

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

JULY 15, 2021

Due to the current COVID-19 State of Emergency and in compliance with N.J.S.A. 10:4-8, et seq., the Authority conducted its regularly scheduled Board Meeting on July 15, 2021 with some of the Members and staff participating by way of teleconference.

The Chairman called the meeting to order at 7:00 PM and began the meeting with the Statement of Public Notice (Sunshine Law), attached and caused same to be entered into the minutes of the meeting.

ROLL CALL

PRESENT: Chairman Huber; Members Baldassari, Kissil, Marucci, Rotando, Schimpf and Webster [Members Kissil, Schimpf and Webster participated by telephone conference as permitted by the By Laws.]

ABSENT: Member Chumer

All Members in the meeting acknowledged that they could hear the Chairman and other participants.

Also present were the following: Laura Cummings, PE, Executive Director; Charles Maggio, Chief Financial Officer; Jeff Elam, PE, Chief Engineer; Alexis Bozza, Executive Administrative Assistant; Jennifer Roselle, Esq., Labor Counsel; and Sidney D. Weiss, Esq., General Counsel to the Authority. The following participated by telephone conference: Basil D'Armiento, Director of Operations and Drew Saskowitz, Water Quality Superintendent.

PUBLIC DISCUSSION

Chairman Huber stated the next portion of the meeting was set aside for public discussion and asked if any members of the public were present and would like to address the Board, to please state their full name for the record. No one responded. He then closed the public portion of the meeting.

MOTION APPROVING MINUTES OF JUNE 17, 2021

Copies of the minutes of the meeting held on June 17, 2021, were distributed to the Members prior to the meeting for review and comment. Member Baldassari moved

that the minutes be adopted as presented. Member Marucci seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Huber; Members Baldassari, Kissil, Marucci, Rotando, Schimpf and Webster

NOES: None

RESOLUTION – APPROVAL OF JULY 2021 LIST OF BILLS

Copies of the bill list for July 2021 were distributed to the Members prior to the meeting for comment and approval. Member Rotando moved to approve the list of bills and offered the following resolution:

RESOLUTION NO. 81-21

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR JULY 2021

“COPY ANNEXED”

Member Baldassari seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Huber; Members Baldassari, Kissil, Marucci, Rotando, Schimpf and Webster

NOES: None

OTHER BUSINESS

A. Reports of the Engineering Committee

Member Rotando reported that the Engineering Committee met on June 17, 2021 and again just prior to the meeting. He requested that Mr. Elam update the Members. Mr. Elam addressed the group and reviewed the current status of the critical operations of the 568-737 gradients and what is being done by SMCMUA personnel in response. He also reviewed a recent request by Mt. Arlington to purchase water from SMCMUA. Lastly, Mr. Elam reported that the Authority is currently out to bid for the replacement of large (greater than 2”) water meters where bids are due in September.

B. Report of the Personnel Committee

Ms. Cummings reported that the Personnel Committee met on July 7, 2021. She reviewed the items discussed at the meeting: 1) examination of the latest HR Report along with a metric discussion for future reporting; 2) an update on contract negotiations which would be discussed in more detail during closed session; 3)

discussion of 2021 management compensation; 4) review of the current organizational chart, open positions, talent searches and the organizational review process for the upcoming budget; and 5) review of consultant services where additional detailed information would be provided at the August Board Meeting.

C. Resolution Authorizing Capital Budget Transfer

Member Rotando offered the following resolution:

RESOLUTION NO. 82-21

RESOLUTION AUTHORIZING CAPITAL BUDGET TRANSFER

"COPY ANNEXED"

Member Baldassari seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Huber; Members Baldassari, Kissil, Marucci, Rotando, Schimpf and Webster

NOES: None

D. Resolution Authorizing Use of Vendors under the Morris County Cooperative Pricing Council

Member Baldassari offered the following resolution:

RESOLUTION NO. 83-21

RESOLUTION AUTHORIZING USE OF VENDORS UNDER THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL

"COPY ANNEXED"

Member Rotando seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Huber; Members Baldassari, Kissil, Marucci, Rotando, Schimpf and Webster

NOES: None

E. Discussion – One Call Readoption of 14:2

Mr. Weiss reported notice was received that the Board of Public Utilities (BPU) was proposing to readopt its One Call regulation. Disappointingly, despite the fact that Mr. Weiss, in conjunction with others, had previously appealed the current

regulation where the Appellate Division had remanded the matter to the BPU stating that the BPU had not properly addressed their issues. Mr. Weiss recalled that the regulations deem the water utility to control facilities that it does not own, operate or control, and which are located on private property of which the water utility does not own or have any rights. He added that he and others continue to be opposed. There was a virtual public hearing held on June 28 at which time he presented oral comments on behalf of the AEA and AWWA-NJ. A draft of his comment was provided to the Members in their meeting packages. He added that formal comments are due by July 27. Mr. Weiss stated that he has prepared a draft comment letter on behalf of the AEA ad AWWA-NJ which has been distributed to the associations ad SMCMUA staff for review. He added that the comment letter basically elaborates and expands on the comments he made during the virtual public hearing on June 28. Mr. Weiss stated he would update the Members as the matter continues.

