

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

AUGUST 19, 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 August 19, 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 and Schimpf participated by telephone conference as permitted by the By Laws.]

ABSENT: None

\*Member Webster arrived at 7:10 PM.

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; and Sidney D. Weiss, Esq., General Counsel to the Authority. The following participated by telephone conference: Basil D'Armiento, Director of Operations; Drew Saskowitz, Water Quality Superintendent; and Celenia Mercado, Operations Risk Manager.

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 JULY 15, 2021

Copies of the minutes of the meeting held on July 15, 2021, were distributed to the Members prior to the meeting for review and comment. Member Rotando moved that the minutes be adopted as presented. Member Chumer seconded the motion which was duly adopted by the following vote:

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

NOES: None

RESOLUTION APPROVING CLOSED SESSION MINUTES OF JULY 15, 2021

Copies of the closed session minutes of the meeting held on July 15, 2021, were distributed to the Members prior to the meeting for review and comment. Member Rotando moved to approve the closed session minutes as presented and offered the following resolution:

RESOLUTION NO. 85-21

RESOLUTION APPROVING CLOSED SESSION MINUTES OF JULY 15, 2021

“COPY ANNEXED”

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

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

NOES: None

COMMUNICATIONS

1. July 21, 2021 – Copy of letter from Sidney Weiss to Board of Public Utilities on the Proposed Re-Adoption with Substantial Changes of NJAC 14-2 (One Call Rules).

RESOLUTION – APPROVAL OF AUGUST 2021 LIST OF BILLS

Copies of the bill list for August 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. 86-21

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR AUGUST 2021

"COPY ANNEXED"

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

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

NOES: None

OTHER BUSINESS

A. Report of the Engineering Committee

Member Rotando reported that the Engineering Committee met just prior to the meeting. He stated that the Committee was provided with a presentation by the Billing and Customer Service Supervisor on the public outreach initiative in connection with the 2019 Water Supply Improvement Project. He requested that Mr. Elam update the Members on the HVAC upgrades and critical operations. 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. Mr. Elam also recalled that Trane recently installed a replacement HVAC unit that provides the heating and cooling for the Authority's Headquarters building. In addition to this, Trane installed a new web-based Building Management System (BMS) that provides direct control of the new unit. He continued that the existing variable air volume (VAV) boxes are not connected into the new BMS and as such, there is presently no control of the air flow (and hence the temperature) to each of the seventeen zones within the building. He would be recommending a project to connect the seventeen VAVs to the new BMS allowing for an appropriate temperature and level of humidity.

B. Resolution Authorizing Capital Budget Transfer

The Members reviewed a memorandum from the Chief Financial Officer dated August 16, 2021, requesting authorizing to transfer certain funds from/to accounts as detailed for upcoming projects. Similar transfer request authorizations by the Members were previously recommended by the Authority's auditors. Member Baldassari offered the following resolution:

RESOLUTION NO. 87-21

RESOLUTION AUTHORIZING CAPITAL BUDGET TRANSFER

"COPY ANNEXED"

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

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

NOES: None

C. Resolution Authorizing the Extension of a Contract for Fixed Radio Network Meter Transmission Units

The Authority had entered into a contract dated September 13, 2019, with Mueller Systems for Fixed Radio Network Meter Transmission Units which contract was duly awarded and approved by resolution dated August 15, 2019 (the "Contract"). The Contract was for an initial term of one year with an option to renew by the Authority for one or two additional years under certain conditions as permitted by N.J.S.A. 40A:11-15 of the Local Public Contracts Law. The contract was extended for a period of one year on June 18, 2020, at the same terms and conditions, with a 1% increase in overall price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15) and set forth in the existing Contract. The Members reviewed a memorandum dated July 26, 2021, from the IT Director and Revenue Integrity Operations Supervisor of the Authority recommending that the Contract be extended for an additional period of one year. The extension will be on the same terms and conditions, with the first extension's 1% increase in overall price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), set forth in the existing Contract. The total maximum cost to the Authority is \$201,973.74 for the one-year extension. The Treasurer certified that there are sufficient funds available in the 2021 Budget for the portion to be expended in 2021; the portion to be expended in 2022 is subject to funds being available in the 2022 Budget. Member Chumer offered the following resolution:

RESOLUTION NO. 88-21

RESOLUTION AUTHORIZING CONTRACT EXTENSION FOR FIXED RADIO NETWORK METER TRANSMISSION UNITS

"COPY ANNEXED"

