

MINUTES OF REGULAR MEETING

JUNE 9, 2020

The Regular Meeting of the Morris County Municipal Utilities Authority was held on June 9, 2020 at 7:00 p.m. Due to the Covid-19 Virus State of Emergency, this meeting was held remotely using conference call software. The necessary notice of this meeting was published according to the law.

Chairman Dour requested a roll call.

PRESENT: Mr. Frank Druetzler, Mr. Gene Feyl, Mr. William Hudzik, Dr. Dorothea Kominos, Dr. Arthur Nusbaum, Mr. Fletcher Platt, Ms. Laura Szwak and Mr. Christopher Dour

Mr. James Barry entered the meeting at 7:15 p.m.

ABSENT: NONE.

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

Chairman Dour next asked for the Board's approval of the Minutes of the Regular Meeting dated May 12, 2020.

MOTION: Mr. Hudzik made a Motion to approve the Minutes of the Regular Meeting of May 12, 2020 and Ms. Szwak seconded the Motion.

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

TREASURER'S REPORT:

Mr. Kaletcher presented the Treasurer's Report for the Solid Waste Operating and Water Operating for the month of May 2020. Also included are the Comparative Balance Reports for both the Solid Waste and Water Divisions year-to-date through the month of May 2020. The investment report shows no new investments purchased for the month of May 2020. These reports have been incorporated in these Minutes.

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

MOTION: Mr. Feyl made a Motion to accept the Treasurer's Report and Dr. Kominos seconded the Motion.

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

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

BILL RESOLUTION NO. 20-35

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. 20-35 containing 7 pages for a total of \$2,804,469.75 dated and made a part hereof by reference.

SUMMARY

CHECK NUMBERS

WATER OPERATING FUNDS	5075-5106	\$	225,562.61
SOLID WASTE OPERATING	11148-11211	\$	<u>2,578,907.14</u>
		\$	2,804,469.75

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 9, 2020

BOARD CHAIRMAN APPROVAL

Christopher Dour, Chairman

SIGNED: _____
Marilyn Regner, Secretary

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds in the appropriations charged, or accounts listed to cover the expenditures included in the SCHEDULE OF WARRANTS dated: June 9, 2020.

DATE: June 9, 2020

Larry Kaletcher, Treasurer

Mr. Gindoff mentioned that we had a Water Committee meeting this afternoon and there are two items for payment that included some work that we were asked to review, so therefore, there is a payment to Mott Mac Donald in the amount of \$10,134, as well as a payment to Suburban Consulting for \$620.00, which he would recommend that we don't include in this month's list of vouchers and consider everything else but those under the provision that Staff and Suburban Consulting review these two sets of invoices and remove any costs relating to engineering work related to Change Order No. 5. Mr Platt suggested that Mr. Gindoff also ask Mott Mac Donald to clarify that bill if you have any questions on what services were provided. It will be included in part for next month for the items that were not related to this Change Order No. 5.

Chairman Dour asked for the Board's approval of the vouchers as amended:

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

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

Mr. Kaletcher mentioned that every five years the Governor, along with the Division of Treasury, adjust the bid threshold contracts for public bidding. This resolution is for changing our bid threshold from \$40,000 to \$44,000 and the adjustment takes place July 1, 2020. Mr. Kaletcher asked for the Board's approval of the following Resolution:

RESOLUTION NO. 20-36

**RESOLUTION OF THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY
INCREASING THE BID THRESHOLD FOR CONTRACTS SUBJECT TO PUBLIC
BIDDING UNDER THE LOCAL PUBLIC CONTRACTS LAW TO \$44,000**

WHEREAS, pursuant to the bid threshold established by the Local Public Contracts Law, “the Governor, in consultation with the Department of Treasury, shall no later than March 1 of every fifth year beginning in the fifth year after the year in which P.L. 1999, c. 440 takes effect, adjust the threshold amount, in direct proportion to the rise or fall of the index rate as that term is defined in section 2 of the Local Public Contracts Law and shall round the adjustment to the nearest \$1000. The Governor shall, no later than June 1 of every fifth year, notify each governing body of the adjustment. The adjustment shall become effective on July 1 of the year in which it is made.”; and

WHEREAS, pursuant to the provision quoted above from the Local Public Contracts Law, N.J.S.A. 40A:11-3, the Morris County Municipal Utilities Authority (the “Authority”) was provided with notice that the Governor, in consultation with the State Treasurer, has raised the bid threshold for local contracting units that have a Qualified Purchasing Agent (QPA) from \$40,000 to \$44,000 effective July 1, 2020; and

WHEREAS, N.J.S.A. 40A:11-3(a) permits an increase in the bid threshold if a Qualified Purchasing Agent is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold; and

WHEREAS, N.J.A.C. 5:34-5 et seq. establishes the criteria for qualifying as a Qualified Purchasing Agent; and

WHEREAS, Shana O’Mara, possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C. 5:34-5 et seq.; and

WHEREAS, the Authority desires to increase its bid threshold from \$40,000 to \$44,000 effective July 1, 2020.

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

1. The bid threshold is increased to the statutory maximum of \$44,000 pursuant to the supplemental authority provided by N.J.S.A. 40A:11-3 and N.J.S.A. 40A:11-4.3, effective July 1, 2020.

2. This Resolution shall take effect as provided by law.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Morris County Municipal Utilities Authority at the meeting held on Tuesday, June 9, 2020.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Christopher Dour, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Druetzler made a Motion to adopt Resolution No. 20-36 to increase the bid threshold for contracts from \$40,000 to \$44,000 and Mr. Hudzik seconded the Motion.

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

Mr. Kaletcher advised the Board that our 2019 Audit is still not complete. Our auditors are still awaiting GASB 68 figures from the State of New Jersey. They are hoping to get them sometime this week. We are hoping to have something for the Board to review before the next Board meeting.

(Mr. James Barry entered the meeting at 7:15 p.m.)

CORRESPONDENCE:

Mr. Gindoff mentioned that the Correspondence report that was sent out with the pre-meeting packet and there is no additional correspondence. Mr. Gindoff mentioned Item No. 1, which is Freeholder Resolution 2020-04-22, regarding hazard pay they are considering issuing to certain departments for the County. Mr. Gindoff mentioned that we had requests from several employees asking if some of the MUA departments could be considered in the hazard pay policy. When that request came in, he asked the Executive Committee to discuss this with him. The Executive Committee meeting took place at the end of last week to discuss this, which resulted in the Committee having discussions with a Committee of the Freeholder Board describing why we thought our employees, especially the transfer station and recycling employees, were consistent with the guidelines that included certain departments in the hazard pay. We made our case to the Freeholder Board. They have a lot more issues to consider than just the MCMUA with major cost implications, even though if we granted this, it would come out of the MUA budget. In the end, we are not a signatory to that labor agreement and it is not our agreement to modify.

Chairman Dour added that the Executive Committee of the Freeholders is going to advise the other Freeholders of this matter. He mentioned that everyone on the MUA Board appreciates all the work that the MUA employees do and we could not function without the dedicated personnel that we have. Dr. Nusbaum concurs with Chairman Dour and stated that the MUA transfer station employees who are on the front line deserve any compensation that is appropriate. Mr. Gindoff thanked the MUA Board for their support.

Mr. Gindoff mentioned that there were a couple of letters in correspondence from Tomco regarding our award of a contract to James Garcia & Company last month. Tomco was not awarded the contract. Brad Carney and I have been working on the response letter and it should be going out tomorrow. Ms. Szwak asked if we have a defense and Mr. Gindoff replied it is very defensible. It is a black and white issue and we responded to them verbally. We are moving on with the contract with James Garcia at this point. Mr. Carney mentioned that it is simply, unfortunately the material provision of the Ownership Disclosure Statement was not in the bid at the time of its opening. The

resolution the Board adopted last month points that out and also points out that it is one of those Local Public Contracts Law statutory material provisions that cannot be waived by the Board.

CORRESPONDENCE

1. 2020-04-22 Morris County Freeholder Resolution regarding hazard pay
2. 2020-05-15 Letter from James Deacon to MCOEM discussing opening up suspended operations.
3. 2020-05-21 Press Release MCMUA Urges Safety in COVID-19 Trash and Medical Waste Disposal.
4. 2020-05-21 Email to from Larry Gindoff to Lake Hopatcong Commission as a follow-up to lake weed conference call.
5. 2020-05-22 Letters from Jim Leach, Tomco to Brad Carney and Larry Gindoff regarding Howard Blvd. main installation award in May.
6. 2020-05-22 MCOEM response to James Deacon request to resume Covid19 based suspended MCMUA operations.
7. 2020-05-22 Email from Robert Hudgins, NJDEP responding to meeting with MCMUA regarding water allocation.
8. 2020-05-25 Letter from James Deacon to JP Mascaro regarding incomplete maintenance at the transfer stations.
9. 2020-05-28 Letter to James Deacon from JP Mascaro in response to the May 25, 2020 letter.
10. 2020-06-01 Notice from State Treasurer regarding adjustment to public bidding thresholds.
11. 2020-06-01 Press Release from NJDEP regarding PFOA-PFOS rule adoption.

