz Pump Station Electrical Upgrades Construction

Cypreco is currently in the process of preparing submittals on material and equipment, and expects to have a construction schedule submitted by Friday June 7. The necessary construction permits have been submitted for review by the Zoning Department prior to review by the Building Department due to the new concrete pads for the transformer and the HVAC equipment pad. Once permit approvals are received the Contractor anticipates beginning with the roof replacement and continuing on the items without significant lead time, such as the bathroom, lighting, and HVAC. Below is a summary of the current submittal status:

<u>Submission No.</u>	<u>Description</u>	<u>Date Received</u>	<u>Date Returned</u>	<u>Remarks</u>
1	Schedule of Values	5/1/2019	5/14/2019	Amend & Resubmit
2	Raceways and Boxes for Electrical	5/1/2019	5/9/2019	Make Corrections Noted, Amend & Resubmit
3	Identification for Electrical	5/1/2019	5/9/2019	No Exceptions Taken
4	Hangers and Supports for Electrical	5/1/2019	5/9/2019	No Exceptions Taken
5	Grounding and Bonding for Electrical Systems	5/1/2019	5/9/2019	No Exceptions Taken
6	Low Voltage Electrical Power Connectors and Cables	5/1/2019	5/9/2019	No Exceptions Taken
7	Underground Ducts and Raceways	5/1/2019	5/9/2019	No Exceptions Taken
8	Asphalt Shingles	5/1/2019		
9	Plastic Siding	5/1/2019		
10	Division 23	5/1/2019		
11	Acoustical Panel Ceiling	5/1/2019		
12	ATC Submittal	5/1/2019		
13	Generator and ATS	5/10/2019		

Project Completion Summary

Contract Start Date		May 1, 2019
Original Contract Completion Time		360 Calendar Days
Days Elapsed:	41	11%
Days Remaining:	319	89%
Original Contract Completion Date		April 25, 2020

Project Financial Summary

Original Contract Amount	\$1,932,963.00
Total Value of Work Complete:	\$0.00
Percent of Work Complete:	0%
Total Retainage to Date	\$0.00

Construction Administration Financial Summary

Original Contract Amount	\$289,500.00
Total Invoiced:	\$0.00
Percent Invoiced:	0%

Progress Meeting No. 1 for this project has not been scheduled but it is anticipated to occur mid-month.

3. New Jersey American Water (NJAW) Coordination

A regular conference call with representatives from MCMUA, NJAW, and SCE was held on Wednesday, May 8, 2019. We discussed the recent April 18, 2019 letter from SMCMUA not objecting to the expiration of Article III (SMCMUA provide water to MCMUA at Clyde Potts) and the positive outcome from that correspondence. As part of the meeting, MCMUA committed to review the existing infrastructure and develop a preliminary plan for emergency interconnections between all of the systems including:

MCMUA to SMCMUA
MCMUA to NJAW

SMCMUA to NJAW
SMCMUA to MCMUA

NJAW to SMCMUA
NJAW to MCMUA

Our next conference call is scheduled for Wednesday June 12, 2019 at 2:00pm in which we will present these findings as well as discuss the draft water supply agreement currently being prepared by NJAW.

4. *Southeast Morris County Municipal Utilities Authority (SMCMUA) Coordination*

We have continued our regular communications with SMCMUA, in particular with regard to the water consumption basis. We are in the process of further identifying the cause of significant variance in monthly water consumption. This understanding will help to identify on a more consistent figure as well as conditions to better anticipate the monthly consumption.

5. *Mt. Arlington Water Storage Tank Inspection*

SCE performed the interior ROV and exterior drone inspection at the Mt. Arlington Water Storage tank on Thursday May 16, 2019. The tank was inspected in accordance with American Water Works Association (AWWA) D101 and AWWA M42 guidelines, latest revision. This inspection included lead presence testing with 3M™ LeadCheck test kit, measurement of accessible coating thickness, ultrasonic thickness measurements of existing steel, inspection of appurtenances such as vents, overflows, hatches, manholes, ladders and railings for visible signs of failure or deterioration of metal surfaces, paint, coatings, linings, welds, bolted connections, and other anomalies. The tank was constructed in 1999 and has not been rehabilitated since its original construction. This inspection will serve as the basis of preparing the rehabilitation specifications.

We are currently in the process of finalizing our formal inspection report and recommendation for rehabilitation, and expect to have that completed prior to the July meeting. In general the tank does have areas which are demonstrating coating delamination, coating failure, excessive corrosion, and require rehabilitation. This tank is currently scheduled for rehabilitation in 2020, which is consistent with the preliminary findings of our inspection.

SOLID, HAZARDOUS & VEGETATIVE WASTE REPORT:

Mr. Deacon provided the following highlights: (1) There is a correction on the solid waste tonnage report. The projected increase for the year is 4.79% for 2018 compared to 2019.; (2) With regard to the Novartis incinerator, Larry and I will be attending the Freeholder Meeting on Wednesday, June 26, to answer any questions. Dr. Nusbaum asked what will Novartis do alternatively and Mr. Deacon replied their solid waste is going to the Par-Troy transfer station.; (2) The HHW event held on May 11, 2019 had 750 vehicles and the June 8, 2019 HHW event had 706 vehicles. Both events went very well. We used our new informational signage, thanks to Liz Sweedy and Anthony Marrone. The next event is September.; (3) We received a proposal from Kirk Allen Trucking for back-up trucking, on an as needed basis, for compost and mulch deliveries for residential. It will free up the guys on site to process some of the material and help us with possible equipment issues. With Kirk Allen's proposal, we will still be profiting on the deliveries. Mr. Gindoff asked the Board if they have any problems with the MUA moving forward with the proposal from Kirk Allen. Mr. Platt asked if you expect the remuneration to be less than the bid limit and Mr. Gindoff replied significantly less and am not sure how much we will use it. The Board agreed to the concept and gave Larry authorization to move forward. Mr. Gindoff mentioned that he will prepare a resolution for next month's meeting authorizing a contract for that proposal.; (4) Regarding outbound materials marketing, Naturcycle came out to both sites with MUA staff. They took two more samples of bulk materials at both sites and they were very impressed with our material. They assure us that they can move the materials, we have currently, faster and more efficient. They are

giving us ideas on what to do with the wood chips and how to mix the grass. We are happy that we can get our sites cleared with Naturcycle on our side. They are excited to move forward with us.

