

MINUTES OF REGULAR MEETING

JULY 9, 2019

The Regular Meeting of the Morris County Municipal Utilities Authority was held on July 9, 2019 at 7:05 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: Mr. Christopher Dour, Mr. Frank Druetzler, Mr. Fletcher Platt, Mr. Gene Feyl and Mr. William Hudzik.

Mr. James Barry entered the meeting at 7:33 p.m.

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

Also present were Larry Gindoff, Executive Director; Michael McAloon, P.E., and Andrew Holt, P.E., MCMUA Consulting Engineer; Larry Kaletcher, Treasurer; Marilyn Regner, Secretary; Diane Alexander, Esq., Maraziti Falcon LLP; James Deacon, Solid Waste Coordinator; Liz Sweedy, District Recycling Coordinator and John Krickus, Freeholder-liaison.

Chairman Hudzik asked for the Board's approval of the Minutes of the Regular Meeting dated June 11, 2019.

MOTION: Mr. Druetzler made a Motion to approve the Minutes of the Regular Meeting of June 11, 2019 and Mr. Platt seconded the Motion.

ROLL CALL: AYES: 4 NAYES: NONE ABSTENTIONS: Mr. Dour

TREASURER'S REPORT:

Mr. Kaletcher presented the Treasurer's Report for the Solid Waste Operating and Water Operating for the month of June 2019. Also included are the Comparative Balance Reports for year-to-date June 2019 for both the Solid Waste and Water Divisions. The investment report shows no new investments for the month of June 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. Dour made a Motion to accept the Treasurer's Report and Mr. Platt seconded the Motion.

ROLL CALL: AYES: 5 NAYES: NONE ABSTENTIONS: NONE

Mr. Kaletcher mentioned that in the month of June 2019, we received the 2019 Clean Communities Grant in the amount of \$101,198.64. Resolution No. 19-52 is a budget amendment recognizing the Grant into the 2019 MCMUA budget. Mr. Kaletcher asked for the Board's approval of the following Resolution:

RESOLUTION NO. 19-52
RESOLUTION TO AMEND THE SOLID WASTE DIVISION 2019 FISCAL BUDGET
FOR THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY PURSUANT TO
N.J.A.C. 5:31-2.8

2019 CLEAN COMMUNITIES GRANT

WHEREAS, the Morris County M.U.A. on July 9, 2019 is amending the Solid Waste Division budget to include the 2019 Clean Communities Grant in the amount of \$101,198.64, and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Morris County M.U.A. hereby request the Director of Local Government Services to approve the amendment to the 2019 budget as follows:

Increase Amended Revenue:

| | |
|------------------------------|--------------|
| 2019 Clean Communities Grant | \$101,198.64 |
|------------------------------|--------------|

Increase Amended Appropriations:

| | |
|------------------------------|--------------|
| 2019 Clean Communities Grant | \$101,198.64 |
|------------------------------|--------------|

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on Tuesday, July 9, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Platt made a Motion to amend the Solid Waste Division 2019 Fiscal Budget – 2019 Clean Communities Grant and Mr. Druetzler seconded the Motion.

ROLL CALL: AYES: 5 NAYES: NONE ABSTENTIONS: NONE

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

BILL RESOLUTION NO. 19-53

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. 19-53 containing 7 pages for a total of \$3,116,056.34 dated and made a part hereof by reference.

SUMMARY

CHECK NUMBERS

| | | | |
|-----------------------|-------------|----|---------------------|
| WATER OPERATING FUNDS | 4673-4708 | \$ | 239,402.07 |
| SOLID WASTE OPERATING | 10100-10196 | \$ | <u>2,876,654.27</u> |
| | | \$ | 3,116,056.34 |

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: July 9, 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: July 9, 2019.

DATE: July 9, 2019

Larry Kaletcher, Treasurer

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

ROLL CALL: AYES: 5 NAYES: NONE ABSTENTIONS: NONE

CORRESPONDENCE:

Mr. Gindoff mentioned that the Correspondence report that was sent out with the packet. He mentioned that there are several additional pieces of correspondence in this evening's packet and one of which was the Recycling Market Charts that Fletcher Platt requested last month.

Mr. Feyl asked, with regard to the correspondence from the Freeholders regarding the Ash Borer, will it have any effect on the MUA, as far of disposing of material, buying material or selling material? Mr. Gindoff replied that the only impact it will have is, it will continue the glut of wood products on the market, making it difficult to continue to market mulch products, but we are not a part of that contract. It is not coming to our facility. It is being directly handled by that contractor and whatever facility they have.

Mr. Platt mentioned, with regard to Item Nos. 1 and 2 of the correspondence, we discussed them in the Water Committee meeting earlier. We think the contract with Jersey City has some value to us; potentially to other municipalities in Morris County, so we have suggested that we meet with municipalities and also with Jersey City to work out an agreement to preserve our rights as they agreed to six or seven years ago and we are not giving that up.

Regarding continuation of additional correspondence in tonight's packet, Mr. Gindoff mentioned the following: (1) Letter dated July 1, 2019 to Susan Buckley, Comptroller, New Jersey Water Supply Authority, from Robert H. Beinfield, Esq., Hawkins, Delafield & Wood LLP regarding requirement to file a notice if the Authority had public debt after February 27, 2019. Mr. Gindoff informed the Board that it did not apply to the Authority.; (2) Letter dated July 2, 2019 to Larry Gindoff from Diana Villanueva, Project Management Specialist 1, Division of Project Management, Team D, NJDOT regarding Utility Engineering and Construction Agreement for Route 10 Hillside Avenue to Mt. Pleasant Turnpike. Mr. Gindoff will be reviewing this Agreement with Suburban and by next month, we anticipate having a resolution authorizing us to execute this Agreement with DOT to reimburse us for whatever expenses we have in making sure our

infrastructure is taken care of while they are doing the work over there.; (3) Letter dated July 7, 2019 from Nicholas Chin, Troop 228, Boy Scouts of America to Morris County M.U.A. thanking the MUA for the donation of 10 cubic yards of mulch towards his Eagle Scout Project.; and (4) South Jersey Times Editorial dated July 2, 2019 entitled “With recycling we should just go with the flow”.

Water

Letter dated June 13, 2019 to Christopher H. Falcon, Esq., Maraziti Falcon, LLP, from Francis J. Borin, Esq., DeCotiis, Fitzpatrick, Cole & Giblin, LLP, regarding termination of Bulk Water Purchase Agreement between Jersey City M.U.A. and the Morris County M.U.A.

Letter dated July 2, 2019 to Francis J. Borin, Esq., DeCotiis, Fitzpatrick, Cole & Giblin LLP, from Brent Carney, Esq., Maraziti Falcon, LLP, regarding bulk water purchase agreement with Jersey City M.U.A.

Letter dated June 24, 2019 to Larry Gindoff, Executive Director, MCMUA, from Felicia Fieo, Section Chief, Bureau of Safe Drinking Water, NJDEP, regarding Asbestos Monitoring Waiver For The Nine-Year Compliance Cycle 2020-2028.