ENGINEER'S REPORT:

Mr. McAloon reported the following: (1) The water system has continued under normal operating conditions with no significant impact to the ability to provide water throughout the COVID-19, so that statement is still ringing true.; (2) We have sold approximately 573 MG to date, which is substantially more than the same time period over 2019 and 2018 as well.; (3) The volume sold to Jefferson did exceed their monthly contractual amount. We have been in correspondence with them advising them of the need to verify system operations on their end. They have received our notification and are looking to investigate and provide further correspondence into the cause of that.; (4) We have advanced the design of the Nolan's Ridge vacuum air relief valve in Mt. Arlington and prepared cost estimates. We discussed this with the Water Committee at our earlier meeting today and we have direction on how we want to proceed.; (5) NJDEP has adopted amendments to the Safe Drinking Water Act that become effective June 1, 2020, which establishes two Maximum Contamination Levels (MCLs) of essentially 14 parts per trillion for PFOA and PFOS through our quarterly sampling at all of our existing wells. There is only one location which approaches that MCL, so we are actively monitoring this well and samples. It is Alamatong Well No. 2 and it is a seasonal well, so it is one of our last on, first off wells. As we continue to get more quality sampling results back from this, we may be prepared to make some decisions about feasibility for treatment or other options for this well if it continues to approach the MCL.; (6) We are set to open bids on Friday, June 12, 2020 at 1:00 p.m. for the Emergency Water Main Repair re-bid.; (7) John Garcia Construction has submitted shop drawings and is coordinating the

necessary materials purchases and deliveries and anticipates commencing work on the section of Howard Boulevard water main in the middle of June. As a reminder, this project is for the installation of the water main necessary for the Mt. Arlington Water Storage Tank Rehab Project and the isolation. The County is in the process of advancing a paving project, so it is critical that our infrastructure gets in before the moratorium is in place.; (8) Good news to report back from Markewicz Pump Station is the first replacement pump has been installed and has been operating manually this week. The pump is even out-performing our specifications and is still going through final adjustments, calibrations and all the necessary monitoring. Tony Milonas does plan on putting the pump in automatic mode starting Thursday or Friday, so it is the necessary step to continue advancing with the demo of the next pump. However, during the pump installation, there was some unforeseen additional work necessary, which included additional control valve wiring and control valve panel; additional rebar and dowelling of pump pad extension, and utilization of epoxy grout for support of the pump base. As discussed with the Water Committee earlier today, Change Order No. 5 was presented to the Board. Mr. McAloon wanted to clarify that any of the unforeseen work that occurred on Pump #3 had been incorporated for Pumps #1, 2 & 3 as part of this Change Order No. 5. In discussing this with the Water Committee, we are prepared to present Change Order No. 5 in the amount of \$28,706.82.

Mr. McAloon turned it over to the Water Committee or any Board members that have any questions. Mr. Platt commented that we had Mark Tompeck of Mott Mac Donald on the phone and he said the majority of the additional cost items were omitted from the drawings and it was an oversight on their part. We agreed with them after they went through a lot of negotiations that the Change Order to the contractor should be approved, but the Water Committee recommended that any review costs or preparation costs in the Change Order by Mott Mac Donald and also by Suburban should not be billed to the Morris County MUA. That is consistent with Larry's recommendation earlier to withhold that from the voucher list. Mr. Gindoff mentioned that we were able to get the changes that you requested are incorporated in this Resolution and Change Order.

Mr. Druetzler mentioned that when we had our discussion about the Alamatong Wells, we were informed that there was a property that is on the market and our goal has always been to protect our wells and use our Open Space money for that, so we are going to explore that. Mr. McAloon further clarified to the Board that within close proximity to Well No. 2, it has been identified that a neighboring property is on the market for sale. We are going to look into getting more information on that property and perhaps it would be a good candidate for open space purchase. We will work on getting that information over to Larry and explore that further.

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

RESOLUTION NO. 20-37

**RESOLUTION AUTHORIZING EXECUTION OF CHANGE ORDER NO. 5
TO CONTRACT 7R-18
Markewicz Pump Station Electrical/Pumping System Upgrades MCMUA**

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 to perform electrical/pumping system upgrades at the MCMUA's Markewicz Pump Station in accordance with a contract that was subject to public bidding in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, an addition of control valve wiring and valve control panel installation, together with rebar and dowelling of pump pad extension and use of epoxy grout for pump installation was required to be performed by CII for all three pumps (Pumps #1, #2 and #3), and said work, after applying a credit for the original installation, was not included in the original contract documents (the "Change Order No. 5 Work"); and

WHEREAS, the Change Order No. 5 Work requires an increase in the contract price in the amount of \$28,706.82 and a 21 day extension of the contract time for the completion of the work; and

WHEREAS, Mott MacDonald, LLC (“MM”) evaluated the aforementioned Change Order No. 5 Work and the aforementioned request for an increase in the contract price and extension of contract time pursuant to its letter to CII, dated May 22, 2020, and MM recommends approval of Change Order No. 5 which increases the contract price in the amount of \$28,706.82 and extends the date for completion of the work by 21 days; and

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

WHEREAS, CII agrees in Change Order No. 5 that the \$28,706.82 increase in the contract price and the 21 day time extension for the completion of the work is full compensation for the work required to be performed pursuant to Change Order No. 5 and CII, its officers, employees, successors and assigns, release 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 in Change Order No. 5

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

1. Subject to the receipt of revised Change Order No. 5, which includes the clarification that Change Order No. 5 Work pertains to all three pumps (Pumps #1, #2 and #3), the Executive Director is authorized and directed to execute Change Order No. 5, as so revised, with Cypreco Industries, Inc., P.O. Box 822, 1420 9th Avenue, Neptune, NJ 07753 increasing the contract price in the amount of \$28,706.82 and extending the time for the completion of the work by 21 days for the work described in Change Order No. 5.
2. Approval of Change Order No.5 is subject to receipt of revised Change Order #5 which includes a “Description of Change” which includes the clarification that the additional work is for all three pumps (Pumps #1, #2 and #3).
3. The Executive Director, staff and consultants are authorized to take all appropriate actions to effectuate this Resolution and Change Orders No. 5.
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 9, 2020.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Christopher Dour, Chairman

ATTEST:

By: _____
Marilyn Regner, Secretary

MOTION: Mr. Platt made a Motion to authorize execution of Change Order No. 5 to Contract 7R-18 and Mr. Hudzik seconded the Motion:

ROLL CALL: AYES: 9 NAYES: NONE ABSTENTIONS: NONE

PROJECT STATUS

1. General System

- A. COVID-19 Status - The operation of the water system has continued under normal operation conditions, with no significant impact to the ability to provide water delivery to the MCMUA customers. Operational staff schedules have been modified to reduce potential interactions and exposure.
- B. Through May 2020, MCMUA sold approximately 573.118 MG to date. This total volume of water sold to date is above the total sold for the same time period in 2019 (490.773 MG) and the volume sold in 2018 (529.890 MG) respectively. The volume sold to Jefferson in May (17,654,000) has exceeded the monthly contractual amount of 14.88 MGM. We have requested a meeting with representatives from Jefferson to discuss the system operations, identify any issues, and advise of this exceedance. SCE will continue to be closely tracking the water sales and the potential impacts from COVID-19. It is too early to anticipate which potential impacts, if any, it may have on water sales as customers modify daily schedules.
- C. SCE has continued the advancement of the design for Nolan's Ridge in Mt. Arlington as well as an estimate of construction costs. As a reminder of this project: it was determined when the Mt. Arlington booster station pumps shutdown, the surge anticipation valve at the booster station opens to protect the distribution system. The function of the surge anticipation valve creates an instantaneous pressure drop which disrupts this small section of the community. Being this section is a dead end, and high point in this part of the system, it is only impacting a few customers. We are prepared to present to the Water Committee the anticipated cost estimate and the next steps on proceeding with the work.
- D. The New Jersey Department of Environmental Protection has adopted amendments to the New Jersey Safe Drinking Water Act (SDWA) rules that become effective, June 1, 2020. The rule changes include the establishment of two new Maximum Contaminant Levels (MCLs) of 0.014 micrograms per liter ($\mu\text{g/l}$) for perfluorooctanoic acid (PFOA) and 0.013 $\mu\text{g/l}$ for perfluorooctanesulfonic acid (PFOS), and new monitoring requirements for public community and nontransient noncommunity water systems.