Mr. Deacon asked for the Board’s approval of the following Resolution:

**RESOLUTION NO. 19-46
RESOLUTION AWARDED CONTRACT NO. SW-14
“FURNISH, DELIVER & INSTALL ONE (1) SMALL
PREFABRICATED HAZARDOUS MATERIAL STORAGE UNIT”
TO WILLIAM KOHL CONSTRUCTION CORP.**

WHEREAS, the Morris County Municipal Utilities Authority (MCMUA) advertised for the receipt of sealed bids for “Contract No. SW-14 Furnish, Deliver & Install One (1) Small Prefabricated Hazardous Material Storage Unit”; and

WHEREAS, the MCMUA received two (2) bids on May 21, 2019 from the companies listed below at the bid price shown for Contract No. SW-14 to “Furnish, Deliver and Install One (1) Small Prefabricated Hazardous Material Storage Unit” which includes the removal of the current small hazardous material storage unit and removal of existing fire suppression system:

	<u>Bid Amount</u>
William Kohl Construction Corp. Lincroft, NJ	\$126,400.00
Cypreco Industries, Inc. Neptune, NJ	\$139,000.00

WHEREAS, the bid submitted by William Kohl Construction Corp. does not contain any material defects; and

WHEREAS, the MCMUA’s Treasurer certifies that funds are available from the MCMUA Budget in account 01-1-600-800-726 in order to award “Contract No. SW-14 Furnish, Deliver & Install One (1) Small Prefabricated Hazardous Material Storage Unit” to the lowest responsible bidder in the bid amount of \$126,400.00.

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 William Kohl Construction Corp., received on May 21, 2019.
2. The Authority awards the “Contract No. SW-14 Furnish, Deliver & Install One (1) Small Prefabricated Hazardous Material Storage Unit” to William Kohl Construction Corp. having a business address at 523 Newman Springs Road, Lincroft, New Jersey 07738, as the lowest responsible bidder, in the amount not to

exceed the bid price of \$126,400.00 and the Executive Director is authorized to execute said contract.

3. The contract awarded herein to William Kohl Construction Corp. shall commence after the full execution of the contract, the submission of the performance guarantees and all required insurance certificates required by the contract, in a form acceptable to the Risk Manager of Morris County, and after the issuance of a notice to proceed.
4. The bid security of Cypreco Industries, Inc. shall be returned within three days, Sundays and holidays excepted, after the full execution of Contract No. SW-14 by and between the MCMUA and William Kohl Construction Corp. and approval of the contractor's performance bond.
5. A copy of this Resolution shall be provided to all bidders and it shall be submitted to the MCMUA's Treasurer and kept on file in the offices of the MCMUA.
6. The MCMUA's staff and consultants are hereby authorized to take all other actions necessary or desirable to effectuate the terms and conditions of this Resolution
7. This Resolution shall take effect as provided by law.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on June 11, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Druetzler made a Motion to award Contract SW-14 to William Kohl Construction Corp. in the amount of \$126,400.00 and Mr. Barry seconded the Motion.

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

Mr. Deacon deferred to Brent Carney, Esq. to give an update on HMAT. Mr. Carney advised the Board that the Township of Parsippany-Troy Hills Zoning Board of Adjustment granted preliminary site plan approval, which includes the minor subdivision approval back in January we attended those hearings. That was one condition of your Purchase and Sale Agreement that this Board adopted last Fall. Another condition before closing was the exhaustion of the 45-day appeal period of that memorializing resolution of the Zoning Board has occurred and the last condition is the signature of the Subdivision Deed by the Zoning Board of Adjustment that just occurred a few days ago. He received those Subdivision Deeds the yesterday. This resolution conditions the closing, the release of the \$45,000 purchase price that is in the agreement you approved last Fall on

satisfaction of conditions, so we can go to closing and obtain that property. In terms of their truck terminal, however, the County Planning Board had issues with it, so it is ironic that our subdivision has gone through but he does not think their truck terminal project is ready to go yet. This resolution just authorizes the release of the funds so that we can close on that project.

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

RESOLUTION NO. 19-47
RESOLUTION CONDITIONALLY AUTHORIZING THE RELEASE OF CLOSING FUNDS PURSUANT TO THE PURCHASE AGREEMENT BY AND BETWEEN THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY AND HMAT ASSOCIATES, INC.

WHEREAS, the Morris County Municipal Utilities Authority (the "Authority") is the owner of certain real property located in the Township of Parsippany-Troy Hills, New Jersey, having a street address of 1100 Edwards Road, which is utilized for the operation of its Transfer Station; and

WHEREAS, HMAT Associates, Inc. ("HMAT") is the owner of certain real property located in the Township of Parsippany also having a street address at 1100 Edwards Road, abutting the Authority's aforementioned property; and

WHEREAS, a boundary dispute arose between the Authority and HMAT on an approximately 8593 sq. ft. area that the Authority has utilized since the early 1990s; and

WHEREAS, in an effort to resolve the boundary dispute, and in accordance with the Authority's Resolution No. 18-59, the parties executed a purchase agreement on October 17, 2018 which provides for certain obligations to HMAT that survive closing, including pro-rata traffic control costs for its or any successor use of Block 768, Lot 3.01, together with mutual releases upon closing of title of the disputed property (the "Purchase Agreement"); and

WHEREAS, the Purchase Agreement for the conveyance of the disputed property identified therein, consisting of 8593 sq. ft., is conditioned upon: (1) the Township of Parsippany Zoning Board of Adjustment approving HMAT Site Plan Application No. 18:31 which includes minor subdivision approval; (2) the expiration of the 45-day appeal period of such approval pursuant to Rule 4:69-6(a) of the Rules Governing the Courts of the State of New Jersey; and (c) the execution of the appropriate Deeds of Minor Subdivision and a Deed of Merger by the Parties and/or the Township of Parsippany Zoning Board of Adjustment; and

WHEREAS, upon the satisfaction of the aforementioned conditions, the Authority desires to authorize the release of the closing funds in the amount of \$45,000 to HMAT upon closing title of the disputed property as described in the Purchase Agreement; and

WHEREAS, the MCMUA's Treasurer certifies that the closing funds required by the Purchase Agreement in the amount of \$45,000 are available from the MCMUA Budget in account 01-5-900-923-277.