REPORTS

- A. General Administration – June 2021
- B. Billing and Customer Service – June 2021
- C. Engineering – June 2021
- D. Finance – June 2021
- E. Human Resources – June 2021
- F. Information Technology – June 2021
- G. Operations – June 2021
- H. Operations Risk Management – June 2021
- I. Water Quality – June 2021

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSION

Chairman Huber stated that the following item on the agenda may be excluded from the portion of the meeting open to the public pursuant to the exceptions set forth in the Open Public Meetings Act. He then offered the following motion:

RESOLUTION NO. 84-21

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSION

“COPY ANNEXED”

Resolved that discussion of:

1. Contract negotiations with New Jersey Water Utilities United Local No. 1,

be held in closed session pursuant to subsection 4 of Section 12b of the Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.); and

Be it further resolved that since the discussions are to be conducted in closed session as permitted by the Act, and may involve questions of attorney/client privilege, it is not known at this time when, or if, the contents of the discussions may be disclosed.

Member Baldassari seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Huber; Members Baldassari, Kissil, Marucci, Rotando, Schimpf and Webster

NOES: None

There being no further business to be discussed in open session, the meeting adjourned at 7:24 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

ALEXIS BOZZA
Assistant Secretary

SUNSHINE LAW STATEMENT

Adequate notice of this meeting has been provided in accordance with the provisions of the "Open Public Meetings Act", in the following manner:

1. By posting a copy of the Annual Notice of the Authority's regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority's offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 3, 2021.

2. By delivering to, for filing, copies of the Annual Notice with the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Boroughs of Florham Park, Madison and Wharton, and the County of Morris on February 3, 2021.

3. By delivering to, for filing, copies of the Annual Notice with the Daily Record, the Newark Star Ledger, and the Morris News Bee on February 3, 2021.



- 19 Saddle Road
Cedar Knolls, NJ 07927
- (973) 326-6880
- (973) 326-6864
- customerservice@smcmua.org
- smcmua.org

Resolution No. 81-21

RESOLUTION AUTHORIZING PAYMENT OF JULY 2021 LIST OF BILLS

BE IT RESOLVED that authorization is hereby granted to make payment of the following list of bills:

OPERATING FUND

Total Salary and Wages \$ 342,912.27

Total Operating Fund Checks and Wire Transfers \$ 904,761.82

CAPITAL FUND

Total Capital Fund Expenditures \$ 763,317.49


TOTAL OF JULY 2021 LIST OF BILLS \$ 2,010,991.58

ATTEST:



 ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
 MUNICIPAL UTILITIES AUTHORITY



 MAX HUBER, Chairman

Dated: July 15, 2021

Board Members

Morristown:
 Max Huber
 Donald Kissil

Morris Township:
 Dennis Baldassari
 Michael Chumer, Ph.D.

Morris Plains:
 Ralph R. Rotando
 Patricia Webster

Hanover Township:
 Nicola Marucci, P.E.
 Adolf Schimpf, Ph.D.

Executive Director: Laura Cummings, P.E.

Chief Engineer: John J. Elam, P.E.

Chief Financial Officer: Charles Maggio, C.M.F.O., Q.P.A.

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$2,010,991.58) for payment of the resolution entitled Resolution Authorizing Payment of July 2021 List of Bills in the Authority's 2021 Budget.



CHARLES MAGGIO, Treasurer

Dated: July 15, 2021

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on July 15, 2021, at a meeting duly convened of said Authority.

Alexis Bozza Digitally signed by Alexis Bozza
Date: 2021.08.16 15:19:14
-04'00'

ALEXIS BOZZA, Assistant Secretary

Dated: July 15, 2021



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Resolution No. 82-21

RESOLUTION AUTHORIZING USE OF VENDORS UNDER THE
MORRIS COUNTY COOPERATIVE PRICING COUNCIL

WHEREAS, the Authority is a participant in a Cooperative Pricing Agreement with the Morris County Cooperative Pricing Council ("MCCPC"); and

WHEREAS, the Authority wishes to purchase the items listed in Exhibit "A" from authorized vendors under the MCCPC during the 2021 budget year; and

WHEREAS, the purchase of work, materials and supplies through Cooperative Pricing Councils, such as the MCCPC, is authorized without additional advertising by the participants under Section 11 (5) of the Local Public Contracts Law, N.J.S.A. 40A:11-11(5); and

WHEREAS, the vendors listed in Exhibit "A" attached hereto have been awarded contracts by the MCCPC for and including the budget year 2021; and

WHEREAS, the cost is estimated not to exceed the amounts stated; and

WHEREAS, the Treasurer of the Authority has certified the availability of funds in the 2021 Budget;

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the vendors listed in Exhibit "A" be authorized for use for the budget year 2021.