MCMUA Sampling Results

MCMUA has collected PFOS, PFOA, and PFNA each quarter since Q1 of 2019, and all of the results are under the New Jersey Department of Environmental Protection (NJDEP) Maximum Contaminant Level (MCL). The below results are as follows since 2019.

MCMUA Sampling Results			
Chemical Name	Perfluorooctane Sulfonic Acid (PFOS) [$\mu\text{g/L}$ or ppb]	Perfluorooctanoic Acid (PFOA) [$\mu\text{g/L}$ or ppb]	Perfluorononanoic Acid (PFNA) [$\mu\text{g/L}$ or ppb]
NJDEP MCL	0.013	0.014	0.013
Q1 2019	ND to 0.0048	ND to 0.0074	ND
Q2 2019	ND to 0.0046	ND to 0.0067	ND
Q3 2019	ND to 0.0052	ND to 0.0062	ND
Q4 2019	ND to 0.0055	ND to 0.0074	ND
Q1 2020	ND to 0.0067	ND to 0.010	ND
Q2 2020	ND to 0.0060	ND to 0.0083	ND

*ND = Non Detectable (Under 2 $\mu\text{g/L}$)

**ppb = parts per billion

Alamatong Well #2 is the only source which is approaching the NJDEP MCL. Alamatong Well #2 is a 450 gpm seasonal well. This is normally operated between April and September, as needed to meet peak demand, but mostly run for a few hours each month to maintain equipment and system performance. We will continue to monitor the water quality of this source and report on these results.

2. Water Division Emergency Contractor

The bid opening for “Emergency Water Main Repair – Re-Bid” is scheduled for Friday June 12, 2020 at 1:00PM. This bid opening will be conducted using remote meeting software which will be made available to the public with both video and audio capability.

3. M. Arlington Water Storage Tank Rehabilitation

Contract A – Tank Isolation

John Garcia Construction has submitted shop drawings for review, coordinating the necessary materials purchases and deliveries and anticipates commencing work in the middle of June. The Contractor is currently awaiting the material delivery for the 12” wet tap equipment. Additionally, the County has advised the pre-construction meeting scheduled for June 16 for the paving project. A schedule will be prepared and sent to the County for discussion at the pre-construction meeting so appropriate arrangements can be coordinated.

4. Markewicz Pump Station Electrical Upgrades Construction

The Contractor has completed the installation of the first replacement pump and electrical components. Manufacturers on-site startup of all the necessary components occurred on Tuesday 6/2/2020 with testing, adjustments, calibration, electrical startup, and confirmation of pump controls. This pump will be operated for a period of one week beginning on Monday 6/8/2020 to confirm its operation prior to demolition of additional pumps.

During the pump installation, there was unforeseen additional work necessary. This work included additional control valve wiring and valve control panel; additional rebar and dowelling of pump pad extension, and utilization of epoxy grout for support of the pump base. The total of the change order is \$28,706.82. Mott MacDonald has reviewed the contractor’s costs and prepared the necessary change order forms which accompany this report. Additionally, this change order includes the increase of 21 calendar days. We are prepared to present formal Resolution the acceptance of Change Order #5 to the Board.

Payment Application #10 has not been prepared prior to the preparation of the report.

Project Completion Summary Through June 9, 2020

Contract Start Date		May 1, 2019
Original Contract Completion Time		360 Calendar Days
Approved Time Extension		124 Calendar Days
Change Order #5 Extension		21 Calendar Days
Current Contract Completion Time		484 Calendar Days
Change Order #5 Contract Completion T		505 Calendar Days
Days Elapsed:	405	80%
Days Remaining:	100	10%
Original Contract Completion Date		April 25, 2020
Amended Contract Completion Date		August 27, 2020
Change Order #5 Completion Date		September 17, 2020

Project Financial Summary Through June 9, 2020

Original Contract Amount	\$1,932,963.00
Change Order #1	\$32,156.00
Change Order #2	\$6,620.19
Change Order #3	\$1,998.44
Change Order #4	No Cost
Change Order #5	\$28,706.82
Total Change Orders to Date	\$40,774.63
Current Contract Amount	\$2,002,096.45
Total Value of Work Complete	\$1,724,564.53
Percent of Work Complete	89.2%
Payment Application #1	\$108,909.90
Payment Application #2	\$215,825.89
Payment Application #3	\$251,614.21
Payment Application #4	\$178,762.49
Payment Application #5	\$298,214.95
Payment Application #6	\$143,030.22
Payment Application #7	\$171,361.46
Payment Application #8	\$187,897.95
Payment Application #9	\$134,457.56
Total Retainage to Date	\$34,491.29

Administration Financial Summary Through June 9, 2020

Original Contract Amount	\$289,500.00
Invoice #1:	\$58,156.72
Invoice #2	\$15,025.45
Invoice #3	\$11,866.65
Invoice #4	\$11,470.83
Invoice #5	\$14,996.26
Invoice #6	\$16,138.89
Invoice #7	\$18,105.80
Invoice #8	\$10,134.00
Total Invoiced	\$155,894.60
Percent Invoiced:	53.8%

Progress Meeting No. 12 was held on Thursday May 21, 2020 at 9:00am.

5. Water Supply Contract Discussion

As previously reported during the May 12, 2020 meeting, the formal discussion with New Jersey Department of Environmental Protection (NJDEP) was held on May 11, 2020. The meeting included representatives of the Bureau of Water System Engineering (BWSE) and the Bureau of Water Allocation & Well Permitting (BWAWP). As a result of that meeting, the NJDEP committed to provide additional feedback and guidance on two (2) specific questions and furnished a response on May 22, 2020:

- While Morris County MUA was part of the stakeholder process of revising the BWSE deficit/surplus evaluation, it was brought to the Bureaus' attention that no guidance document or information is available on the Division of Water Supply & Geoscience website. The BWSE concurs and will update the DWSE webpage to include additional information and guidance.
- MCMUA stated that at the current time only 64% of the contractually committed water is being used by contract purchasers. There are two (2) contract purchasers who will be requesting an increase in contracted purchase. MCMUA asked whether they are able to contract for purchase volumes of water which would exceed their current allocation. Please be advised that in accordance with N.J.A.C. 7:19-7.3(e)2 the Department must determine whether the applicant has sufficient safe yield and adequate allocation to

supply the buyer, therefore the Department would not approve a contract for the purchase of water which would cumulatively with all other contracts, exceed their allocation.

A meeting with the Water Committee is currently being coordinated to discuss the response and develop the next steps.

SOLID, HAZARDOUS & VEGETATIVE WASTE REPORT:

Mr. Druetzler asked why so many homeowners are coming to the transfer stations all of a sudden. Mr. Deacon replied that people are at home and have nothing to do but clean up.

Mr. Deacon provided the following highlights: (1) Tonnage is up at Mt. Olive about 400 tons from the highlighted numbers from last week. Tonnage at Parsippany is also up this week about 718 tons from the previous week. Customers did increase at Parsippany about 261 additional customers, so things are starting to come back at both transfer stations.; (2) The transfer station bid is scheduled for 3 PM this Thursday, June 11 via video conference in our newly outfitted MCMUA Main Office Conference Room, thanks to Larry.; (3) Details on the Parsippany Transfer Station Improvement Project steelwork were mentioned in the highlights. Tom is here from Alaimo and will add anything that came up recently. We are definitely looking forward to switching over to Phase 2 soon.

Tom mentioned that we were working on the shrouds today in Phase 1, so they should have finished them as far as trimming today. They have to put the rubber guards on them. They were finishing up the steelwork, putting some welds on, so they are looking like they are wrapping up. The schedule we got May 12 has Phase 1 final clean-up shows as July 24, but it also shows that they would still be installing all the miscellaneous steel in Phase 1 on June 26, so he thinks they are farther along than that. Painting and sandblasting was supposed to be July 3 to July 10 and they are looking to start that maybe this week. They are moving along and it is nice to see someone ahead of schedule. It looks like they are 2-3 weeks ahead of their May 12 schedule that shows final clean-up for everything is October 12.