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

1. Upon satisfaction of the purchase conditions contained in the Purchase Agreement by and between HMAT Associates, Inc. and the Morris County Municipal Utilities Authority, dated October 17, 2018, the release of closing funds in the amount of \$45,000.00 to HMAT is authorized at the time of closing for the Property described in Exhibit A and depicted in Exhibit B of the Purchase Agreement.
2. The MCMUA's Executive Director, staff and consultants are authorized and directed to take all other actions necessary or desirable to effectuate the terms and conditions of the Purchase Agreement and this Resolution.
3. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify the foregoing Resolution was adopted by the Morris County
Municipal Utilities Authority at the Regular Meeting held on June 11, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Platt made a Motion to adopt Resolution No. 19-47 to conditionally authorize the release of closing funds pursuant to the Purchase Agreement by and between the MCMUA and HMAT Associates, Inc. and Mr. Druetzler seconded the Motion.

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

TRANSFER STATIONS

Tonnage- For the month of May 2019, the quantity of solid waste accepted at the two transfer stations was 40,080 tons. This monthly tonnage for May 2019 was 4.61% greater than the 38,315 tons accepted a year ago in May 2018. Based on the first five (5) months of 2019 transfer station activity, for the year 2019 the annual total tonnage is currently projected to be 436,973 tons. If this projection holds true, the tonnage for 2019 will exceed tonnage for 2018 by 10.31%. Please refer to the attached Transfer Station Disposal Report by Month for additional information.

State Wide Solid Waste Disposal Facilities- Back in late February 2019, MCMUA operational staff received information that the Warren County’s incinerator had been closed. Warren County is a “Non-Waste Flow Control” County. The Warren County landfill is not permitted to accept municipal solid waste (MSW), just construction and demolition debris (C&D). During the month of May 2019, the MCMUA was made aware of possible closure issues at the New Jersey Sports and Exposition Authority (NJSEA) owned and operated Keegan landfill in Kearney and the Monmouth County Reclamation Center county-owned landfill in Tinton Falls. Both landfills were cited concerning possible H2S (hydrogen sulfide) odor issues. The Monmouth County Freeholders approved \$4.45 million dollars for emergency fixes to the address residents' complaints of oppressive odors while the 110-acre landfill site in Kearney closed temporarily, but is currently accepting C&D materials. Issues have also been published about the effects of so-called “dirty dirt” in several areas throughout Sussex County. Morris County’s transfer station tariff and the Morris County Solid Waste Management Plan do not allow for non-Morris County generators to use MCMUA facilities for disposal. MCMUA staff continue to police our tipping floors and vet customers at the inbound scale houses. MCMUA weighmasters review all Origin and Disposal (O&M) Forms before receiving or excepting waste. The MCMUA will continue to monitor ongoing issues with solid waste disposal facilities around the State, while remaining to operate within our NJDEP permit requirements.

HMAT Property- HMAT’s request for Morris County minor subdivision approval was approved by the Morris County Planning Board in a letter dated April 8, 2019 while still requesting additional information regarding HMAT’s storm water issues prior to approving HMAT’s site plan. HMAT’s Attorney prepared the minor subdivision paperwork to be executed between HMAT and MCMUA for the purchase of this property as agreed to between the MCMUA and HMAT. Mr. Peter King, Counsel for the Parsippany-Troy Hills Township Zoning Board has taken a position that HMAT must obtain final site plan approval before the subdivision agreement can be executed. MCMUA Counsel will be available to provide an update on the HMAT property during the Attorney Report portion of the June 11 Board meeting.

Transfer Station(s) Improvements- Alaimo Engineering is almost complete with preparing the engineering design work and accompanying bid specifications in accordance with their assessment that identified and assessed year 2019 priority-deteriorating infrastructure issues at the Parsippany-Troy Hills transfer station that require repair and/ or replacement. MCMUA staff met with Alaimo Engineering onsite at the Parsippany-Troy Hills transfer station on May 31 to review the draft plans and performed a walkthrough with staff of the anticipated repairs and improvements in detail to incorporate any additional comments from the MCMUA. Measurements were recorded and changes were discussed with MCMUA Operational Supervisor Bobby Ross. The detailed walkthrough included the main tipping floor, the problematic/ damaged trench drains, the “knuckleboom” base and steel loading shroud areas, and areas that contained concrete safety blocks and posts that need replacement. It is anticipated that the engineer’s completed bid specifications will be issued during the month of July.

In April 2019, MCMUA Operational Supervisor Bobby Ross met with J.P. Mascaro and Sons management to review the ongoing site maintenance requirements for both transfer stations. J.P. Mascaro and Sons continues to work with Mr. Ross on the “punch-lists” items. As an example, arrangements are being made with a private contractor to repave blacktop areas at both transfer stations as required in the contract.

SOLID WASTE MANAGEMENT PLAN

Northeast Products, LLC- Plan Modification- The MCMUA submitted an administrative action request letter to the NJDEP Solid Waste Planning Division approving the inclusion to accept wood pallets and other clean dimensional lumber to be processed as part of Northeast’s existing recycling processes to handle stumps and other large natural wood waste. The MCMUA received an approval letter from the NJDEP for the submitted administrative action and proposed amendment on April 12. Northeast Products, LLC also received its Recycling Center General Approval for class “B” Recycling Center- Modification from the NJDEP, which permits the acceptance of 125 tons per day of leaves for transfer during the months of October to May. Northeast’s class “B” Recycling Center General Approval that includes the processing of dimensional lumber is set to expire in August 2019 at which point Northeast will be required to submit renewal for its general approval. It is expected that Northeast will be looking to update their hours of operations compared to what is currently included in the Solid Waste Management Plan to include Saturday morning hours and also may request to include some self-generated aggregate (asphalt, concrete, brick, and block) recycling at their facility.