Solid Waste

Letter dated June 20, 2019 to Xavier Pimenta, Vice President, KDS Aggregates, LLC, from Karen Kloo, Chief, Bureau of Recycling & Hazardous Waste Management, NJDEP, regarding Initial General Approval of Class B Recycling Center of KDS Aggregates, LLC.

County of Morris Press Release dated June, 2019 entitled “County Awards Contract For Ash Tree Removal Along County Roads To Deal With Infestation Of Tree-Killing Insect”.

Recycling

1. Historic Recycling Marketing Charts.

CORRESPONDENCE

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Letter dated June 24, 2019 to Larry Gindoff, Executive Director, MCMUA, from Felicia Fieo, Section Chief, Bureau of Safe Drinking Water, NJDEP, regarding Asbestos Monitoring Waiver For The Nine-Year Compliance Cycle 2020-2028.

Letter dated July 2, 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 June 2019.

Solid Waste

Letter dated June 20, 2019 to Xavier Pimenta, Vice President, KDS Aggregates, LLC, from Karen Kloo, Chief, Bureau of Recycling & Hazardous Waste Management, NJDEP, regarding Initial General Approval of Class B Recycling Center of KDS Aggregates, LLC.

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Recycling

1. Historic Recycling Marketing Charts.

ADMINISTRATIVE REPORT:

Mr. Gindoff mentioned that in his Administrative Report, he briefed everyone on three Cooperative Purchasing resolutions that are being presented before the Board tonight. The first resolution is providing us authorization to use currently existing State contracts for Lowes, Home Depot, Grainger and Munibids, which has taken over for gov.deals for doing auctions. Mr. Gindoff asked for the Board’s approval of the following Resolution:

**RESOLUTION NO. 19-54
RESOLUTION OF THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY
AUTHORIZING THE USE OF A STATE
PURCHASING CONTRACT FOR 2019**

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

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

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

| Vendor | State Contract # | 2019 Budgeted Amount |
|------------|-------------------------------|----------------------|
| Lowes | 18-FLEET-00235 | \$10,000.00 |
| Home Depot | 18-FLEET-00234 | \$8,000.00 |
| Grainger | 19-FLEET-00677/19-FLEET-00566 | \$15,000.00 |
| Municibid | 19-GNSV1-00696 | \$5,000.00 |

NOW, THEREFORE, BE IT RESOLVED, that the MCMUA authorizes the Qualified Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

BE IT FURTHER 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 **July 9, 2019 to December 31, 2019**.

This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on Tuesday, July 9, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Dour made a Motion to adopt the Resolution Of The Morris County M.U.A. Authorizing The Use Of A State Purchasing Contract For 2019 and Mr. Platt seconded the Motion.

ROLL CALL: AYES: 5 NAYES: NONE ABSTENTIONS: NONE

The second Resolution is to authorize the MCMUA to enter into the New Jersey Cooperative Purchasing Alliance Cooperative Pricing Agreement in the County of Bergen. Mr. Gindoff mentioned that we are looking to purchase security cameras for the transfer stations and if we select the system being used by the County Health Department, it is available through the Bergen County Co-op.

Mr. Dour asked if we do this, could this be something the Morris County Sheriff's Department or whatever towns the transfer stations are in, access and would it be compatible? Mr. Gindoff replied, he thinks so. We looked at one used by the County Health Department and one used by the County Sheriff's Department. Mr. Deacon commented that they would have to give access, basically it is computer-based. Mr. Gindoff believes it is just computer access and would not be a problem from a computer standpoint and depends on whether IT allows that, he doesn't know.

Mr. Druetzler asked if there are any charges to join these Co-ops and Mr. Gindoff replied "no". He believes they make their money by charging the vendors.

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

**RESOLUTION NO. 19-55
RESOLUTION AUTHORIZING THE MORRIS COUNTY MUNICIPAL UTILITIES
AUTHORITY TO ENTER INTO THE NEW JERSEY COOPERATIVE PURCHASING
ALLIANCE COOPERATIVE PRICING AGREEMENT**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the County of Bergen, hereinafter referred to as the "Lead Agency" has established a Cooperative Pricing System and has offered voluntary participation in the New Jersey Cooperative Purchasing Alliance #CK04, for the purchase of goods and services; and

WHEREAS, as the Lead Agency, the County of Bergen will be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey; and

WHEREAS, membership in the New Jersey Cooperative Purchasing Alliance #CK04, for the purchase of goods and services is available to government agencies at no cost, liability or obligation to the member; and

WHEREAS, the MCMUA is desirous of participating in the New Jersey Cooperative Purchasing Alliance #CK04; and

WHEREAS, the governing body of the Morris County Municipal Utilities Authority has determined that participation in the New Jersey Cooperative Purchasing Alliance will make the procurement process efficient and provide a cost savings to the MCMUA; and

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Morris County Municipal Utilities Authority, County of Morris, State of New Jersey, that pursuant to the provisions of N.J.S.A. 40A:11-11(5), the MCMUA is hereby authorized to participate in the New Jersey Cooperative Purchasing Alliance and that the Qualified Purchasing Agent is hereby authorized to enter into the Agreement attached hereto as Exhibit A, with the Lead Agency, Bergen County.

This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on Tuesday, July 9, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Dour made a Motion to adopt the Resolution Authorizing The Morris County M.U.A. To Enter Into The New Jersey Cooperative Purchasing Alliance Cooperative Pricing Agreement and Mr. Platt seconded the Motion.

ROLL CALL: AYES: 5 NAYES: NONE ABSTENTIONS: NONE

The third Resolution is to authorize the MCMUA to enter into the Somerset County Cooperative Pricing Agreement. Mr. Gindoff mentioned that they have W. B. Mason on this Co-op, which we currently use through the State Contract, and it has a little more flexibility and some cheaper prices. Mr. Gindoff asked for the Board's approval of the following Resolution:

RESOLUTION NO. 19-56
RESOLUTION AUTHORIZING THE MORRIS COUNTY MUNICIPAL UTILITIES
AUTHORITY TO ENTER INTO THE SOMERSET COUNTY COOPERATIVE
PRICING SYSTEM

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the County of Somerset, hereinafter referred to as the "Lead Agency" has established a Cooperative Pricing System and has offered voluntary participation in the Somerset County Cooperative Pricing System, #2SOCCP, for the purchase of goods and services; and

WHEREAS, as the Lead Agency, the County of Somerset will be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey; and

WHEREAS, membership in the Somerset County Cooperative Pricing System, #2SOCCP, for the purchase of goods and services is available to government agencies at no cost, liability or obligation to the member; and

WHEREAS, the MCMUA is desirous of participating in the Somerset County Cooperative Pricing System #2SOCCP; and

WHEREAS, the governing body of the Morris County Municipal Utilities Authority has determined that participation in the Somerset County Cooperative Pricing System will make the procurement process efficient and provide a cost savings to the MCMUA; and

WHEREAS, such membership shall be for the period ending December 31, 2023 and each renewal thereafter of the system, unless the governing body of the Morris County Municipal Utilities Authority elects to formally withdraw from the system.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Morris County Municipal Utilities Authority, County of Morris, State of New Jersey, that pursuant to the provisions of N.J.S.A. 40A:11-11(5), the MCMUA is hereby authorized to participate in Somerset County Cooperative Pricing System and that the Qualified Purchasing Agent is hereby authorized to enter into the Agreement attached hereto as Exhibit A, with the Lead Agency, Somerset County.