Tom mentioned that they visited both transfer stations with regard to the end of contract Operator's contract, which was extended. He did a tour of both facilities and prepared a letter outlining the items of major repairs and provided that to Larry yesterday and we are waiting to see what their response is going to be. They should probably be required to schedule that work so someone can follow along with them, because some repairs that were done in the past were clearly substandard and rather re-do bad stuff poorly again, we should try to make sure we get them watched. Tom asked Larry to let him know after Staff reviews it, if, how and when he should pass this on to the Operator. Mr. Gindoff mentioned to the Board that this was the result of Tom walking the sites with their purchasing people and J. P. Mascaro's engineers looking at it together and pointing things out together. Hopefully Mascaro is on the page to get all this stuff fixed and corrected before the end of the contract. Mr. Carney added hopefully before the July meeting.

(4) On the fire panels, the Fire Marshal's Office said this is the way to go as far as putting all of our facilities on the County network. With new panels, it reduces that amount of phone bills and less trouble alarms. We are on their list.; (5) HHW Permanent Facility has opened as of last Tuesday. The schedule continues to fill up quickly.; (6) The first 2020 Drop-Off Event is this Saturday at the Academy from 9 to 2. Another back-to-back event will be on Sunday, June 28 at the Academy from 9 to 2. Hopes are that the event trailer should be picked up on Friday and ready to roll for Saturday.; (7) HHW bids for the one-day event and the permanent facility were received on June 2 at 3 PM and 3:30 PM respectively. One bidder, MXI for the events and two bidders for the permanent facility, which were MXI and Tradebe. The bids were reviewed by Staff and Counsel and they are up for consideration tonight, resolutions. Larry did a great job with his first web-based bid opening. MXI charged us \$.99/lb. for everything they shipped out of the facility and that remains the same. As far as the one-day events, that is charged per vehicle. We were being charged \$35.99 and they came in at \$43.99, so it is a difference of an \$8.00 increase, which is still pretty good considering the facility stayed the same.; (8) Regarding Vegetative Waste, the Parsippany Compost entrance improvement project started on May 14. We cleaned up the area. We also measured to increase the footprint to allow for bigger piles and the Road Department put us in touch with County Concrete. They have stackable blocks that we

are looking to get instead of fencing to put around the free pile site.; (9) Due to COVID-19 closing our residential during our busy time in the Spring, we are about \$51,000 behind 2019 year-to-date. The program resumed June 1. Commercial sales with contractor Naturcycle helped out during these tough times and moved some material. Provided an increase in revenue for this portion of our operation in about \$12,000 year-to-date. Looking overall at the revenue for consideration of marketing and delivery costs we pay now, we are behind 2019 levels by about \$31,000, but the difference should dissipate as we resume residential deliveries. Larry mentioned that Marilyn has been doing yeoman's work in getting all these orders and appreciated her efforts.; (10) The MUA is looking into purchasing a large log splitter that will fit on our new Volvo front end loaders at Mt. Olive. It is going to save us money contracting out every year for log shearing.; (11) As mentioned at last month's meeting, the annual Garden State Environmental Safety Audits were completed at all our facilities. The compliance is sent through Fred Wilson back to Risk Management and that is already started.; (12) With Memorial Day past and July 4 around the corner, we have started collecting the flags for proper disposal out of our four disposal boxes. The boxes are located at the Transfer Stations, Curbside and the County Courthouse. We will be folding the flags and they go to the American Legion for proper disposal. Thank you to Mike Nunn for getting that done. (13) Also, thank you to County Roads. They hooked us up with some signage for HHW and they even mounted it for us. Thank you to Shade Tree for helping us out at the Mt. Olive Transfer Station by taking down trees by the Scalehouse exit gate.

Chairman Dour thanked James for the thorough report on Lake Weed and asked if there is any update since Naturcycle and Lake Hopatcong Commission were supposed to get together with one other. Mr. Gindoff replied that there is no update from what is written in the report. He mentioned that Naturcycle was supposed to provide an informal plan and proposal on some ideas to that and don't know if they received that yet. He was thrilled that he was able to get the two of them to speak because there is a strong potential for some solution there.

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

RESOLUTION NO. 20-38

**RESOLUTION AWARDING CONTRACT TO
MXI ENVIRONMENTAL SERVICES, LLC FOR THE OPERATION OF
THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY'S
HOUSEHOLD HAZARDOUS WASTE DROP OFF EVENT DAYS**

WHEREAS, the Morris County Municipal Utilities Authority ("MCMUA") issued a Notice to Bidders seeking sealed competitive bids for the Operation of the Morris County Municipal Utilities Authority's Household Hazardous Waste Drop Off Event Days for a term of one (1) year, with an option to extend the term of the contract, to be exercised at the discretion of the MCMUA, for an additional eighteen month period; and

WHEREAS, the MCMUA received one sealed competitive bid on June 2, 2020 from the following entity in the following amount, and the same has been reviewed by MCMUA staff and counsel to determine compliance with the bid specifications in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq.:

<u>Bidder</u>	<u>Price Per Vehicle</u>
MXI Environmental Services, LLC 26319 Old Trail Road Abingdon, VA 24210	\$43.99

WHEREAS, the bid submitted by MXI Environmental Services, LLC does not contain any material defects and is the lowest responsible bidder; and

WHEREAS, the MCMUA Treasurer has certified that funds are available in the following line item – Household Hazardous Waste 01-1-600-800-726 to pay the contract amount not to exceed the budgeted amount of \$200,000.00.

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

1. All immaterial defects contained in the bid submission of MXI Environmental Services, LLC, are waived and the MCMUA awards the 2020-HHW01 Operation of the Morris County Municipal Utilities Authority’s Household Hazardous Waste Drop Off Event Days contract to MXI Environmental Services, LLC.
2. The Executive Director of the MCMUA is authorized and directed to execute the contract with MXI Environmental Services, LLC in the bid amount of \$43.99 per vehicle in an amount not to exceed the budgeted amount of \$200,000.00 for a term of one (1) year. In the event that the MCMUA desires to extend the contract for an additional eighteen months, said extension shall require separate Resolution of the MCMUA in accordance with the requirements of N.J.S.A. 40A:11-15.
3. A copy of this Resolution and applicable contract shall be available for public inspection at the offices of the MCMUA, 214A Center Grove Road, Randolph, New Jersey 07869.
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 Tuesday, June 9, 2020.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY
By: _____
Christopher Dour, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Barry made a Motion to award contract for the MCMUA’s Household Hazardous Waste Drop-Off Event Days to MXI Environmental Services, LLC and Mr. Druetzler seconded the Motion.

ROLL CALL: AYES: 9 NAYES: NONE ABSTENTIONS: NONE

RESOLUTION NO. 20-39

**RESOLUTION AWARDING CONTRACT TO
MXI ENVIRONMENTAL SERVICES, LLC FOR THE OPERATION OF
THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY'S
PERMANENT HOUSEHOLD HAZARDOUS WASTE FACILITY**

WHEREAS, the Morris County Municipal Utilities Authority (“MCMUA”) issued a Notice to Bidders seeking sealed competitive bids for the Operation of the Morris County Municipal Utilities Authority’s Permanent Household Hazardous Facility for a term of one (1) year, with an option to extend the term of the contract, to be exercised at the discretion of the MCMUA, for an additional eighteen month period; and

WHEREAS, the MCMUA received two (2) sealed competitive bids on June 2, 2020 from the following entities in the following amounts, and the same have been reviewed by MCMUA staff and counsel to determine compliance with the bid specifications in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq.:

<u>Bidder</u>	<u>Amount of Handling Fee Per Pound</u>
MXI Environmental Services, LLC 26319 Old Trail Road Abingdon, VA 24210	\$0.99
Tradebe Environmental Services, LLC 1433 East 83 rd Avenue, Suite 200 Merrillville, IN 46410	\$1.64

WHEREAS, the bid submitted by MXI Environmental Services, LLC does not contain any material defects and is the lowest responsible bidder; and

WHEREAS, the MCMUA Treasurer has certified that funds are available in the following line item – Household Hazardous Waste 01-1-600-800-726 to pay the contract amount not to exceed the budgeted amount of \$240,000.00.

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

1. All immaterial defects contained in the bid submission of MXI Environmental Services, LLC, are waived and the MCMUA awards the 2020-HHW02 Operation of the Morris County Municipal Utilities Authority’s Household Hazardous Waste Permanent Facility contract to MXI Environmental Services, LLC.
2. The Executive Director of the MCMUA is authorized and directed to execute the contract with MXI Environmental Services, LLC in the bid amount of \$0.99

HHW Handling Fee Per Pound in an amount not to exceed the budgeted amount of \$240,000.00 for a term of one (1) year. In the event that the MCMUA desires to extend the contract for an additional eighteen months, said extension shall require separate Resolution of the MCMUA in accordance with the requirements of N.J.S.A. 40A:11-15.