Novartis Pharmaceuticals Corporation- The generated April 2019 Plan Amendment for Novartis Pharmaceuticals Corporation (Novartis), located at One Health Plaza in East Hanover Township, for the termination/ removal of the small-scale Solid Waste Energy System (ERS) (Incinerator) provides for the elimination of the previous inclusion of the ERS from the Morris County Solid Waste Management Plan. SWAC Resolution Number 01-2019 was approved by the SWAC recommending that the Morris County Board of Chosen Freeholders adopt the Plan Amendment with respect to the Novartis ERS matter. A similar resolution recommending that the Freeholders adopt this Plan Amendment was approved by the MCMUA Board at its May 7 meeting. The Morris County Board of Chosen Freeholders’ public hearing on this matter will take place on June 26 where MCMUA staff will be present to field any related questions. A copy of the public notice letter generated for the County Freeholders to be sent to the municipalities, the County Planning Board, the MCMUA, and Novartis is attached as correspondence for the Board.

HOUSEHOLD HAZARDOUS WASTE (HHW) MANAGEMENT

Program Participation- Residents and small businesses continue to schedule household hazardous waste (HHW) appointments at the MCMUA permanent HHW facility in Mount Olive. The MCMUA had a total of 220 completed appointments at the HHW facility during the month of May 2019 which is up from one (1) year ago when 187 participants used the facility in May 2018. Total participation at the MCMUA HHW facility for 2019 now equals 1,050 completed appointments.

MCMUA’s 101st HHW one-day drop-off event, the first scheduled event of 2019 was held at the Morris County Public Safety Training Academy (MCPSTA) in Parsippany on Saturday, May 11 with MCMUA staff processing a total of 750 vehicles. The second event is scheduled to take

place on Saturday, June 8 at the County College of Morris (CCM) in Randolph (Parking Lot #1), a first time for this location. Totals from the CCM event will be reported during the June 11 Board meeting.

Hazardous Waste Shed Replacement- A Request for Proposal (RFP) was issued on May 1 for the replacement of the smaller HHW facility hazardous waste shed and was received back on May 21. This project has been identified and budgeted for as a priority for 2019. Two (2) provided proposals in response to the RFP were received, one from Cypreco Industries, Inc. in Neptune and the second from William Kohl Construction in Lincroft. These submissions are being reviewed by counsel and it is anticipated that a resolutions will be presented for the board's consideration to award this project at the June 11 MCMUA Board meeting.

Program Related Trainings- The entire MCMUA HHW facility staff (5) attended the annual HAZWOPER training at Veolia Environmental Services (ES) in Flanders on May 20. MCMUA Michael Rathbun also completed his Haz Mat DOT training at Veolia ES on May 21. The five (5) HHW staff members are also scheduled to complete their annual 8-hour Hazardous Waste Management (RCRA) training in November 2019.

VEGETATIVE WASTE MANAGEMENT

The MCMUA 2019 delivery season continued in May with residential deliveries of screened compost and mulch products occurring throughout the month. Current deliveries are booked till the end June. MCMUA staff anticipates these deliveries to start to slow down during the late spring/ early summer months. Year-to-date residential deliveries now total 416, with around 174 being completed during the month of May. A copy of the Vegetative Waste Report has been provided to the MCMUA Board for the upcoming meeting as reference but as of the end of May, the sales of all vegetative waste recycling services is about \$14,000 ahead compared to 2018 sales year-to-date.

The MCMUA solicited quotations in May from local trucking companies to serve as a residential trucking subcontractor to supplement the needs of the Vegetative Waste Program. As a backup to the MCMUA's existing delivery program, the subcontractor will deliver MCMUA mulch and compost products to our residential customer base on an "as-needed" basis. If the proposal is acceptable and the Board agrees with this concept to secure back-up trucking services, then a resolution awarding such a contract to the most advantageous proposer will be presented to the Board for its consideration at the July 9 Board meeting.

Mount Olive Compost Entrance Road Project- All MCMUA costumers and county municipalities continue to use the other entrance off Old Waterloo Road and Lozier Road to access our Mount Olive/ Camp Pulaski Compost facility. MCMUA Vegetative Waste Supervisors continue to work with ARCO National Construction (ARCO) and the Mount Olive Township Police Department due to the road construction and paving of Waterloo Valley Road (near the Givaudan Fragrances Corporation and UPS facility in the International Trade Zone). The final paving and line painting of this roadway and entrance will occur on June 6 and 7, then again on Wednesday, June 12 through Saturday, June 15.

Outbound Materials Marketing- MCMUA issued a formal Request for Proposal (RFP) inviting firms to provide marketing and sales of final vegetative waste products, including screened compost and double ground wood mulch, from each of our vegetative waste sites in Parsippany and Mount Olive. At the May meeting the MCMUA authorized entering into a contract with Naturecycle based on its proposal. Naturcycle, LLC. met with MCMUA staff at the Parsippany location on May 29. Samples of both the compost and mulch were taken with Naturcycle discussing ideas and positive suggestions with onsite managers. Once a detailed walkthrough of the Parsippany site was completed, both Naturcycle and the MCMUA toured the Mount Olive/ Camp Pulaski location. Samples were again taken with the class "B" section discussed in detail. Based on this walk-through, the MCMUA anticipates Naturcycle marketing a large part of the already existing material without expending too much additional time, energy and money continuing to process the material further than is has to be processed for the end-user.

As such, it is anticipated this partnership will result in less costs to process the material to produce a marketable material, greater return on the marketing of the products, and a decrease in the amount of time material remains onsite.

GENERAL ADMINISTRATIVE MATTERS

Garden State Environmental Health and Safety Consulting, Inc. (GSE), under the direction of County Risk Management, started and completed their annual Health, Safety, and Compliance Inspections at all the MCMUA facilities throughout the month of May 2019. Completed inspections include the Parsippany-Troy Hills transfer station, the Mount Olive transfer station, Water Division's Markewicz Booster Station and Maintenance Garage, the main MCMUA Office in Randolph, the HHW facility, Camp Pulaski/ Mount Olive Compost, Parsippany Compost, and the Curbside Recycling Facility in Dover. Once all the audit summaries are generated by GSE, MCMUA employees will work to correct and improve their observations. Corrective action will be filed to assist with future audits and possible violations.