This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the Regular Meeting held on Tuesday, July 9, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Dour made a Motion to adopt the Resolution Authorizing The Morris County M.U.A. To Enter Into The Somerset County Cooperative Pricing System and Mr. Druetzler seconded the Motion.

ROLL CALL: AYES: 5 NAYES: NONE ABSTENTIONS: NONE

ENGINEER'S REPORT:

Mr. McAloon reported the following: (1) Through June 2019, the MCMUA sold approximately 707 MG of water. While this is below where we were in 2017 and 2018, respectively, we are still on pace for 1.5 MG, which is our basis for the budget.; (2) We have completed the on-line permit renewals for MCMUA's emergency generators. This is through NJDEP Bureau of Stationary Sources for Emergency Generator Burning Distillate Fuels. These are required every five (5) years and our next renewal will be in 2024.; (3) We presented and discussed the MCMUA Customer Future Demand Tables that were presented as part of the Engineer's Report with the Water Committee. This a summary of our efforts in meeting with current customers and receiving tabulated future demand projections based on projects currently on their list for increased water demand, as well as some future build-out scenarios. Through discussions with the Water Committee, we are going to further refine our report and add details as applicable, including prioritization. He mentioned that currently we do not have any available allocation to meet the needs of these current anticipated projects or future demand projects.; (4) Markewicz Pump Station Electrical Upgrades Progress Meeting No. 1 was held last week. The Contractor indicated that he had some longer lead items that were received approval for release. The biggest items that he has are the pumps and the emergency standby generator.

Chairman Hudzik asked do they still intend to do their 365 day commitment, even though they have a long lead time? Mr. McAloon replied that the fabrication and delivery of those pumps puts that into mid-February and the project completion date is April 25. It is a very tight timeframe from receiving of the pumps to contract completion. Due to the provisions of the contract where we require a certain number of pumps to maintain service and a detailed sequence of removal, installation and testing. As of right now, the Contractor has indicated achieving completion within the specified contract. It may not be possible and he was directed to submit, if he feels entitled to a time extension, to follow the necessary provisions of the contract and submit it within a certain duration of discovering these conditions and for review and approval by Mott McDonald and the MCMUA. Mr. Platt mentioned that this was discussed at the Water Committee meeting and in his opinion, it is pretty early in the contract to be asking for a time extension and suggests that we do not act on it overly quickly. See if we can pressure the Contractor to speed things up and comply as closely as possible with the schedule. Mr. McAloon mentioned that part of the outcome of the Progress Meeting was that the Contractor has to update his schedule, so that we can see the critical path and determine what potential impacts it has and make a decision then. The Contractor had indicated mobilization on July 15, though it is believed, it is pushed out another week. He mentioned that more time has elapsed than work has been completed. It has mostly been submittal review and bonds, insurance and schedule preparation. We are behind schedule and hopefully we can recover these days and not have a detriment to the overall project. A list of submittals have been included that have been reviewed and returned to the Contractor, so this is a majority of the submittals that are anticipated for the project. Through submittal review process, it was evaluated and determined the emergency generator was not specified with a needed day tank. Through submittal review process, Mott McDonald requested the Contractor to provide proposed Change Order No. 1 to furnish the generator with a day tank. As part of the design, it was anticipated, the stand alone tank on site could be used as the single fuel storage source for the project. It was identified the lag in fuel delivery was prohibitive to positive running conditions. Therefore, Mott MacDonald has reviewed and recommended processing of Change Order No. 1 for the amount of \$32,156.00.

Mr. Platt mentioned that we discussed this at the Water Committee meeting and Mr. Druetzler expressed disappointment that this was missed and he agrees with that. We asked the question if we do not act on this tonight, might it delay the purchase of the generator and the answer was "yes it might", so the Water Committee recommends that we approve this Change Order tonight.

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

RESOLUTION NO. 19-57
RESOLUTION AUTHORIZING CHANGE ORDER NO. 1
TO CONTRACT NO. 7R-18
Markewicz Pump Station Electrical/Pumping System Upgrades Project

WHEREAS, the Morris County Municipal Utilities Authority (“MCMUA”) and Cypreco Industries, Inc., P.O. Box 822, 1420 9th Avenue, Neptune, NJ 07753 (“CII”) entered into an agreement on April 3, 2019 perform electrical/pumping system upgrades at the MCMUA’s Markewicz Pump Station; and

WHEREAS, during the review of the generator submittal from CII, it became apparent that the existing fuel system connection would require a day tank which was not included in the original Contract Documents; and

WHEREAS, Mott MacDonald, LLC (“MM”) evaluated the extra work proposed by CII to provide the required day tank for the generator in the amount of \$32,156.00; and

WHEREAS, in a letter dated July 5, 2019, attached as Exhibit “A”, it is recommended by MM, that the cost of day tank with installation be approved and CII be directed to install the generator’s day tank while not providing any extension to the duration of the Contract; and

WHEREAS, the MCMUA Treasurer has certified that sufficient funds are available in the Capital Improvement Fund, account number 02-06-300-800-015; and

WHEREAS, the MCMUA is satisfied that the proposed Change Order is justified, meets the requirements of N.J.S.A. 5:34-4.2 and N.J.A.C. 5:30-11; and

WHEREAS, CII agrees that the price set forth in this Change Order and the time extension granted herein is full compensation for the work required to be performed pursuant to this Change Order and CII, its officers, employees, successors and assigns, hereby releases the Morris County Municipal Utilities Authority, its members, officers, employees, and consultants of any and all claims, including, but not limited to disruption, delay, loss of productivity, idle and standby time for persons and equipment, home office overhead, extended or disrupted performance, additional mobilizations, remobilizations, indirect or impact claims, loss of profit, together with any other damages, that relate in any way to the work described herein.

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

1. The Executive Director is authorized and directed to execute Change Order No. 1 with Cypreco Industries, Inc., P.O. Box 822, 1420 9th Avenue, Neptune, NJ 07753 to amend the scope of work and change the contract price and contract time in accordance with Change Order No. 1, attached as Exhibit “B”,
2. The Executive Director is authorized to execute Change Order No. 1 with CII in a form reviewed and acceptable to MCMUA Attorneys.
3. Notice of this Resolution shall be published in accordance with the requirements of N.J.A.C. 5:30-11.
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 July 9, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

By: _____
Marilyn Regner, Secretary

MOTION: Mr. Druetzler made a Motion to authorize Change Order No. 1 to Contract No. 7R-18 in the amount of \$32,156.00 and Mr. Platt seconded the Motion.

ROLL CALL: AYES: 5 NAYES: NONE ABSTENTIONS: NONE

Progress Meeting No. 2 will be held on Wednesday, July 31, at 9 a.m. at the Markewicz Pump Station for any Board member that would like to attend.