3. Within three days, Sundays and holidays excepted, after the awarding and signing of the contract and the approval of the contractor's performance bond, the bid security of the remaining unsuccessful bidders shall be returned to them.
4. A copy of this Resolution and applicable contracts shall be available for public inspection at the offices of the MCMUA, 214A Center Grove Road, Randolph, New Jersey 07869.
5. 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, June 9, 2020.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Christopher Dour, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Hudzik made a Motion to award contract for the Operation of the MCMUA's Household Hazardous Waste Permanent Facility to MXI Environmental Services, LLC and Dr. Kominos seconded the Motion.

ROLL CALL: AYES: 9 NAYES: NONE ABSTENTIONS: NONE

GENERAL ADMINSTRATIVE MATTERS

Coronavirus- The Morris County Municipal Utilities Authority (MCMUA) continues to provide essential services during the 2020 Coronavirus (COVID-19) pandemic. Our employees in every department of the MCMUA are working very hard to protect the health and safety of the community while servicing the residents of the County of Morris through these essential programs. MCMUA employees are still providing these services while minimizing public exposure. Discussion with our employees about taking extra measures with protecting themselves against the Coronavirus, doing their due diligence concerning contact with customers, practicing social distancing and proper hygiene, continue through weekly trainings and staff meetings. On May 20, MCMUA Executive Director Larry Gindoff held a video conference with his supportive staff to discuss a reopening process/plan for the MCMUA, similar to what is being done with County of Morris. Each division was discussed in detail making sure the MCMUA

provides the same level of services to the public. The essential MCMUA Operational staff should continue be commended for their efforts during this COVID-19 pandemic.

Public Hearing- The MCMUA is preparing for some program changes regarding the vegetative waste program as well as has encountered issues with improper disposal at the transfer station resulting in time and cost to the MCMUA for which will need to establish rates for service through a future public hearing. The MCMUA has seen a recent increase in medical waste/ red bags at our transfer stations. MCMUA employees are asked to remain onsite until licensed contractors clean up these materials from the tipping floor. The MCMUA is seeking reimbursement on time spent and/ or materials used during these types of incidents. Future vegetative waste pricing for expanded programs is for the drop-off and loading of compost and mulch for Morris County residents at our Parsippany location, as discussed during the May 12 Board meeting. Also under consideration should be the pricing of lake weed acceptance which we believe is currently underpriced for this service.

TRANSFER STATIONS

Tonnage- For the month of May 2020, the quantity of solid waste accepted at the two (2) transfer stations was 31,644 tons. This represented a **21.05%** decrease compared to May 2019 totals of 40,080 tons, attributed to the COVID-19 pandemic. Please refer to the attached Transfer Station Disposal Report by Month for additional information.

Tonnage numbers continue to decrease due to the COVID-19 pandemic, but each day businesses and schools begin to reopen in Morris County. The Mount Olive transfer station is down 2,540 tons from May of 2019, even with the surge in non-account drop-off, primarily residential. The Mount Olive transfer station processed 828 non-account customers during the month of May 2020, compared to May of 2019 where 516 of these customers used our facility. The Parsippany transfer station has seen a similar decrease with 949 less customers in May 2020 and 5,895 less tons of waste. The amount of daily calls from homeowners to the transfer station scale houses and main office has begun to lighten up during the reopening process in the State of New Jersey.

Parsippany-Troy Hills Transfer Station Improvements Project- This project involves the replacement of the main tipping floor, trench drains, and related steel repair work. Persistent Construction, Inc. (Persistent) and sub-contractor ABBA Metal Works (ABBA) are near completion of the installation/ welding of the steel shroud and frame structure in Phase 1. Once complete, Persistent and ABBA will begin work on the spall repairs, the rubber shroud belting, and final painting of the steel. When complete, a final inspection by Alaimo will determine the change-over to Phase 2. The updated Project Timeline received from Persistent detailing the completion of Phase 1 and start of Phase 2, appears to be occurring in mid-July 2020. Phase 2 will involve all the comparable construction to the Phase 1 work on the Western most tipping bays (2) and modifications to loading bays #3 and #4. Information remains on the MCMUA web reminding our customers of this construction activity in Parsippany-Troy Hills.

While onsite for the walkthrough mentioned below, Alaimo Engineering reviewed and measured the steel beams and shrouds in Loading Bays #3 and #4. Two (2) of the main steel support beams were found to be twisted and damaged and were in need of full replacement. As a result to these findings, the MCMUA anticipates receiving a Change Order request relating to the Phase 2 steel work.

Transfer Stations Administrative Matters- The MCMUA requested Bids on February 21 for “The Operation of Two Morris County Solid Waste Transfer Stations, located in Parsippany-Troy Hills Township and Mount Olive Township, Including Providing Transportation and Disposal of All Solid Waste Received at the Transfer Station Facilities.” Due to Covid-19 and the state update regarding acceptance of bids during the pandemic, Addendum #6 has extended the date and time for the receipt of Bids for Bid#2020-SW01 from Tuesday, April 21, 2020 at 11:00 AM to Thursday, June 11, 2020 at 3:00 PM. The Contract Award date is now scheduled for no later than Tuesday, July 7, with the Contract start-up date anticipated for Wednesday, August 5, 2020.

As discussed during the May 12 regular meeting, the current five (5) year contract with J.P. Mascaro and Sons terminated at the end of May 2020. In consideration of the COVID-19 State of Emergency, the Board adopted a motion at the April 7 meeting authorizing the MCMUA to

negotiate a temporary emergency contract for the operation of the transfer stations for the duration of the COVID-19 pandemic until Bids can be received. A Resolution at the May meeting followed, approving an Emergency Contract with J.P. Mascaro and Sons to operate the two (2) MCMUA transfer stations. The negotiated signed letter with J.P. Mascaro and Sons from MCMUA Executive Director Larry Gindoff was dated April 30, 2020. This Emergency Contract commenced on Monday, June 1, 2020.

The MCMUA Operational Staff continue working with J.P. Mascaro and Sons on lists of pending repairs and improvements that are in need of completion at both transfer stations. These ongoing repairs such as the scales, concrete and steel work, paving, curb repairs, and line striping are coordinated between J.P. Mascaro hired contractors and the MCMUA Operational Managers. Similar repairs under the responsibility of the MCMUA have already been completed. Electrical and safety related improvements mentioned in Garden State Environmental (GSE)/ Morris County Risk Management and the Morris County Fire Marshal's Office inspection reports continue to be addressed. On Friday, May 22, the MCMUA staff hosted a video conference with the MCMUA staff, the solid waste committee, and Counsel. The meeting resulted in the drafting of a letter dated for May 25 titled "Outstanding list of general repairs at the MCMUA Transfer Stations in both Mount Olive Township and Parsippany-Troy Hills Township" which was e-mailed and sent to J.P. Mascaro and Sons. Included in this letter was an updated "major/ most important" list of repairs, pictures detailing these repairs, the original formal repair list letter dated February 03, 2020, and a request for a scheduled video conference to discuss. The MCMUA staff then performed a detailed walkthrough of the Parsippany-Troy Hills facility with Persistent Construction on May 26. The same walkthrough with Persistent was performed at the Mount Olive facility the following day. The morning of May 28, Alaimo Engineering joined the MCMUA staff for the same tour of both facilities so they had a better understanding before attending the video conference. The video conference with J.P. Mascaro and Sons, Alaimo Engineering, and MCMUA staff and Counsel took place that afternoon. J.P. Mascaro and Sons representatives understood their obligations under the Contract, and would be making a conscious effort to complete everything by mid-July. It was agreed upon that MCMUA staff and Alaimo Engineering would meet the J.P. Mascaro and Sons' engineer and purchasing agent on Tuesday, June 2 in Mount Olive to go over everything collectively. The Parsippany facility would follow that afternoon. Correspondence related to this matter has been included in the June 9 Correspondence Report.

The MCMUA staff has been working with the County Office of Information Technology (OIT) and the Morris County Law and Public Safety- Fire Marshal's Office on improvements related to the Parsippany-Troy Hills transfer station fire panel dialer system. Currently, there is no County network in the main transfer building, only in the facility's scale house. There has been some recent issues with the phone lines to the main transfer station building causing a localized trouble alarm signal with the fire panel communicator. As a temporary fix to this issue, pending the install of the County network, OIT has inputted a cellular dialer within the fire panel. The MCMUA is working with the Fire Marshal's Office to start to install these new fire panels at all our facilities, connecting directly to the County network. This will reduce the amount of future issues and limit the costs in phone bills.