MCMUA staff met with the Morris County Fire Marshal's Office (MCFM) on May 30 to discuss improvements at the Mount Olive transfer station and related HHW facility. MCMUA staff discussed Knox Box locations, proper labeling and markings, the complete water supply system and above ground holding tank, the Fire Department Connection (FDC), and possible changes to things that are the MCFM deems out-of-compliance. Working closely with the MCFM, all issues and improvements noted will be addressed by MCMUA staff and their contractor, J.P. Mascaro and Sons.

RECYCLING REPORT:

Ms. Sweedy reported the following: (1) The preliminary rate for single stream for the month of May is -\$75.20, which is a difference of \$0.18 from the finalized rate for April of -\$75.08. The good news is that the rates for April and the preliminary rates for May seem to have stabilized at this time. Cardboard prices are at the lowest since 2009. Indonesia has set high quality standards that exceed those set by China. Some view the tightened export standards as another negative force on an increasingly delicate market. There are still a lot of challenges going on.; (2) May was a very busy month for all of us. There were a lot of litter clean-ups conducted at schools, on County roadways and a litter clean-up at the Lamington River and walking trail adjacent to the MUA wellfield property at Righter Road. That clean-up was conducted by MUA Staff and the Americorps Watershed Ambassador Daniel Correa on May 28. It was a very successful day and I can't say enough about the Watershed Ambassador, his positive energy and assistance.

Mr. Platt requested a table for the last two years charting the sale price of each of the major recycling elements so we have a feeling of where each of the elements are going. The way it is going, we want to have a tool to look ahead in case recycling becomes more expensive. Mr. Gindoff suggested that we provide them with a chart that shows per month per price per item for each commodity and Mr. Platt replied that is what he is looking for. He will also provide a copy of his chart on talking points that he goes to towns with and it shows what the composition is of our material is. Ms. Szwak asked what are we going to do about recycling and Mr. Platt replied that is what we have to decide and we have to make an informed decision. Mr. Gindoff mentioned that he has a procurement on our recycling contract a year from now and will be looking at all these issues.

Mr. Platt asked about the glass recycling facility in Sussex. Mr. Gindoff replied as far as he understands it has been approved. Glass has moved there and does not believe they have started building there. He is not as hopeful about that facility as he was last year, because he has not seen movement and believe stockpiling is going on there and no processing.

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

RESOLUTION NO. 19-48
RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT
PROVIDING FOR RECYCLABLE MATERIALS COLLECTION
(The Morris School District)

WHEREAS, pursuant to the provisions of the "New Jersey Statewide Mandatory Source Separation and Recycling Act," (N.J.S.A. 13:1E-99.11 et al.) (the "Act"), the County of Morris has adopted mandatory source separation for recyclable materials in its Solid Waste Management Plan (the "Plan") for residents, businesses and institutions, including but not limited to schools; and

WHEREAS, the Morris County Municipal Utilities Authority (MCMUA) desires to assist the Morris School District (MSD) in waste reduction and increase recycling by providing collection and transportation of recyclable materials at the MSD's schools; and

WHEREAS, pursuant to the Municipal and County Utilities Authorities Law N.J.S.A. 40:14B-1 et seq. and N.J.S.A. 40:14B-20(14), the MCMUA may enter into contracts for the provision of recycling services; and

WHEREAS, the MCMUA is authorized pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., to enter into a contract with any other local unit for the provision of any service which that local unit is empowered to render within its own jurisdiction; and

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

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

1. The Executive Director of the MCMUA is hereby authorized and directed to execute said Agreement entitled "Agreement Providing for Collection of Recyclable Materials between the Morris County Municipal Utilities Authority and the Morris School District commencing on or about July 1, 2019". See attached Exhibit 1.
2. This contract is awarded without competitive bidding pursuant to 40A:11-5(2) of the Local Public Contracts Law.
3. The Authority's staff and consultants are hereby authorized to take all other actions necessary or desirable to effectuate the terms and conditions of this Resolution.
4. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on June 11, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Barry made a Motion to authorize the execution of an agreement providing for recyclable materials collection and Ms. Szwak seconded the Motion.

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

**RESOLUTION NO. 19-49
RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR
TRANSPORTING AND MARKETING RECYCLABLE MATERIALS
(Township of Washington)**

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

WHEREAS, pursuant to the Act, the Township of Washington has adopted and enforces a mandatory source separation ordinance for Recyclable Materials; and

WHEREAS, the Morris County Municipal Utilities Authority (“MCMUA”) desires to assist municipalities in meeting their recycling goals pursuant to the Act by providing transportation services and providing markets for disposition of Recyclable Materials; and

WHEREAS, pursuant to the Municipal and County Utilities Authorities Law N.J.S.A. 40:14B-1 et seq. and N.J.S.A. 40:14B-20(14), the MCMUA may enter into contracts with municipalities for the provision of recycling services; and

WHEREAS, the MCMUA is authorized pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., to enter into a contract with any other local unit for the provision of any service which that local unit is empowered to render within its own jurisdiction; and

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

WHEREAS, the MCMUA and the Township of Washington desires to execute a new one (1) year agreement for Transportation and Marketing of Recyclable Materials commencing on July 1, 2019 and ending on June 30, 2020.

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

1. The Executive Director of the MCMUA is hereby authorized and directed to execute said Agreement entitled “Agreement for Transporting and Marketing Recyclable Materials between the Morris County Municipal Utilities Authority and Washington Township commencing on or about July 1, 2019.” See attached Exhibit 1.
2. This contract is awarded without competitive bidding pursuant to 40A:11-5(2) of the Local Public Contracts Law.
3. The Authority’s staff and consultants are hereby authorized to take all other actions necessary or desirable to effectuate the terms and conditions of this Resolution.
4. This Resolution shall take effect as provided by law.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on June 11, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Ms. Szwak made a Motion to authorize the execution of an agreement for transporting and marketing recyclable materials for the Township of Washington and Mr. Barry seconded the Motion.