(Mr. Barry entered the meeting at 7:33 p.m.)

(5) A regular conference call was held with representatives of N.J. American on Wednesday, June 12. They provided preliminary terms for the revised MCMUA to N.J. American Water Supply Agreement. We discussed this with the Water Committee and being that it is contract negotiations, we will not discuss this at this time. We have a game plan and we will be discussing on our next conference call scheduled for Wednesday, July 17, at 2 p.m.

(6) We had an additional conference call with Southeast Morris County M.U.A. to discuss the water supply transfer at the East Hanover pit to gain a better understanding when Southeast relies on MCMUA to provide water at that location and we discussed the need to have a more consistent demand pull on that to maintain water quality. Southeast Morris County M.U.A. was going to evaluate system operations, try out a few things to have a more consistent demand at that location and we have a follow-up meeting on July 16 at 2 p.m.

(7) We performed our Mt. Arlington Tank inspection and prepared a draft copy of the Mt. Arlington Tank Inspection Report as part of the Board's packets. In discussing with the Water Committee, we reviewed the overall project, confirmed funding available for this capital improvement project. We are going to furnish a schedule for construction, design and all the critical milestones, as well as an updated cost estimate, including any modifications to the water distribution system needed to take the tank out-of-service, as well as a proposal for engineering efforts. In discussions, we anticipate this is going to be a Fall of 2020 construction project, in order to ensure that we receive competitive bidding, we would be looking to potentially bid this out in early Spring of that year.

Chairman Hudzik asked about the foliage around the tank, will that be included in the estimate? Mr. McAloon replied that through discussions with the Water Committee, Tony Milonas was going to reach out to Shade Tree to see if they could eliminate the branches. Chairman Hudzik asked about improving the fence. Mr. McAloon replied that to help the cost down, the Contractor is going to do the tank rehab and we will evaluate that as part of a separate contract as part of Tony's maintenance and upon completion, restore that to acceptable condition.

PROJECT STATUS

1. General System

- A. Through June 2019, MCMUA sold approximately 707 MG to date. This total volume of water sold to date is below the total sold for the same time period in 2017 (751 MG) and 2018 (745 MG). If MCMUA customer usage is consistent from previous years, the total 2019 diversion is anticipated to be 1,502.787 MG.

- B. 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 have been completed. This renewal is in accordance with NJDEP Bureau of Stationary Sources, GP-005A Emergency Generator(s) Burning Distillate Fuels. These permits require renewal every five (5) years with the next renewal occurring in 2024.

2. MCMUA Customer Future Demand

We have assembled the list of proposed future demand projects throughout the County as a result of individual meetings with our current water supply customers, as well as potential for future connections. We are prepared to discuss with the Water Committee in further detail specifics but have included the following summary tables. Table 1 represents the anticipated water demand expected in the near future. These projects are in the queue for construction in 2019 and 2020. Table 2 represents a maximum buildout and future opportunity scenarios, such as complete failure of water systems, failure of residential wells and other projects potentially on the horizon. The potential COAH housing requirements have not been incorporated into these tables.

| Table 1: MCMUA Anticipated Water Demand per Customer | | | |
|-------------------------------------------------------------|-----------------------------------------------------------------------|-------------------------------------------------------------------------|------------------------------------------------------------------------|
| Customer | Additional Peaked Daily Water Demand Requirements Needed [MGD] | Additional Peaked Monthly Water Demand Requirements Needed [MGM] | Additional Peaked Yearly Water Demand Requirements Needed [MGY] |
| Randolph | 0* | 0.740 | 0* |
| Mt. Arlington | 0.062 | 0.211 | 2.313 |
| Mine Hill | 0.083 | 4.012 | 33.004 |
| Wharton | 1.336 | 11.706 | 8.172 |
| Denville | 0* | 0* | 0* |
| Roxbury | 0.024 | 0.667 | 0* |
| Parsippany | 0.021 | 0.137 | 0* |
| Jefferson | 0* | 0.519 | 27.662 |
| NJAW | 0** | 0** | 0** |
| SMCMUA | 0** | 0** | 0** |
| Mountain Lakes | - | - | - |
| TOTAL | 1.536 | 17.992 | 71.151 |

* Only additional water demand over the existing water supply agreement is represented above. Zero additional demand is in place if the customer has not exceeded their current water supply agreement.

** Amounts have been omitted from the data at this time, due to ongoing discussion and proposed revisions to existing water supply agreements.

| Table 2: MCMUA Maximum Future Water Demand per Customer | | | |
|----------------------------------------------------------------|-----------------------------------------------------------------------|-------------------------------------------------------------------------|------------------------------------------------------------------------|
| Customer | Additional Peaked Daily Water Demand Requirements Needed [MGD] | Additional Peaked Monthly Water Demand Requirements Needed [MGM] | Additional Peaked Yearly Water Demand Requirements Needed [MGY] |
| Randolph | 2.665 | 42.125 | 111.532 |
| Mt. Arlington | 0.339 | 4.513 | 36.075 |
| Mine Hill | 0.495 | 10.392 | 83.082 |
| Wharton | 1.552 | 15.054 | 18.108 |
| Denville | 0.132 | 4.136 | 28.516 |
| Roxbury | 0.504 | 8.107 | 19.329 |
| Parsippany | 1.500 | 23.250 | 182.500 |
| Jefferson | 0.044 | 2.870 | 45.620 |
| NJAW | 0** | 0** | 0** |
| SMCMUA | 0** | 0** | 0** |
| Mountain Lakes | 1.500 | 23.250 | 182.500 |
| TOTAL | 8.731 | 133.697 | 707.262 |

* The water demand includes the future buildouts of each area including any additional project or associated water demand developments that are anticipated to occur in the long-term for the customer.

** Amounts have been omitted from the data at this time, due to ongoing discussion and proposed revisions to existing water supply agreements.

3. Markewicz Pump Station Electrical Upgrades Construction

Cypreco (Contractor) is continuing to prepare submittals on material and equipment. The Contractor provided a preliminary construction schedule on 6/3/2019. Upon review of this schedule there were several concerns due to the duration of specific items, the correct predecessors and successors, and identification of the necessary critical path items. Additionally, the specific testing sequence for the pumps and electrical components were not detailed. The schedule indicates mobilization and construction commencement in mid-July, which will allow for construction completion within the specified project duration. Through discussions with MM, it was indicated the Contractor is submitting equipment and materials which serves as the basis of design for this project. 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 | 5/17/2019 | Amend & Resubmit |