HOUSEHOLD HAZARDOUS WASTE (HHW) MANAGEMENT

Program Participation- The permanent household hazardous waste facility (HHWF) located at the MCMUA Mount Olive transfer station was closed due to COVID-19 during the month of May 2020. Reopening this facility and service to the public was discussed and approved during the May 12 Board meeting. The MCMUA staff contacted the Morris County Department of Law and Public Safety, Office of Emergency Management (MCOEM) for final approval as directed by the Board. MCOEM Director Jeff Paul forwarded the request to the State OEM and received confirmation that we were approved to reopen the program on Friday, May 22. The restrictions that the MCMUA implemented inclusive of mandatory social distancing with a minimum of six (6) feet apart from all individuals, meets the current recommended guidelines. In addition, MCOEM Jeff Paul mentioned that the proposed direction concerning handwashing as well as the issuance of appropriate personal protective equipment (PPE), and training of our staff is commendable. MCOEM Jeff Paul also recognized that the requirement for our current vendor, MXI, to follow the same measures with the requirement to provide all PPE for their employees, as well as limiting the physical exchange of material, papers, etc. between individuals is certainly appropriate. As it related to the participation of the public in the "drop-off" process, Emergency

Management recognized that all participants will be required to remain in their vehicles and all waste will be removed from the vehicle trunk by the Contractor only. Once approved by State and County OEM, the MCMUA began booking appointments and making sure we had an adequate supply of PPE at the facility. The first permanent HHW facility date open to the public occurred on Tuesday, June 2. The MCMUA plans to open Tuesdays, Fridays, and Saturdays to Morris County residents only, reducing monetary interactions while keeping paperless transactions with customers.

The first 2020 MCMUA HHW one-day drop-off event is scheduled for Saturday, June 13 from 9:00AM to 2:00PM at the Morris County Public Safety Training Academy (MCPSTA). This event was moved from the parking lot of the County College of Morris (CCM) due to the Lot #1 being used as Morris County's COVID-19 testing location. The MCMUA has also scheduled a second back-to-back event for Sunday, June 28, again at the MCPSTA. Both of these programs will be conducted by MXI under its existing contract.

The enclosed 7' by 14' MCMUA HHW one-day event trailer is currently being decaled with graphics in anticipation for deployment to our first 2020 event on June 13 at the Academy. For easy accessibility, this towable trailer now holds all the PPE, equipment, signage, and cones needed for the MCMUA to set up a full drop-off event.

HHW Administrative Matters- The MCMUA requested Bids on March 16 for both "Bid #2020-HHW01 the Operation of the MCMUA Household Waste Drop Event Days" and "Bid #2020-HHW02 the Operation of the MCMUA Household Hazardous Waste (HHW) Permanent Facility." Much like the solid waste transfer station Bid discussed above, these two (2) HHW RFP's were amended to extend the acceptance date for the proposals due to the COVID-19 emergency. Bids were received on Tuesday, June 2, 2020 at 3:00PM for #2020-HHW01 and 3:30PM for #2020-HHW02. These Bids will be reviewed by MCMUA staff and Counsel and it is anticipated that two (2) resolutions will be presented to the Board for its consideration at the June 9 meeting awarding these two (2) HHW contracts.

VEGETATIVE WASTE MANAGEMENT

Since March 30, due to the COVID-19 pandemic, both MCMUA Vegetative Waste Recycling Facilities in Parsippany and Mount Olive were performing their essential duties on limited hours. The facilities have now since reopened to serve our Morris County Municipalities, residents, and landscapers. A copy of the Vegetative Waste Report will be provided to the MCMUA Board for the June 9 meeting as reference.

MCMUA staff is still looking into the option for having Morris County Residents visit each of our facilities to pick up and drop off vegetative waste materials. MCMUA is still awaiting information on appropriate guidelines from our County Risk Management Office. Currently, people come onto our property at each of our sites in Mount Olive and Parsippany to pick up mulch and compost free of charge as a service to the residents of Morris County. While this is only done at the entrance of each property, the MCMUA was looking into the possibility to accept material from residents into our yards as well as the loading of vehicles with finished products for a fee. MCMUA staff continues to explore the possibility of moving the whole system online, accepting credit card payments, similar to what the MCMUA wants to achieve at our HHW permanent facility.

For years the MCMUA has provided free compost and wood mulch to Morris County residents. The piles of compost and mulch for residential pickup are located directly behind the Public Safety Academy in Parsippany and right at our main entrance off Waterloo Valley Road in Mount Olive. These piles have been a free-for-all and the MCMUA has had problems policing them. In efforts to control it a little better, the MCMUA is looking to implement some changes, mainly at our Parsippany location. Thoughts include providing free mulch and compost at the sites through a by-appointment scheduling process, which will control and limit access to the materials. In doing this, the MCMUA would no longer make free piles of material available outside the facility gates. To help make up for the lack of access, the MCMUA has approached

Towns that use the Parsippany facility often, like the three (3) Morris', directly. The MCMUA would like to make the piles of compost and mulch available to the municipalities from which they could then allow residents to pick up free of charge at their designated and controlled

sites/DPW yards/depots. The MCMUA could provide delivery to these designated sites as needed or the Municipalities could pick up material directly from us. Before the MCMUA started implemented these changes, we reached out to make sure towns like the three (3) Morris' that are close to our Parsippany Compost facility, can work with us, accept our free materials at their Municipal sites, and control the distribution to their residents. The MCMUA has already received confirmation from Morris Township and Morristown to move forward with the change.

Outbound Vegetative Materials Marketing- Outbound sales continue from both our vegetative waste facilities in Mount Olive and Parsippany. Some of May 2020 joint projects concerning Naturcycle and MCMUA materials include:

- 3000 yards of unscreened compost sold to Tri-State Bulk Garden Supply
- Smaller amounts of screened compost sold to Eli David and Lakeland Lawn and Landscaping
- Cricket Valley Power Plant in the Amenia, New York, an area a new Natural Gas Power Plant is now under construction. To repair all the disturbed soil, Naturcycle compost is specified through Tetra Tech with an amendment plan Naturcycle provides them. It says to add 15 to 20% compost by volume, mix well through a trommel or screen then place back and vegetate. Adding fresh organic matter (compost) helps the soil and the plants. Naturcycle works often on these types of long term projects and wrote the specs for in the spring 2018. 1,575 yards of unscreened MCMUA compost was moved during the month of May 2020.

Backup Trucking Service for Residential Vegetative Waste Deliveries- As mentioned above with our HHW permanent facility, the MCMUA requested approval from the State and County OEM to reopen our residential delivery services of mulch and compost. The MCOEM saw no reason why the MCMUA could not move forward with the public wood mulch and compost residential delivery program, with the adherence to the mandatory social distancing of a minimum of six (6) feet apart for all involved participants, along with the issuance of appropriate PPE/training to all MCMUA employees performing these services, and any involved contractors being responsible to follow the same guidelines in our HHW program. With this approval, Kirk Allen Trucking Services, LLC began assisting with our residential delivery services beginning on Monday, June 1. Throughout the COVID-19 pandemic, the MCMUA staff continued to receive phone calls and e-mails about the delivery program, but kept an ongoing list of the cancellations to call back. The MCMUA is excited to continue to move these materials to our Morris County residents, with the help of Kirk Allen Trucking.

Lake Weed- On May 21, a conference call was held regarding Lake Hopatcong and its immediate issues with lake weed disposal. On the call were Senator Anthony Bucco, Jr., Freeholder Liaison Tayfun Selen, County Administrators for both Morris and Sussex County, Executive Directors of both the Morris and Sussex County MUAs and representatives of the Lake Hopatcong Commission. Due to current weather conditions, lake weed generation is ahead of schedule but they are also facing financial challenges due to COVID-19 shutdowns. The call was conducted to try to find solutions. Lake Hopatcong harvests approximately 3,000 cubic yards (CY) of lake weed annually, yet the MCMUA only has capacity for 800 CY per year of the 3,000 CY needed. At the currently price of \$3.00/CY the MCMUA charges a total of \$2,400 to accept the 800 CY lake weed. The balance of the remaining lake weed was being considered for landfilling at the Sussex County MUA at the rate of \$96.00/ton which will cost them tens of thousands of dollars in disposal costs. The MCMUA suggested a the Lake evaluate sustainable approach to the management of the lake weed where they develop their own site(s) around the lake to process the lake weed harvested with leaf matter to generate an engineered soil product which can be used around the lake to manage stormwater run-off in an attempt to minimize harmful algal blooms (HAB) issues. While on the call, they seemed not to have the time to consider such an approach but the MCMUA was able to connect the Lake representatives with Naturcycle so they could discuss some of these sustainable alternatives. This discussion between Naturcycle and the Lake Hopatcong Commission did occur following the meeting and it is hopefully they can craft a solution for the future. The MCMUA has a marketing agreement with Naturcycle which has been effective with respect to developing and marketing vegetative products for specialized uses.