ROLL CALL: AYES: 6

NAYES: NONE

ABSTENTIONS: Mr. Platt

Recycling Operations

Tonnage and Value – The April 2019 ReCommunity/Republic statement was finalized in the amount of **(\$113,733.74)**. The per ton rate for single-stream was **(\$75.08)**. Much of the decline experienced in April was due to the Ramadan holiday, which resulted in no shipments of paper fiber, resulting in a drop of over \$20.00 per ton. Domestic markets were flooded caused by the downtime and excess volume of material. Natural HDPE dropped in value as well, which was caused by a flood of virgin material on the market. The May statement and tonnages by material and municipality has not been received and/or compiled as of the writing of this report, but is expected to be in by the Board meeting and will be reported on at that time.

Staff Changes – Alex Cavagrotti has replaced Mary Stanchina who retired from the MUA Curbside department. Alexandra Cavagrotti is excited to join the MCMUA team!

Resolutions & Proposals

The Morris School District Agreement for single-stream recyclable materials collection was provided to Anthony LoFranco, the District's Business Administrator, and Joan Frederick, Assistant Business Administrator, on Monday, June 3. The proposed agreement would be for one year, with two one-year renewals. The Annual cost for the 10 schools in the District from July 1, 2019 to June 30, 2020 is \$18,300.00. After that, the first year's renewal will be \$18,666.00; the second year's renewal will be \$19,039.00, which is a cost increase of 2% per year. A resolution is being reviewed by counsel and is expected to be approved and ready for board consideration and approval at the Board meeting. It should be noted that as of the writing of this report, the MCMUA is still waiting for concurrence with the proposal by the Morris School District, which we hope to obtain by the June board meeting. If not such concurrence is conveyed to the MCMUA prior to June 11, this resolution will not be presented to the board this month.

The current Washington Township agreement with the MCMUA for transporting and marketing recyclable materials ends on June 30, 2019. A new agreement effective July 1, 2019 to June 30, 2020 has been proposed and the MCMUA is waiting for response from Washington Township as of the writing of this report. At the request of the Township, this is a one-year agreement for roll-off service for transporting and marketing recyclables from their municipal recycling depot. The MCMUA provides four 30-cubic yard roll-off containers for single-stream materials, and one 30-cubic yard roll-off for rigid plastics. The charge is proposed to be \$153.00 per container pull and the town is responsible for 100% of the revenue earned or cost incurred from the sale of recyclable materials. If the Township agrees to these terms in time for the June 11 board meeting then a resolution will be presented to the board for its consideration authorizing execution of an agreement.

On 5/23/19, staff met with Mitchell Stern, Borough Manager, of Mountain Lakes Borough, to discuss and finalize the proposal for residential curbside recycling collection of single-stream recyclables every-other Friday. Also included in the proposal is service to collect recyclables from the municipal recycling depot; to provide three barn-roof roll-off containers for the depot, and to provide four, 8 cubic-yard dumpsters, one at each of the four schools. The cost proposal for a 5-year contract would start at \$130,000, for the first year, and increase by 2% each year. Staff explained revenue/cost model contained in the proposal and the current high price of processing recyclables. Mr. Stern said that there may be some backlash against recycling collection from curbside, currently they receive backdoor recycling collection by their current provider Roselle. In addition, he stated that they may not be able to enter into an agreement with the MCMUA until 2021. He will present our proposal to his committee and will keep us apprised of the situation.

Lease Renewal of Armory (479 West Clinton Street, Dover, NJ 07801) - The NJ National Guard which is scheduled to renew in July with a resolution to be considered by the MUA Board for consideration at the June meeting authorizing a one-year renewal of this lease. The MUA curbside department is based at this location which is well suited for parking compactor trucks, roll-off containers, dumpsters, etc. The annual lease cost is proposed to go up to \$85,021.64 for the 12-month period which is 4% more than the \$81,725.00 currently being paid annually.

Boat Shrink Wrap (BSW) Collection Program: The boat shrink-wrap collection program is underway and will continue through June 16, at Lee's County Park Marina. Residents and marinas take advantage of this opportunity. A total of 8.81 tons of boat shrink wrap was collected during the month of May and 6.14 tons of boat shrink wrap was collected in April. The boat shrink wrap will be baled at ReCommunity/Republic Services prior to recycling

Recycling Inspections and Education

On May 7 and 8, staff attended the first Regional Recycling Impact Workshop hosted by NERC (Northeast Recycling Council) and The Recycling Partnership in Amherst, MA. Staff was selected as a recipient of free travel, accommodation and registration.

- Workshop topics included: Reducing Contamination - Cleaning up the residential recycling stream; Tools for Education and Outreach; Implementing a Contamination Campaign; Communities working together to Clean Up the Stream; and Applied Systems Change.
- Representatives from New England MRFs spoke about the need for quality improvement of materials and China's National Sword. Materials/packaging/weights are very different from what they were in 1996. Tangles, wet loads and snow covered materials are a problem at the MRFs. New technologies are producing "anti-wrap" screens. MRFs have to share costs (risks and rewards) with their customers or MRFs could go out of business. Audits are key to communication. Note: Boston pays more for recycling than for trash disposal.
- An ISRI representative spoke about bale specs and contamination. They set the guidelines for MRFs and list what is acceptable and 'not preferred'. Manufacturers need to take responsibility for packaging.
- The Recycling Partnership has tools for curbside inspections, MRF surveys, recycling campaigns, anti-contamination recycling kits, etc.

May 7, staff made arrangements for Municipal Recycling Coordinators (MRCs) to attend a tour of ReCommunity/Republic in Mine Hill, which is a Class A recycling facility in order to meet a new requirement set-forth by NJDEP. Monthly tours are being coordinated by staff in order to make it convenient for MRCs.

May 13, one recycling program was sponsored in May, at the Sussex Avenue School in Morris Township, through the education portion of the Recycling Enhancement Act Grant (REA grant). Bill Kerwood, the presenter, designed a magical, fun, and interactive recycling program to teach the students about recycling right! Several other programs are scheduled for June.

May 23, staff provided educational programs at the Green Day, for students from the Rockaway Valley School in Boonton Twp. The rotating schedule allowed nearly 400 students to learn about acceptable recyclables and unacceptable materials. Students did a great job in identifying those items that are NOT acceptable in the recycling stream!