| | | | | |
|----|----------------------------------------|-----------|-----------|------------------------------------------|
| 9 | Plastic Siding | 5/1/2019 | 5/17/2019 | Amend & Resubmit |
| 10 | Division 23 | 5/1/2019 | 5/17/2019 | Make Corrections Noted, Amend & Resubmit |
| 11 | Acoustical Panel Ceiling | 5/1/2019 | 5/17/2019 | Amend & Resubmit |
| 12 | ATC Submittal | 5/1/2019 | | |
| 13 | Generator and ATS | 5/10/2019 | 5/24/2019 | Make Corrections Noted, Amend & Resubmit |
| 14 | Doors, Frames and Hardware | 5/17/2019 | 6/6/2019 | Amend & Resubmit |
| 15 | Interior Lighting | 5/24/2019 | 6/26/2019 | No Exceptions Taken |
| 16 | Exterior Lighting | 5/24/2019 | 6/26/2019 | No Exceptions Taken |
| 17 | Panelboards & Low Voltage Transformers | 5/31/2019 | 6/26/2019 | Amend & Resubmit |
| 18 | Preliminary Construction Schedule | 6/3/2019 | | |
| 19 | Split Case Pumps | 6/3/2019 | 6/21/2019 | Amend & Resubmit |
| 20 | Plumbing Fixtures | 6/11/2019 | 6/21/2019 | No Exceptions Taken |
| 21 | Sub Base Tank and PCO 1 | 6/11/2019 | | |
| 22 | Soft Start Motor Controllers | 6/24/2019 | 7/2/2019 | Make Corrections Noted |
| 23 | | | | |
| 24 | Switchboards | 6/28/2019 | 7/2/2019 | Make Corrections Noted |

Project Completion Summary

| | |
|-----------------------------------|-------------------|
| Contract Start Date | May 1, 2019 |
| Original Contract Completion Time | 360 Calendar Days |
| Days Elapsed: | 69 19% |
| Days Remaining: | 291 81% |
| Original Contract Completion Date | April 25, 2020 |

Project Financial Summary

| | |
|-------------------------------|----------------|
| Original Contract Amount | \$1,932,963.00 |
| Total Value of Work Complete: | \$111,132.50 |
| Percent of Work Complete: | 5.75% |
| Payment Application #1 | \$108,909.90 |
| Total Retainage to Date | \$2,222.65 |

Construction Administration Financial Summary

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

The Contractor has submitted to MM for review and evaluation Proposed Change Order (PCO) #1 to provide a 600 gallon sub base tank beneath the proposed generator. The Contractor has estimated the cost as \$32,156.00. MM is currently reviewing this PCO and will be providing a recommendation letter detailing the specifics of this PCO with the Water Committee.

Progress Meeting No. 1 for this project was re-scheduled from Wednesday June 26 and will occur on Wednesday July 3 at 1:30PM. The outcome of this meeting will be discussed at the Water Committee meeting and Board Meeting. The date in which Progress Meeting No. 2 will be held will be provided at the Board Meeting.

4. *New Jersey American Water (NJAW) Coordination*

A regular conference call with representatives from MCMUA, NJAW, and SCE was held on Wednesday, June 12, 2019. NJAW provided preliminary terms of the revised MCMUA to NJAW water supply agreement for review and comment. We are prepared to discuss the specifics of these preliminary terms with the MCMUA Water Committee.

Our next conference call is scheduled for Wednesday July 17, 2019 at 2:00pm in which we can discuss the comments provided by the Water Committee.

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

A conference call was held on Thursday June 27 at 2:00pm with representatives from SMCMUA including Ken Crawford, Superintendent – Licensed Operator of Record and Drew Saskowitz Water Quality Superintendent; and Tony Milonas MCMUA Water Superintendent and Mike McAloon from SCE. The purpose of this discussion encompassed the SMCMUA system operation, with the objective to gain a better understanding of when and how much water SMCMUA takes from the Hanover meter as part of the current water supply agreement. Through discussions, SMCMUA advised the 1,000' pressure gradient supply is provided from an existing booster station, as well as the interconnection with MCMUA. In the event the demand on that zone is greater than the capacity of the booster station, MCMUA provides the supply to meet the demand. At various points in the past three years, this interconnection has been utilized to facilitate system repairs, hydrant flushing, or main breaks. Currently SMCMUA only utilized the interconnection approximately 15-30 minutes a week to maintain water quality. As part of our discussion, we requested a more consistent daily and weekly exercising of this interconnection to facilitate positive water quality within the MCMUA distribution system as well as consistent operations. SMCMUA was going to evaluate their system operation and work to meet our request. A follow-up conference call is scheduled for Tuesday July 16 at 2:00 p.m.

6. *Mt. Arlington Water Storage Tank Inspection*

We have prepared a copy of the Draft Mount Arlington Tank Inspection Report for review prior to finalizing which details our proposed recommendations for tank rehabilitation. The next step is to confirm desired rehabilitation methods and coordinate a meeting with the MCMUA Treasurer to confirm funding strategies for this capital improvement project.

SOLID, HAZARDOUS & VEGETATIVE WASTE REPORT:

Mr. Deacon provided the following highlights: (1) As far as tonnage goes, although it was mentioned that this is the first time in over a year that the tonnage was actually down compared to last year's equivalent month, the second quarter tonnage for 2019 was actually up 5.11% compared to 2018.; (2) The closing for the HMAT property is scheduled for Tuesday, July 16, at 11 a.m. at the Maraziti office and Mr. Gindoff will be attending. The closing cost for the Purchase and Sale Agreement was \$45,000.; (3) With regard to the security cameras, the Bergen Co-op was the one the Department of Law and Public Safety purchased them through.; (4) There are two MXI resolutions before the Board tonight. This will be the last of the one-year extension for both the permanent facility and one-day events. The MCMUA has been very happy with MXI's performance.; (5) There is another resolution for the back-up trucking services for residential deliveries. Monthly activity report for vegetative waste is in your packet. Year-to-date commercial sales are up to \$42,681.00. The majority of that being commercial sale of wood mulch compared to \$4,951.00 as of June 2018. He thanked Marilyn, Anthony and our Vegetative Waste staff. The residential sales are up to \$66,402.00 year-to-date and that number is also up from last year.; (6) MUA is still waiting for insurance paperwork for the Naturcycle contract that has not been signed yet.; (7) Mr. Deacon had the opportunity to personally spend a few days at the transfer stations and saw first-hand how crazy it can get and how well our operational staff really does out there. He wants to personally recognize their efforts, all lead by Bobby Ross. They are the people that get it done out there; first class operation deserving recognition.

Mr. Deacon asked for the Board's approval of the following Resolutions:

**RESOLUTION NO. 19-58
RESOLUTION AUTHORIZING THE SECOND ONE YEAR EXTENSION
OF CONTRACT FOR THE OPERATION OF THE MORRIS COUNTY
HOUSEHOLD HAZARDOUS WASTE CLEANUP PROGRAM**

WHEREAS, on Tuesday, July 11, 2017, the Morris County Municipal Utilities Authority ("MCMUA") awarded a Contract for the Operation of the Year 2017 Morris County Household Hazardous Waste Disposal Program to MXI Environmental Services, 297 Zimmerman Lane, Langhorne, Pennsylvania 19047 (MXI), 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 (2) additional one-year periods in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the MCMUA desires to extend the term of the original contract for the second aforementioned additional one (1) year period; and

WHEREAS, the amount for the second one year extension will not to exceed the contract amount of \$100,772.00; and

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

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

1. The MCMUA finds that the services of MXI are being performed in an effective and efficient manner.
2. The MCMUA authorizes the second one (1) year extension of the existing contract for the operation of the household hazardous waste disposal program, as more specifically defined herein, to MXI, for an amount not to exceed the contract amount of \$100,772.00 for the term of the one (1) year extension.
3. The original contract executed on July 14, 2017, between the MCMUA and MXI Environmental Services, shall remain legal and binding in all respects during the second one (1) year extension period.
4. A copy of this Resolution and applicable contracts shall be available for public inspection at the offices of the Morris County Municipal Utilities Authority, 214A Center Grove Road, Randolph, New Jersey.