RECYCLING REPORT:

Ms. Sweedy reported the following: (1) The per ton rate for single stream for the month of April was -\$72.38. The preliminary per ton rate for single stream for the month of May is -\$66.50, which is a difference of \$5.88 below the rate for April. For the past two months overall rates for single stream are at their best levels in over a year. Corrugated cardboard continues to climb in value as the on-line shopping trend is still in progress. Mixed paper is in the black for May with its best pricing in over a year. Paper fibers are strong, but the weakness in the plastic and metal pricing is softening the overall improvement in single stream pricing.; (2) The MUA Recycling Staff members continue to work from home and others rotate working in the office while following appropriate distancing. Staff attends meetings and webinars via WebEx and Zoom as we get more familiar with this norm.; (3) We still have not received word about the 2020 Clean Communities Grant allotments. According to Sandy Huber, N.J. Clean Communities Executive Director, the NJDEP plans to release information in the near future regarding the grant distribution.

Ms. Szwak asked if Republic Services ever closed? They were having that issue with COVID-19 and the report last month said they kept going, but wondered if they ever did have a closure. Ms. Sweeney replied they did not have a closure. They were having staffing issues due to the virus and they were at a point where they had to divert any third party transporters, haulers, but any of their municipal partners were able to bring material there throughout the critical period. Mr. Gindoff commented that there was a slowdown, with regard to the processing procedure, for two weeks, but it did not impact us, as we are their anchor client. They remained open for us and shut out other haulers that do not have contracts with them.

Recycling Operations

Tonnage and Value – The April 2020 ReCommunity/Republic statement was finalized in the amount of **(\$110,616.93)**. The per ton rate for single-stream was **(\$72.38)**, a difference of \$15.19 below the rate **(\$87.57)** paid in March 2020. 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 available for the Board meeting and will be reported on at that time.

Covid-19 – Coronavirus - Due to the public health emergency during the month of May, some MCMUA office staff members continued to work from home and others rotated working in the office while following appropriate distancing. A work plan is being developed that will include additional safety measures. Those office staff members that are able to do all of their work from home will continue to primarily work from home, coming to office only when necessary.

Curbside Contract Proposals & Resolutions

On 5/5/20, staff received an email from Susan Sharpe, attorney for Mendham Borough advising that a shared service agreement, for curbside recycling collection, from the MCMUA would not be considered. The town has placed out a bid under the Local Public Contracts Law, a consolidated proposal for bulk pick-up, recyclables, and refuse. Ms. Sharpe stated, “Therefore, while we can appreciate that the MUA is exempt from the bidding process, we cannot change our bid specifications and contract for just one aspect of said services.”

On 5/7/20, staff forwarded to Diane Alexander of Maraziti, Falcon, and copied Brad Carney, copies of a shared services agreement and Board resolution for exchange of equipment and manpower with Parsippany Troy-Hills Township. Shana O’Mara reviewed the insurance schedule, and Larry Kaletcher reviewed the rate schedule. The agreement runs from 11/1/20 to 10/31/25 and includes a 2% increase each year.

On 5/18/20, staff spoke to Adam Brewer, Pequannock Township Administrator, regarding the curbside agreement that renews on 11/1/20. Coincidentally, right before the call, the town posted a bid request for trash, vegetative waste, and recycling collection. Staff advised Larry Gindoff that the bid opening is 6/30/20 and Mr. Brewer will contact the MCMUA after that, to review our proposal.

On 5/21/20, Riverdale Borough issued a bid for recycling services. Staff contacted Steve Schotanus, Municipal Recycling Coordinator, and Mayor Paul Carelli, and asked to meet with them once the bids are opened. Staff had met with Mr. Schotanus and Mayor Carelli in January

and were advised, at that time, that the MCMUA would likely be chosen as their provider for curbside recycling services but they still issued their RFP.

Recycling Customer Support & Curbside Support

On 5/4/20, staff spoke with Kellie Ann Keyes, Roxbury Township Municipal Recycling Coordinator regarding her questions about reopening the Roxbury recycling depot. Michael Simmons, MCMUA curbside supervisor was very helpful in giving her information about how other depots are reopening. Staff suggested Kelli Ann speak to East Hanover Township and Lincoln Park Borough municipal recycling coordinators because those depots have been reopened.

On 5/7/20, staff received information from the transfer station that trash from Morris View Healthcare Center contained multiple red medical waste bags. Staff contacted Ralph Gottlieb, the facility director, to discuss the matter and suggested that his staff receive training about proper disposal of all waste and appropriate use of red bags for regulated medical waste only. Red bags and regulated medical waste are not permitted at the transfer stations. Unfortunately, employees at Morris View do not always use the red bags appropriately and put trash in them and that is how they end up at the transfer stations. There have been a few occasions, at the transfer stations when red bags did contain regulated medical waste.

On 5/8/20, staff reached out to Gus Hollstein, owner of the Rockwood Apartments, in Rockaway Borough, at the request of Tom Slockbower, Municipal Recycling Coordinator. Tom is concerned about spillage around the recycling dumpster in the disposal area. Mr. Hollstein said that residents have been using the front of the dumpster only. This causes material to spill out the front while the back half is empty. Staff offered Mr. Hollstein chain locks and followed up on 5/29/20. Staff also suggested signage at the disposal area to address this issue and reaching out to residents explaining proper use of recycling dumpsters.

On 5/12/20, staff created a press release regarding proper disposal of red bags/biohazard bags; proper disposal of COVID-19 waste; and a request to residents to refrain from using the transfer stations. The press release forwarded the release to Larry Ragonese. It was posted on the County website. <https://morriscountynj.gov/2020/05/covid-19-mua-urges-residents-with-confirmed-cv-19-virus-to-use-extra-safety-with-trash-disposal/>. Some municipalities have posted this information on their websites, while others have included it in the municipal newsletter to residents.

On 5/13/20, staff placed recycling decals on recycling dumpsters at Riverview Apartments in Rockaway Borough, and recycling dumpsters at Hanover Hills Condominiums in Hanover Township. Staff also inspected recycling dumpsters at both complexes and took photos of contamination (unacceptable materials mixed with recyclables). Staff contacted property managers at both complexes and emailed photos. Property managers were asked to monitor all dumpsters with recyclables (remove all unacceptable materials on a daily basis) and provide continuous notifications to residents about recycling right!

Miscellaneous Presentations/Meetings/Conference Calls/Correspondence

On 5/5/20, staff responded to an email from a Chatham Borough resident asking about stores that recycle plastic bags. Staff contacted TREX to see if their stores were accepting them, but was advised that it was up to each individual stores. Staff gave the resident a link to the Plastic Film Recycling website, which has information about stores that may be collecting them: <https://www.plasticfilmrecycling.org/recycling-bags-and-wraps/find-drop-off-location/>.

On 5/5/20, staff attended Sustainable Jersey's Virtual Sustainability Summit Webinar, titled, The Link between Climate Change & Health Inequities. Jeanne Herb, Executive Director of Rutgers Bloustein School, was the featured speaker. The presentation focused on eliminating the inequities climate change creates in health care on vulnerable populations such as the elderly, communities of color, low income communities, and children.

On 5/6/20, staff attended, via WebEx, the Whippany River Watershed Action Committee's presentation by Jennifer Coffey, Executive Director of ANJEC, on the topic of clean water.

On 5/7/20, staff was scheduled to attend the WasteWise meeting, but it was cancelled due to COVID-19.

On 5/8/20, staff, as part of the selection committee for grant funding from Sustainable Jersey Schools, submitted scores and comments/suggestions regarding applications on the due date. Staff had carefully reviewed the applications during the month of May to determine which projects met the requirements and goals of the grant-funding program, which is subsidized by PSEG. \$100,000.00 of grant funding will be distributed to schools that best meet the goals of this program. Grant award recipients will be announced in June! Please visit the website for details and list of grant award recipients, <http://www.sustainablejerseyschools.com/>.