ATTEST:


ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


MAX HUBER, Chairman

Dated: July 15, 2021

Board Members

Morristown:
Max Huber
Donald Kissil

Morris Township:
Dennis Baldassari
Michael Chumer, Ph.D.

Morris Plains:
Ralph R. Rotando
Patricia Webster

Hanover Township:
Nicola Marucci, P.E.
Adolf Schimpf, Ph.D.

Executive Director: Laura Cummings, P.E.

Chief Engineer: John J. Elam, P.E.

Chief Financial Officer: Charles Maggio, C.M.F.O., Q.P.A.

Exhibit "A"

CONTRACT	VENDOR	ITEMS	AMOUNT
47	Rio Supply	Water Meters/Data Recorders & Radio Frequency Meter Interface Units	\$80,000
#46	Genserve	Preventive Maintenance/Repair of Emergency Generators	\$26,060

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the 2021 Budget to purchase work, materials and supplies from the vendors listed below through the Morris County Cooperative Pricing Council in 2021. The cost is estimated not to exceed the amounts stated:

CONTRACT	VENDOR	ITEMS	CONTRACT EXPIRATION DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT BUDGETED FOR THIS EXPENDITURE	AMOUNT REQUESTED FOR THIS CONTRACT
#47	Rio Supply	Water Meters/Data Recorders & Radio Frequency Meter Interface Units	06/30/22	02-00-500-492	Meter Mgmt. Program	\$100,000	\$80,000
#46	Genserve	Preventive Maintenance/Repair of Emergency Generators	06/30/23	02-70-400-651	T&P Emergency Generator Maintenance	\$26,060	\$26,060



 CHARLES MAGGIO, Treasurer

Dated: July 15, 2021

CERTIFICATION

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Alexis Bozza Digitally signed by Alexis Bozza
Date: 2021.08.16 15:19:14
-04'00'

ALEXIS BOZZA, Assistant Secretary

Dated: July 15, 2021



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-  customerservice@smcmua.org
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Resolution No. 83-21

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS BETWEEN
CAPITAL BUDGET APPROPRIATIONS

WHEREAS, the Authority’s Chief Financial Officer/Treasurer has advised that there are certain budget line items in the Capital Budget that require additional funding; and

WHEREAS, the Chief Financial Officer/Treasurer has requested that such balances be transferred from the various budget line items with balances to those requiring additional funds to balance; and

WHEREAS, it appears that such transfers are in the best interest of the Authority and the Water System; and

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the following transfers within the Capital Budget totaling \$17,400.00 are hereby approved:

<u>Budget Transfers for Capital Budget</u>		
<u>Budget Line Item</u>	<u>Title</u>	<u>Amount</u>
Transfer To:		
02-00-500-494	T&P Wells Pumps Motors Etc.	\$17,400.00
	Total	<u>\$17,400.00</u>
Transfer From:		
02-00-500-479	2020 T&D - PLSD Pump/Letdown Stations	\$17,400.00
	Total	<u>\$17,400.00</u>

Board Members

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Max Huber
Donald Kissil

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Michael Chumer, Ph.D.

Morris Plains:
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Resolution No. 84-21

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSIONS

RESOLVED that the following discussion of:

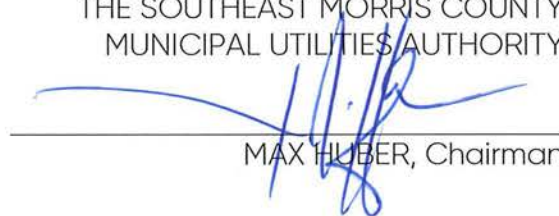
1. Contract negotiations with New Jersey Water Utilities United Local No. 1,

be held in closed session pursuant to subsection 4 of Section 12b of the Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.); and

BE IT FURTHER RESOLVED that since the discussion is to be conducted in closed session as permitted by the Act, and may involve questions of attorney/client privilege, it is not known at this time when, or if, the contents of the discussion may be disclosed.

ATTEST:


ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

MAX HUBER, Chairman

Dated: July 15, 2021

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