5. A copy of this Resolution shall be forwarded to the MCMUA Treasurer and MXI Environmental Services, 297 Zimmerman Lane, Langhorne, Pennsylvania 19047.

6. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the MCMUA at its Regular Meeting held on Tuesday, July 9, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Druetzler made a Motion to authorize the Second One Year Extension Of Contract For The Operation Of The Morris County Household Hazardous Waste Cleanup Program To MXI Environmental Services and Mr. Dour seconded the Motion.

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

**RESOLUTION NO. 19-59
RESOLUTION AUTHORIZING THE SECOND ONE YEAR EXTENSION
OF CONTRACT FOR THE OPERATION OF THE
MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY'S
PERMANENT HOUSEHOLD HAZARDOUS WASTE FACILITY**

WHEREAS, on Tuesday, July 11, 2017, the Morris County Municipal Utilities Authority (“MCMUA”) awarded a Contract for the Operation of the Year 2017 Morris County Municipal Utilities Authority’s Permanent Household Hazardous Waste Facility to MXI Environmental Services, 297 Zimmerman Lane, Langhorne, Pennsylvania, 19047 (MXI), 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 (2) additional one-year periods, in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the MCMUA desires to extend the terms of the original contract for the second aforementioned additional one (1) year period; and

WHEREAS, the amount for the second one year extension will not to exceed the contract amount of \$124,863.75; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Morris County Municipal Utilities

Authority as follows:

1. The MCMUA finds that the services of MXI are being performed in an effective and efficient manner.
2. The MCMUA authorizes the second one (1) year extension of the existing contract for the operation of the household hazardous waste disposal program, as more specifically defined herein, to MXI Environmental Services, for an amount not to exceed the contract amount of \$124,863.75 for the term of the one (1) year extension.
3. The original Contract executed on July 14, 2017, between the MCMUA and MXI, shall remain legal and binding in all respects during the second one (1) year extension period.
4. A copy of this Resolution and applicable contracts shall be available for public inspection at the offices of the Morris County Municipal Utilities Authority, 214A Center Grove Road, Randolph, New Jersey.
5. A copy of this Resolution shall be forwarded to the MCMUA Treasurer and MXI Environmental Services, 297 Zimmerman Lane, Langhorne, Pennsylvania, 19047.
6. This Resolution shall take effect immediately.

C E R T I F I C A T I O N

I hereby certify that the foregoing Resolution was adopted by the MCMUA at its Regular Meeting held on Tuesday, July 9, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Platt made a Motion to authorize the Second One Year Extension Of Contract For MCMUA Permanent Household Hazardous Waste Facility to MXI Environmental Services and Mr. Barry seconded the Motion.

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

**RESOLUTION NO. 19-60
RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR VEGETATIVE
WASTE TRUCKING SERVICES TO KIRK ALLEN TRUCKING, LLC**

WHEREAS, the Morris County Municipal Utilities Authority (MCMUA) solicited

competitive quotations for the Vegetative Waste Trucking Services; and

WHEREAS, the following quotations were received:

| | |
|--------------------------|-------------------------------------------------------|
| Kirk Allen Trucking, LLC | Deliveries within Morris County \$9.95/cubic yard |
| 20 Continental Drive | Deliveries outside Morris County \$11.95/cubic yard |
| Stanhope, NJ 07874 | Deliveries under 5 yards within Morris County \$50.00 |
| | Deliveries under 5 yard outside Morris County \$60.00 |

Tri-State Bulk Garden Supply Tri-axle truck rental only \$90.00/hour
39 Route 628
Wantage, NJ 07461

| | |
|------------------------------|-----------------------------|
| Pyskaty Bros. | Services were not available |
| 1023 Limecrest Road | |
| Lafayette Township, NJ 07848 | |

| | |
|-----------------------|---------------------------------------------------|
| Paul Meir Trucking | Single Axle Truck \$400 |
| 14 Hedden Rd. | \$5/cubic yard deliveries 20 minutes away or less |
| Tranquility, NJ 07879 | \$7/cubic yard deliveries 20-45 minutes away |
| | Full Truck Loads |

WHEREAS, the proposal of Kirk Allen Trucking, LLC being the most advantageous, price and other factors was reviewed and evaluated by the Authority staff to determine compliance with the Vegetative Waste Trucking Services requirements: and

WHEREAS, the MCMUA desires to award a one year contract through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.4, et seq. for the Vegetative Waste Trucking Services to Kirk Allen Trucking, LLC having a business address of 20 Continental Drive, Stanhope, New Jersey; and

WHEREAS, in lieu of a separate certification of funds, the maximum dollar value of this contract is as set forth in this resolution per N.J.A.C. 5:30-5.4 (a) 3.

NOW THEREFORE, BE IT RESOLVED by the Morris County Municipal Utilities

Authority, in the County of Morris, State of New Jersey, as follows:

1. Kirk Allen Trucking, LLC, having a business address of 20 Continental Drive, Stanhope, New Jersey 07874 is determined to have submitted the proposal most advantageous, price and other factors considered for the Vegetative Waste Trucking Services contract:

| | |
|--------------|--------------------------------------------------------------------------------|
| Vendor Name: | Kirk Allen Trucking, LLC 20 Continental Drive Stanhope, New Jersey 07874 |
|--------------|--------------------------------------------------------------------------------|

| | |
|----------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Estimated Cost of Service: | Not to exceed the sum of \$17,500.00 at the delivery rates set forth in the 2019 Proposal received on May 16, 2019 on file at the offices of the Authority |
|----------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------|

| | |
|-------|----------|
| Term: | One year |
|-------|----------|

| | |
|-----------------|------------------|
| Account Number: | 01-4-600-602-173 |
|-----------------|------------------|

2. The Executive Director is authorized and directed to execute a contract with Kirk Allen Trucking, LLC for Vegetative Waste Trucking Services in a form approved by the Authority’s attorney, based on the 2019 Proposal received by the Authority on May 16, 2019, available in the offices of the Authority, and incorporated by reference and made part hereof, for a term of one (1) year.

3. The Contract is awarded subject to the submission of all insurance certificates required by the Contract, in a form acceptable to the Risk Manager of Morris County, and all other documentation required by the Contract, and shall commence upon the execution of a written Contract by both parties.
4. 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.
5. 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 its Regular Meeting held on Tuesday July 9, 2019.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
William Hudzik, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Barry made a Motion to award the Contract For Vegetative Waste Trucking Services To Kirk Allen Trucking LLC and Mr. Druetzler seconded the Motion.