On 5/13/20, and 5/27/20, staff participated in Clean Communities Best Practices Manual (CCBPM) committee meetings via Zoom. The committee-discussed ideas about a “Choose to Refuse” campaign and other additions and updates for the 2020 CCBPM, on the NJ Clean Communities website. Staff updated the list of books, which will also be used on the ANJR School Tool Kit. Information about preventing balloon litter will also be added, including inspirational litter-free ideas to celebrate, remember and honor the people who impact our lives. A link will be added for the following website: PreventBalloonLitter.com. The committee requested that the link for the CCBPM be displayed on the NJ Clean Communities homepage, as well as other places throughout the website so it can be easily found by coordinators. Sandy Huber, Executive Director has put in that request to the webmaster.

On 5/14/20, staff participated in an ANJR Zoom meeting regarding the creation of a “School Tool Kit” of recycling education. Staff has forwarded MCMUA educational information, graphics, forms, book list and suggestions to the committee.

On 5/18/20, staff participated in an ANJR Zoom meeting to discuss the 6/5/20 Annual Meeting, which was postponed. The Committee is working on holding online meetings.

On May 19, staff attended a County Coordinators meeting, hosted by ANJR (Association of New Jersey Recyclers) via Zoom. The meeting topics discussed included the overall impact of COVID-19, working remotely from home, and the cancelation of Household Hazardous Waste collection one-day events. All Counties had to cancel original dates and reschedule their HHW one-day collection events. Coordinators also discussed new rules for staying safe at the one-day events and at permanent HHW facilities, such as, residents staying inside their cars with windows up, those working must wear appropriate PPE (protective equipment, such as masks, gloves, etc.). Union County shared ideas for signage with the new rules for the public to follow that will be visible to those residents pulling up their vehicles.

Erin Jensen, Environmental Specialist from the NJDEP, confirmed that municipal recycling coordinators could attend a County held meeting remotely this year to meet the requirement in conjunction with their 2019 Municipal Tonnage Grants. The MCMUA will keep track of those who attend and provide list of attendees to NJDEP.

Carol Broccoli, from Rutgers Office of Continuing Education, announced that the CRP (Certified Recycling Professionals) series that was scheduled to end in June would be completed online (remotely) in this summer. It is unknown if the graduation will take place at the ANJR Symposium in October, this will depend on the state of the health emergency. Those signed up for the CRP series to begin in September will begin taking classes online (remotely) and may resume in-person classes when/if it is safe to do so. Carol also mentioned that those coordinators who are CRP, that are unable to earn sufficient credits for re-certification, will receive a conditional certification and be expected to earn enough credits during the next cycle to fulfill the requirements. Finally, ANJR canceled its June 5 Annual meeting and plans to offer two Webinars in June that will provide the opportunity for Certified Recycling Professionals to earn credits.

On 5/19/20, staff participated in an ANJR Zoom Board meeting as the recording secretary. Finances are strained and the ANJR office will be closed at the end of June in order to reduce costs. Marie Kruzan, Executive Director, will work from her home. Board members are urged to bring in 10 new members. The 6/5/20 ANJR Annual Meeting has been cancelled. In lieu of that meeting, the Committee is working on holding two webinars and will charge an attendance fee. They will be at the end of June once the speakers have been confirmed. The Fall 5K has been cancelled. The golf outing will be rescheduled for the Fall. June workshops on recycling education in different sectors of the economy have been cancelled. Senator Bob Smith is

working on a bill that would require recycled content to be included in plastic, paper and glass products. He hopes to spur the recycling markets. A committee, including MCMUA staff is updating the school toolkit for the ANJR website and has contributed forms, photos and procedures regarding set-up of a comprehensive recycling program for schools.

On 5/21/20, staff emailed Municipal Recycling Coordinators to inform them that the municipal recycling coordinators meeting planned for June 10 will not take place, due to the health emergency. Attending a County held meeting is a requirement for the 2019 Municipal Tonnage Grant. Coordinators were informed that the NJDEP has approved that Counties can hold an online meeting for municipal recycling coordinators during 2020, to meet this requirement. Staff will plan an online meeting in the fall, and will keep an attendance record that will be provided to the NJDEP.

On 5/21/20, staff attended a Webinar presented by NEWMOA (Northeast Waste Management Officials' Association) and NERC entitled "What's New With Reducing & Recovering Wasted Food." Discussion turned to the impacts of COVID-19 on reducing and recovering wasted food. Katy Franklin, Ops Director of ReFED gave a presentation. Their mission is taking a data-driven approach to move the food system from acting on instinct to insights to solve our national food waste problem. The other speaker was Ariel Maria Ardura, Clinical Fellow, Harvard University Law School, Food Law & Policy Clinic (FLPC). FLPC serves partner organizations and communities by providing guidance on cutting-edge food system issues, while engaging law students in the practice of food law and policy.

On May 29, 2020, Steven Rinaldi of the New Jersey Department of Environmental Protection announced the annual recycling awards program. The program recognizes excellence in recycling/source reduction in ten different categories. Please find the application criteria and nomination form at <https://www.nj.gov/dep/dshw/recycling/2020RecyclingAwards.pdf>.

Clean Communities

The Clean Communities annual conference was canceled due to COVID-19. The conference was to be held on May 20, through May 22, in Tuckerton (Kids Day), and Seaside Heights (seminar and awards dinner). The event has been postponed to October 7, through October 9, this, if the health emergency is over.

On May 29, Sandy Huber, NJ Clean Communities Executive Director, announced that the spending of the 2019 Clean Communities Grant has been extended to December 31, 2020 and the due date for the Statistical reports for the 2019 Grant has also been extended to December 31, 2020. This will allow for the proper spending of Clean Communities Grant funds! Staff forwarded this information to municipal coordinators immediately.

Ms. Huber also stated that the NJDEP plans to release the 2020 Clean Communities Grants in the near future. There has been no update as of the writing of this report.

Morris County Clean Communities road cleanups and educational litter abatement programs were canceled in May due to COVID-19.

OLD BUSINESS:

Mr. Gindoff provided an open space update. He mentioned that Laura and Gene have passed on several comments onto Anthony Marrone and Alex Cavrogrotii and me to work on the Open Space Plan and we have made many improvements with it. At this point, we are still working with Steve Rice in the IT Department for finalizing our mapping and our data sets on it, as IT Department is developing a new improved system on how to manage all the open space data that the County has for all the programs, so we are making sure that our data is working with that system and also just getting the expertise of his mapping capabilities. We should have an update next month to provide to the Board.

Mr. Gindoff heard from Tim Quinn of Morris Township about the open space project off of Picatinny Road that we agreed to participate in. He said they have been slowed down due to the virus, but they do anticipate closing on that in late summer. When that approaches, we will have to consider a resolution to allocate the money for it.

Mr. Druetzler commented that Larry Gindoff and Chris Dour did an excellent job in summarizing the meeting we had with the Freeholder Committee and thanked him for that.

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

NEW BUSINESS:

Mr. Gindoff mentioned to the Board that every year we have annual resolution to renew the lease with the National Guard for the use of the Dover Armory, where we dispatch our Curbside crew out of. We will be paying the same price as 2019. He asked for the Board's approval of following resolution:

RESOLUTION NO. 20-40
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 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 9, 2020.

MORRIS COUNTY MUNICIPAL
UTILITIES AUTHORITY

By: _____
Christopher Dour, Chairman

ATTEST:

Marilyn Regner, Secretary

MOTION: Mr. Hudzik made a Motion to renew the lease for the Dover Armory and Mr. Druetzler seconded the Motion.

ROLL CALL: AYES: 9 NAYES: NONE ABSTENTIONS: NONE

Mr. Gindoff mentioned to the Board that Morris County Park Commission conducts a Deer Management Program for the MCMUA's Alamatong Wellfield every year. The Park Commission wants to know if the Board wants to make any changes to the program. The Board wants no changes. Mr. Gindoff asked the Board to pass a Motion to have the Park Commission do the Deer Management Program for the MCMUA for another year.

MOTION: Ms. Szwak made a Motion to allow the Park Commission to conduct the same Deer Management Program in the MCMUA's Alamatong Wellfield and Mr. Barry seconded the Motion.

ROLL CALL: AYES: 9 NAYES: NONE ABSTENTIONS: NONE

PUBLIC PORTION:

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

There being no further business, Chairman Dour asked for a Motion to adjourn the meeting at 7:56 p.m.

MOTION: Mr. Hudzik made a Motion to adjourn the meeting at 7:56 p.m., seconded by Ms. Szwak and carried unanimously.

Marilyn Regner
Secretary

/mr