May 30, staff provided recycling and litter abatement education to all eighth-grade students at the Mount Arlington Public School in Mount Arlington. The students had great questions and comments. They were very interested about loads of recyclables that are taken to ReCommunity/Republic Services, and exactly what unacceptable items make their way to this facility. They were shocked to hear about the contaminants present at the facility and the confusion about what exactly is acceptable in the curbside recycling stream!

Recycling Customer Support & Curbside Support

In an effort to provide better customer service and prompt open communication with the municipalities in the MCMUA curbside recycling collection program, staff has started to regularly visit on the day of recycling collection.

On 5/14/19, staff visited Netcong's Town Hall to see if there were any comments or questions about that day's curbside collection. Staff met with Tom Mendel, MRC, and discussed ways to get our educational material out to the town's residents. Staff suggested mailing out single-stream flyers with utility bills, having single-stream information and decals at Town Hall, updating information on their website, and using their digital sign. Staff emailed acceptable and unacceptable flyers to Tom and Ralph Blakeslee, Town Administrator. On 5/21/19, staff

dropped off 1,100 flyers which will be mailed out this month with utility bills. In addition, Fred Wilson conducted unannounced safety inspections of the curbside crew.

On 5/21/19, staff met with Joe Signorelli, Superintendent Department of Public Works, Morris Plains. He was provided with decals, single-stream educational flyers, and HHW event flyers. Staff asked if he had any concerns about the day's curbside collection. He said they have not heard any complaints. He thanked staff for our information because they get questions from residents. Fred Wilson also conducted unannounced safety inspections of the curbside crew. On 5/21/19, staff checked in with Allen Apgar, Hanover's Public Works Operation Manager. Staff wanted to see if Allen or Marko Bura had any comments or questions about curbside service that day. Staff left him with educational flyers, decals and HHW material. Fred Wilson also conducted unannounced safety inspections of the curbside crew.

On 5/29/19, staff visited the East Hanover recycling depot and spoke with Ron Matusiak. He said that the compactor was working fine but he thought it should be serviced in the near future. Staff emailed MCMUA mechanic, Mike Schaefer and asked him to check to see when it was last serviced. Staff met with Sandy Leva who works with Joelle Serritella in the Department of Public Works office. Staff provided her with decals, single-stream flyers, along with compost and HHW flyers. Staff answered her questions about unacceptable materials and e-waste. Fred Wilson also conducted unannounced safety inspections and bottled water was distributed to the crew on this hot day.

During the month of May, staff spoke with MCMUA curbside crew members who were working in Netcong, Morris Plains, Hanover and East Hanover. They were asked about contamination and/or other problems that were present during curbside collection of recyclables. Some of the issues were: no decals to properly identify containers, plastic bags, food waste, grass/vegetative waste, e-waste, garbage, dog waste, Styrofoam, broken cans, no lids which let in rain and cause materials to blow out. This information will be discussed at the Municipal Recycling Coordinators meeting on June 6.

Moisture In the Recycling Mix: With the wet spring experienced in Morris County, Republic/ReCommunity Recycling Facility in Mine Hill is finding it very challenging to process and market very wet loads delivered to it from locations accepting recyclables in open-topped roll off containers. The MCMUA and its customers still need to address this issue and do the best we can to deliver dry loads of material to Republic/ReCommunity. While some previous lidding and compactor options have helped at some locations to keep material dry and acceptable, there are still other municipal depots that let recyclables sit in the rain, rendering them unacceptable at times. MCMUA will continue to develop and implement workable options for each of its depots it services in order to keep material dry and recyclable.

Clean Communities

Educational Programs: The MCMUA funded eleven educational programs in May at the Lake Hopatcong Block Party in Landing, Roxbury Township, and ten schools, in Pequannock Township, Chatham Borough, Chatham Township, Florham Park Borough, Wharton Borough, Mount Arlington Borough, and Washington Township.

Road Clean-ups: The MCMUA hired Adopt-a-Highway Litter Removal Service of America to perform five cleanups in May. The first on May 8, on Boonton Avenue in Montville Township and Kinnelon Borough. The second on May 9, on Sussex Avenue in Morris Township and Sussex Turnpike in Randolph Township. The third on May 15, on West Dewey Avenue and Berkshire Valley Road, in Wharton Borough and Roxbury Township. The fourth on May 21, was on Gold Mine Road, Link Road, and Flanders Road, in Mount Olive Township. The fifth on May 31, was on Sussex Turnpike in Randolph Township. The cleanups totaled 25.6 linear miles cleaned. There were 158 bags of trash and 82 bags of recyclables collected from the five cleanups, plus other objects such as a computer monitor, a television, cans of paint, and car parts!

Keep Morris County Litter Free, Grants for Public Schools: The "Keep Morris County Litter Free" grant program for school litter cleanups began last month. Twelve schools, out of the 20 schools that registered, have completed cleanups and submitted the required documentation. Each of these schools will receive a \$500.00 grant that must be used to purchase indoor recycling containers or outside recycling or trash containers for the schools.

May 15, staff attended the Clean Communities Best Practices committee meeting to discuss the agenda and arrangements for the Clean Communities fall workshop. The event will take place on October 23 at the Galloping Hill Golf Course in Kenilworth. The focus will be on plastic bag, single-use plastics and balloon bans. Guest speakers and exhibits were also discussed.

May 28, AmeriCorps Watershed Ambassador, Daniel Correa, and staff conducted a litter cleanup of a portion of the MCMUA wellfield property (at Righter Road, Randolph), the Lamington River and the trail. Daniel removed pieces of metal fence, cinder blocks and other objects from the riverbank. Three bags of litter were removed from the trail and along Righter Road. A huge truck tire that was partially visible was removed by MCMUA staff members, who dug down to the base of tire and cut the root growing through the tire in order to free the tire from the wooded area. Staff also began invasive plant removal. Although it rained, the event was successful and staff is extremely excited to continue working in this area as they plan future projects!

2019 Clean Communities Conference

May 22, staff attended and worked at the 2019 Clean Communities Kids/Teens Day at the Arm and Hammer Stadium in Trenton. Approximately 700 students, from around the State, attended the event, enjoyed exhibits and participated in activities at this event. Staff assisted with a variety of tasks and directed students to recycling receptacles prompting them to properly dispose of their waste!