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

RECYCLING REPORT:

Ms. Sweedy reported the following: (1) The preliminary rate for single stream for the month of June is -\$76.39, which is a difference of \$1.19 from the finalized rate for May of -\$75.20. Included in your packet was the information that was requested by Mr. Platt last month. Mr. Platt thanked her. It is a composition of single stream mix, as well as the single stream marketing value and rates from 2017, 2018 and 2019, which shows the net price and commodity value pricing.

Mr. Platt mentioned that he noticed that glass, for example, is negative and Mr. Gindoff replied "yes". Glass is one of those materials that cost a lot of money to recycle; it takes a lot of processing. We are fortunate that our glass actually gets recycled. For much of New Jersey, glass gets beneficially used as a landfill cover. Mr. Platt mentioned that the primary reason why he asked for the information was that we keep going in the wrong direction. Recycling is costing more. Frank Druetzler raised the question several months ago on behalf of Morris Plains, what are we doing with municipalities, their costs are going up. His opinion is we should have a Board discussion of alternatives for the future. We should anticipate that times are not going to get better, they are going to get tougher and we need to develop a policy on approach. If it is going away from single stream, that is one approach. If it is the County or the MUA supplementing costs rather than charging municipalities, that is a possibility. Mr. Gindoff commented this will be addressed when we go out to bid for this process, that will hopefully give us some options about where the markets are going and what options we do have. Mr. Platt asked what the timeframe for that was and Mr. Gindoff replied, end of May 2020. We have a year to live in our existing contract and make our future. Mr. Druetzler commented that we should not go away from single stream because that would be chaotic. Mr. Gindoff mentioned that he read an article today and there is a lot of investment happening in America to help build markets, but market development will take some time.

(2) June was a very busy month. Recycling inspections were conducted at three schools in Roxbury Township. The MUA hosted a Municipal Recycling Coordinator's Meeting and arranged for municipal recycling coordinators to take tours of ReCommunity, which is a Class A Recycling Facility, to meet NJDEP requirements. Also ten linear miles of County roadways were cleaned in June. We also had a total of 22 schools that completed litter cleanups through our "Keep Morris County Litter Free" Program, 1, 277 participants removed 113 bags of trash, 94 bags of recyclables, five tires and a variety of other debris. One of the most important parts of this program is that participants learned about how litter can harm animals, pollute our waterways and compromise wildlife habitat. This a very successful part of our Morris County Clean Communities Program.

Recycling Operations

Tonnage and Value – The May 2019 ReCommunity/Republic statement was finalized in the amount of **(\$125,622.75)**. The per ton rate for single-stream was **(\$75.20)**. The June 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.

Municipal Recycling Coordinators Meeting

On 6/6/19 the MCMUA hosted a municipal recycling coordinators (MRC) meeting at the Roxbury Township DPW. The following topics were covered:

- Recycle right: educating residents about acceptable recyclables and unacceptable materials at the curb. The MCMUA's Tag-it & Leave-it program will be implemented later this year in order to reduce the amount of contaminants in the recycling stream
- Moisture contamination and the importance to keep open top roll-off containers covered. Republic Services has rejected loads that are wet (due to excessive moisture)
- Recycling challenges at multi-family complexes and reducing plastic bags with the introduction of the ReBag. Residents are able to put recyclables into the ReBag to transport the recyclables to the disposal area without the use of plastic bags (which are not acceptable in the recycling stream). ReBags can be used over and over!
- E-waste recycling collection semi-annual reports; HHW events and vegetative update
- Tour of Roxbury Recycling Depot
- In addition, three tours of ReCommunity/Republic Services (Class A facility) were offered to municipal recycling coordinators, before and following the meeting

At this County meeting, Certified Recycling Professionals (CRPs) earned 2.5 recertification credits through Rutgers Continuing Education Department. Earning credits at MCMUA municipal recycling coordinator meetings is just one way the MCMUA tries to keep local municipal recycling programs resilient while educating those who run their respective local programs. The NJDEP requires municipal recycling coordinators to attend one County-run recycling meeting and tour a Class A recycling facility during 2019 in order to receive their municipal tonnage grant funds in 2020 (based on their 2018 MTG report). The MCMUA is also coordinating tours of ReCommunity/Republic Services on a monthly basis to facilitate the Class A facility tour requirement.

Resolutions & Proposals

On 6/12/19, staff met with Steven Ward, Denville's Administrator; Tom M. Andes, Municipal Recycling Coordinator; Darlene Price, QPA; Michael Guarino, CFO; John Egbert, DPW, Director; and Anne Marie Hopley, Tax Collector. Denville Township is looking to coordinate its trash collection services (currently with Gaeta) and curbside-recycling collection contracts to start on 1/1/2020. The Township is seeking bids for single-stream collection (weekly and every other week); dual-stream (weekly or every other week); and recycling collection services for the Denville Twp. recycling depot. They are determined to go with the lowest bidder. The current MCMUA agreement with Denville Township for recycling collection (curbside residential, recycling depot and schools) allows for two, one-year extensions (3 year agreement; with two one year extensions).

On 6/13/19, staff met with Nancy Malool, Administrator, and Al Grossi, Recycling Coordinator, of Long Hill Township, regarding a proposal for single-stream curbside collection. Staff provided Al and Nancy information regarding source separation, mandated recycling, waste flow, MRFs, and market conditions. The town's hauler, Republic Services, wants to get out of their contract extensions because they are losing money. Contract dates are 2015 to 2020, with 2019 and 2020 as optional extensions. When the current agreement was executed, Republic Services did not make provisions to charge additional fees for the cost to recycle. Staff requested additional information from Al that is needed to put together a proposal.

Boat Shrink Wrap (BSW) Collection Program: The boat shrink-wrap collection program ended on June 16. A total of 16.6 tons of boat shrink-wrap was collected this year. The boat shrink-wrap will be baled at ReCommunity/Republic Services and then shipped to market. Although boat shrink is not mandated to be recycled, this material was kept from the landfill. Over the last 12 years, 186.94 tons of boat shrink was collected through our MCMUA collection program at Lee's County Park Marina.

Recycling Inspections and Education

On June 12, staff conducted a recycling assessment of classrooms at the Lincoln Roosevelt School in Roxbury Township. Staff found a lot of paper in the trash receptacles. It was estimated that half of the paper mandated to be recycled was in the trash!

On June 18, staff conducted an inspection of outdoor recycling and trash dumpsters at the Lincoln Roosevelt School, Franklin School and Roxbury High School, in Roxbury Township. Plastic bags and Styrofoam were found in the recycling dumpsters and paper was found in the trash dumpsters. Although there were issues that need to be corrected, overall there has been an improvement since the last inspection.

On June 19, staff provided an educational presentation for members of the Randolph Kiwanis Club. An overview of MUA facilities and services was followed by a show-and-tell of acceptable and unacceptable materials. Members admitted to being confused about recycling since they did not answer all of the recycling questions correctly!

On June 27, staff provided a recycling presentation to clients from the ECLC (Education, Careers & Lifelong Community) School's Pride Program. The adults were provided with information about recycling right (which materials are not acceptable in the recycling stream). In addition, staff showed how a recycling inspection is conducted. The group was attentive and inquired about dumpster diving!

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. In addition, Alex Cavagrotti, MCMUA Curbside department, calls the contact person in each municipality on collection days to check in and ask if there have been any complaints or misses (before our trucks leave for the day).

On 6/5/19 during curbside collection, staff stopped in Denville's Town Hall and at their DPW to bring them decals, single-stream flyers, HHW flyers, and compost flyers. They met with staff at the Town Hall and at the DPW building. The Town Hall has a TREX box in the foyer for residents to drop off plastic bags. Apparently, the food market in town does not take back plastic film.

On 6/24/19 during curbside collection, staff met with Marcia Istvan, Mine Hill's Deputy Clerk, to discuss recycling requirements and to give her our educational flyers/decals. She was very happy to talk about recycling and expressed interest in attending a MRC meeting in the future.

On 6/18/19, staff inspected dumpsters at the Highlands in Morris Plains. Our curbside crew had complained about broken wheels on the dumpsters and spillage of material on the ground. Staff spoke with the property management team members about these issues and talked about getting educational information out to the residents.

Clean Communities

Educational Programs: The MCMUA funded sixteen educational programs at schools and libraries, in Hanover Township, Harding Township, Rockaway Township, Long Hill Township, Wharton Borough, Mount Arlington Borough, and Washington Township.

Road Clean-ups: The MCMUA hired Adopt-a-Highway Litter Removal Service of America to conduct two cleanups in June. The first on June 4 and the second on June 26, both on Greenpond Road in Rockaway Township. The cleanups totaled 10 linear miles cleaned. There were 36 bags of trash and 21 bags of recyclables collected from the two cleanups, and other objects such as a lead acid battery, scrap metal, two tires, 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. Ten additional schools have completed cleanups and submitted the required documentation. Twenty-two schools completed litter cleanups and will receive a \$500.00 grant that must be used to purchase indoor recycling containers or outside recycling or trash containers for the schools. Overall, 113 bags of trash, 94 bags of recyclables, 5 tires and a variety of other debris was cleaned up by 1,277 participants! Participating in a litter cleanup provides the opportunity to learn about how litter can harm animals, pollute our waterways and compromise wildlife habitats

Miscellaneous Presentations/Meetings/Conference Calls/Correspondence

On 6/8/19, staff was an exhibitor at Chatham Borough’s Fishawack Festival. The event was well attended and included a car show, live entertainment, races, a kid’s fun zone, face and educational tables. Residents loved the recycling decals and asked questions about recycling and HHW.

On 6/10/19, staff spoke with Carolyn Quinn, Chester Township. She is the TACO (Technical Assistant to the Construction Official) and will include the MUA’s recycling regulations form in the construction permit files. Staff updated single-stream acceptable/unacceptable flyers with the town’s logo and sent them to her and Sarah Jane Noll (previous MRC).

On June 19, 2019, staff attended a Sustainability Speakers Series lecture at Pinelands Nursery in Columbus NJ. This lecture, one of a series of lectures focusing on sustainability hosted by the NJDEP, was determined relevant in light of the pollinator/education center project envisioned for the MUA Righter Rd/well field property.

The first guest speaker was Pinelands Nursery production analyst, Tom Knezick, who discussed Pinelands Nursery and Supply’s sustainable initiatives, which include water conservation, renewable energy, emergency preparedness and community engagement. Pinelands Nursery grows and sells native plants and seeds, and specializes in reclamation projects as well as other projects where the goal is to restore the native habitat. As discussed by Mr. Knezick, as the goal is to restore native habitats for pollinators, native plants are preferable to cultivars – native plants create biodiversity, an integral part of sustainability. Native plants are becoming scarce with many on the endangered list; happily, it is being discovered that cultivated native plants, or nativars, plant-specific, may substitute adequately. With the presence of invasive/ non-native plants on our acquired properties, the matter presents an issue with regard to natural biodiversity. The removal of invasive plant species and the addition of native replanting will allow for a healthy, thriving environment. Pinelands Nursery may be an important source of native plants and may serve as a potential resource for future stewardship plans regarding MUA properties. The second guest speaker was Kelly Gill who is both the Senior Pollinator Conservation Specialist at The Xerces Society and Partner Biologist at USDA Natural Resources Conservation Service. Ms. Gill spoke to how to create and protect pollinator habitats. She offered many tips on protecting the pollinators as well as how to make the area more hospitable to these insects. Following the presentations and a question and answer period, the team toured the Pinelands Nursery and Supply’s Wildflower Farm where they observed pollinators in action. Overall, the team gained knowledge and insight that will prove useful in the pending pollinator/education project as well as future planning and stewardship of all of the MUA’s open-space properties.

On 6/20/19, staff attended an ANJR workshop entitled “Surviving Recycling – Contracting Tips for Success”. Speakers included:

- Bill Lehman, Waste Management, said that the company is taking “only the best” materials, which means they are taking in fewer tons. Markets are depressed because there is less demand but more supply. Remember collection is not recycling until it is cleaned up and given to the end user. Recycling should now be 27% of the waste stream, not 50%. Moisture causes the material to become trash.
- Gary Smalley, Republic Services, said that recycling has never been free. Single-stream recycling is fine, but is very contaminated. Dual stream is costly because it takes two passes to collect. Plastic bags cause 75% of the problem.
- Tiffanie Nyzio, G&F Recycling & Salvage/Giordano Companies, said that biggest issues are plastic bags, tangles, shoes, & clothing. She has worked with Joanne Gemenden to develop an “Oops” tag. Suggested that educational materials go out with tax bills. Shredded paper should not be include in the curbside bin but recycled at shredding events. Bid quotes have doubled over the past year.
- On 6/25/19, staff was an exhibitor at the Morris County Library during the First Responder Day. Outreach materials, decals and household hazardous waste information was distributed. Attendees had many questions about recycling.
- On 6/25/19, staff attended an ANJR Symposium meeting to discuss speakers/presenters for the 10/10/19 meeting. Maite Quinn, Closed Loop Fund, will speak about the Circular Economy. Bob Anderson, Curb My Clutter, will speak about robotics in recycling. Suggestions were made for other speakers and topics. Note: Monica Gismondi will ask Gary Smally, Republic, to speak.

Program of Interest:

The Lake Hopatcong Foundation, in cooperation with New Jersey Council for the Humanities, will examine water as an environmental necessity and an important cultural element as it hosts “Water/Ways,” a traveling exhibition from the Smithsonian’s Museum on Main Street (MOMS) program. “Water/Ways” will be on view at the Lake Hopatcong Foundation Environmental and Cultural Center, 125 Landing Road, Landing, N.J. from July 1 through August 10.

ATTORNEY REPORT:

Ms. Alexander mentioned that she 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:

There being no 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 7:53 p.m.

MOTION: Mr. Dour made a Motion to adjourn the meeting at 7:53 p.m., seconded by Mr. Platt and carried unanimously.

Marilyn Regner
Secretary

/mr