May 23, staff attended the 2019 Clean Communities seminar at the Boathouse at Mercer Lake. Students from the Morris County Academy for Environmental Science (Morris County School of Technology) provided a presentation about the Lake Hopatcong cleanup during the drawdown of the lake in 2018. The students conducted several research projects with regard to the litter and data collected from the massive cleanup. The students found the need for additional recycling and trash receptacles at restaurants, signage to prompt people to properly dispose of their waste, and the need for receptacles for discarded fishing line. Signage will also serve to better educate the public about the effects of litter.

May 23, staff attended the 2019 Clean Communities Awards Dinner in Princeton. Staff nominated the Morris County Academy for Environmental Science (MCAES) for an education award. Dr. Nancy Fitzgerald, director of the MCAES accepted the award on behalf of the academy! Ms. Shari Castelli, Assistant Superintendent, was also in attendance!

Miscellaneous Presentations/Meetings/Conference Calls/Correspondence

May 16, Liz Sweedy met with Melissa Sevola, Structured Learning Coordinator, from the Morris County School of Technology to discuss the internship of Morgan Brown. Melissa reviewed safety requirements, beginning and end dates of internship, and program goals. A meeting with Morgan Brown will take place in June to discuss projects plans and timelines.

ATTORNEY REPORT:

Mr. Carney mentioned that he had no report. This portion of the meeting was closed.

PUBLIC PORTION:

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

OLD BUSINESS:

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

NEW BUSINESS:

Mr. Gindoff mentioned to the Board that every year the lease for the Dover Armory, where our Curbside operations has their office and vehicles, gets renewed. The following resolution is for authorization to renew the lease for another year and asked for the Board's approval of same:

RESOLUTION NO. 19-50
RESOLUTION AUTHORIZING RENEWAL OF USE AGREEMENT
WITH DEPARTMENT OF MILITARY AND VETERAN AFFAIRS

WHEREAS, the Morris County Municipal Utilities Authority ("MCMUA") entered into a Use Agreement with the Department of Military and Veteran Affairs ("Department") for the lease of the motor services building and parking area at the Dover Armory; and

WHEREAS, the MCMUA desires to renew the Use Agreement for one year; and

WHEREAS, the MCMUA Treasurer has certified that funds are available in line item 8-01-3-600-626-612.

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

1. The Executive Director of the MCMUA is authorized and directed to renew the Use Agreement with the Department for the lease of the motor services building and parking area at the Dover Armory for an additional one year.
2. A copy of the Resolution shall be submitted to the MCMUA Treasurer.
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 June 11, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Druetzler made a Motion to authorize the renewal of the Use Agreement with Department of Military and Veteran Affairs and Mr. Platt seconded the Motion.

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

Mr. Gindoff advised the Board that at last month's meeting, we adopted a resolution to purchase two (2) wheel loaders. He explained that the proposal that we received for the purchase of these loaders was incorrect due to a clerical error, therefore, in order to be able to purchase these loaders, we have to adopt an amended resolution stating the correct amount. Mr. Gindoff asked for the Board's approval of the following resolution:

RESOLUTION NO. 19-51
AMENDED RESOLUTION OF THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY TO
REPLACE RESOLUTION NO. 19-44 AND RE-AUTHORIZE THE PURCHASE OF (2) WHEEL
LOADERS THROUGH THE SOURCEWELL COOPERATIVE PRICING SYSTEM #081716NVS
PURCHASING CONTRACT FOR 2019

WHEREAS, the Morris County Municipal Utilities Authority 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. SourceWell 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 Wheel Loaders; and

WHEREAS, through the SourceWell Cooperative Purchasing Program, two (2) Wheel Loaders are available through Volvo Construction Equipment North America LLC., in the total amount of \$512,822.00. The purchase would be made through the Volvo Authorized Dealer, Hoffman Equipment Company; 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, a cost savings analysis was done by the MCMUA QPA and it was determined that the MCMUA would save \$6,121.62 by obtaining the vehicles from the SourceWell Cooperative Purchasing Program; and

WHEREAS, on April 12, 2019, the Morris County Municipal Utilities Authority publicly advertised a Notice of Intent to Award a Contract for the purchase of two (2) Wheel Loaders through the SourceWell Cooperative Purchasing Program under a National Cooperative Purchasing Agreement. The associated public comment period ended on April 23, 2019 and no comments were received; and

WHEREAS, in lieu of a separate certification of funds, the maximum dollar value of this contract is \$512,822.00 as per N.J.A.C. 5:30-5.4(a)3; and

WHEREAS, the funding for this purchase shall come from account #01-4-300-800-152; and

WHEREAS, on May 7, 2019 within Resolution No. 19-44, the Morris County Municipal Utilities Board previously authorized this same acquisition of two (2) Wheel Loaders for a total cost of \$469,482.00 from Hoffman Equipment Company via the Sourcewell National Co-Op, and at the savings amount noted to be \$49,461.62; and

WHEREAS, neither the total dollar amount of \$469,482.00 nor stated cost savings amount of \$49,461.62 noted in Resolution No. 19-44 is accurate due to clerical error; and

WHEREAS, the MCMUA hereby desires to adopt this Amended Resolution to reflect the accurate total for both Wheel Loaders to be \$512,822.00 and the total cost savings to be \$6,121.62.

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

1. Morris County Municipal Utilities Authority hereby authorizes the award of a contract through the SourceWell Cooperative Purchasing Program for the

purchase of two (2) Wheel Loaders in the amount of \$512,822.00, and for a total cost savings of \$6,121.62.

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 meeting held on Tuesday, June 11, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Barry made a Motion to adopt Resolution No. 19-51
and Mr. Druetzler seconded the Motion.

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

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

There being no further business, Chairman Hudzik asked for a Motion to adjourn the meeting at 8:08 p.m.

MOTION: Mr. Platt made a Motion to adjourn the meeting at 8:08 p.m.,
seconded by Mr. Barry and carried unanimously.

Marilyn Regner
Secretary

/mr