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

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

NOES: None

D. Resolution Authorizing Contract Extension for Maintenance, Servicing and Repair of HVAC Systems

The Authority entered into a contract dated November 1, 2019, with Envirocon, L.L.C. (the "Contractor"), for the contract entitled Maintenance, Servicing and Repair of HVAC System, which was duly awarded and approved by resolution dated September 19, 2019 (the "Contract"). The Contract was for an initial term of one year with an option to renew by the Authority for one or two additional years under certain conditions as permitted by N.J.S.A. 40A:11-15 of the Local Public Contracts Law. The contract was extended for a period of one year on July 23, 2020, at the same terms and conditions, including price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), and set forth in the existing Contract. The Director of Operations of the Authority has recommended that the Contract be extended for an additional period of one year. The extension will be on the same terms and conditions, including price, set forth in the existing Contract. The maximum cost to the Authority is \$59,125.00 per year for this extension. The Treasurer certified that there are sufficient funds available in the 2021 Budget for the portion to be expended in 2021; the portion to be expended in 2022 is subject to funds being available in the 2022 Budget. Member Rotando offered the following resolution:

RESOLUTION NO. 89-21

RESOLUTION AUTHORIZING CONTRACT EXTENSION FOR MAINTENANCE, SERVICING AND REPAIR OF HVAC SYSTEMS

"COPY ANNEXED"

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

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

NOES: None

E. Resolution Awarding Contract for Air Compressors at the Clyde Potts Water Treatment Plant

The Authority has a need for the replacement of two air compressors at the Clyde Potts Water Treatment Plant. Requests for proposals were submitted to four companies. Airmatic Compressor Systems ("Airmatic") submitted the lowest responsive and responsible proposal for a not to exceed amount of \$25,386.65. The contract is awarded without public bidding as being less than the bidding threshold provided in the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.). Airmatic has completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract. The Treasurer certified that funds are available. Member Baldassari offered the following resolution:

RESOLUTION NO. 90-21

RESOLUTION AWARDING CONTRACT FOR AIR COMPRESSORS AT THE CLYDE POTTS WATER TREATMENT PLANT

"COPY ANNEXED"

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

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

NOES: None

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

The Authority is a participant in a Cooperative Pricing Agreement with the Morris County Cooperative Pricing Council ("MCCPC"). The Members reviewed a memorandum dated August 9, 2021 from the Chief Financial Officer requesting authorization to purchase certain items from an authorized vendor under the MCCPC during the 2021 budget year. 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). The Treasurer certified that funds are available. Member Baldassari offered the following resolution:

RESOLUTION NO. 91-21

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

"COPY ANNEXED"

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

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

NOES: None

G. Resolution Authorizing Use of Vendors under the North Jersey Wastewater Cooperative Pricing System

The Authority is a participant in a Cooperative Pricing Agreement with the North Jersey Wastewater Cooperative Pricing System ("NJWCPS"). The Members reviewed a memorandum dated August 10, 2021 from the Chief Financial Officer requesting authorization to purchase certain items from an authorized vendor under the NJWCPS during the 2021 budget year. The purchase of work, materials and supplies through Cooperative Pricing Councils, such as the NJWCPS, 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). The Treasurer certified that funds are available. Member Chumer offered the following resolution:

RESOLUTION NO. 92-21

RESOLUTION AUTHORIZING USE OF VENDORS UNDER THE NORTH JERSEY  
WASTEWATER COOPERATIVE PRICING SYSTEM

"COPY ANNEXED"

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

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

NOES: None

H. Resolution Authorizing Use of Vendor Pursuant to a National Cooperative Purchasing Agreement for Building System Automation Modification

The Authority wishes to modify the HVAC's automated building management system at the Authority offices pursuant to a National Cooperative Purchasing Agreement offered by U.S. Communities Government Purchasing Alliance ("U.S. Communities"), which is permitted by N.J.S.A. 52:34-6.2(b)(3). U.S. Communities sought and obtained bids for contractors to provide Comprehensive HVAC Products, Installation, Services and Related Products and Services on a National scale and on behalf of the Board of Education of Harford County, State of Maryland. Trane submitted the low bid and entered Contract RFP #15-JLP-023/28-112557-20-001 to provide and install such HVAC products and equipment on a nationwide basis. The Authority has verified that use of the Trane Contract offered through U.S. Communities will result in financial savings to the Authority and has published public notice of its intention to execute a contract with Trane for the HVAC building management system automation modification. Trane submitted the required documentation to the Authority, as well as agreed to a form of Addendum to Proposal revising Trane's standard Terms and Conditions in order to comply with Authority protocols and procedures. The Treasurer of the Authority certified the availability of funds for this work in the 2021 Budget. Member Webster offered the following resolution:

RESOLUTION NO. 93-21

RESOLUTION AUTHORIZING USE OF VENDOR PURSUANT TO A NATIONAL COOPERATIVE PURCHASING AGREEMENT FOR BUILDING SYSTEM AUTOMATION MODIFICATION

"COPY ANNEXED"

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

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

NOES: None

I. Resolution Ratifying Authorization for Services of EMA, Inc., to Troubleshoot and Repair Variable Frequency Drives at Black Brook Water Treatment Plant

On June 17, 2021, the Authority authorized the services of EMA, Inc. to perform troubleshooting and repairs at the Black Brook Water Treatment Plant in the amount of \$26,405; which amount is below the threshold for public bidding under



the Local Public Contracts Law. Subsequently, additional parts and associated labor were needed to complete the repair work on the Black Brook Clearwell Variable Frequency Drive for a cost of \$4,110. The additional services were authorized by the Chairman on July 14, 2021, subject to formal ratification and is determined to be in the best interest of the Authority and the Water System. The total not to exceed amount of all services to be provided from EMA, Inc., shall not exceed \$30,515. EMA, Inc., completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions. The Treasurer certified that funds are available. Member Rotando offered the following resolution:

RESOLUTION NO. 94-21

RESOLUTION RATIFYING AUTHORIZATION FOR SERVICES OF EMA, INC., TO  
TROUBLESHOOT AND REPAIR VARIABLE FREQUENCY DRIVES AT BLACK BROOK  
WATER TREATMENT PLANT

"COPY ANNEXED"

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

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

NOES: None

J. Resolution Ratifying Authorization for Additional Services of the Hanover Township Police Department

The Hanover Township Police Department was previously authorized to provide extra duty officers at the Authority's Headquarters for additional security on an as needed basis. The cost to the Authority for the provision of these security services by the Hanover Township Police Department was estimated not to exceed \$59,000. Additional services are requested to provide continued protection at an estimated not to exceed amount of \$28,800. This purchase is being made without public bidding in accordance with N.J.S.A. 40A:65-1, et seq., as a shared service. Member Kissil stated that he had a problem with all the payments the Authority makes to Hanover Township for police and other protection. Ms. Cummings and Mr. Weiss explained that the proposed payment here involved security services requested by the Authority and was totally unrelated to the charges for traffic control that the Authority has questioned over the years. Mr. Kissil stated he thought these services should be provided by others. Member Rotando stated that we are in the process

of retaining a private security firm which is unable to provide the services during the period of the proposed extension and that Hanover is the municipality that has jurisdiction since the headquarters building is located in that Township. Funds are available as certified by the Treasurer. Member Baldassari offered the following resolution:

RESOLUTION NO. 95-21

RESOLUTION RATIFYING AUTHORIZATION FOR ADDITIONAL SERVICES OF THE  
HANOVER TOWNSHIP POLICE DEPARTMENT

"COPY ANNEXED"

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

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

NOES: Member Kissil

K. Resolution Further Extending the Professional Service Contract with Sidney D. Weiss, Esq., to serve as General Counsel

The Authority entered into professional Service Contract dated as of January 1, 2021 with Sidney D. Weiss Esq. ("SDW") for professional legal services as General Counsel to the Authority (the "G.C. Agreement"). The G.C. Agreement was for a term of six months expiring on June 30, 2021. The G.C. Agreement was extended by resolution dated June 17, 2021 for an additional term of two months expiring on September 1, 2021. The Authority requested and SDW has agreed to further extend the term of the G.C. Agreement for an additional term of four months expiring on December 31, 2021 as set forth in an agreement (the "Second Extension Agreement"). This Second Extension Agreement may be awarded without public bidding as a professional service pursuant to the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.). The total additional cost to the Authority for the four-month extension is estimated not to exceed \$27,200 (\$6,800 per month). SDW has completed and submitted Business Entity Disclosure Certifications which certify that he has not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract. Funds for the extension, in the amount of \$27,200, are available as certified by the Treasurer. Member Baldassari offered the following resolution:

RESOLUTION NO. 96-21

RESOLUTION FURTHER EXTENDING THE PROFESSIONAL SERVICE CONTRACT WITH  
SIDNEY D. WEISS, ESQ., TO SERVE AS GENERAL COUNSEL

"COPY ANNEXED"

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

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

NOES: None

REPORTS

- A. General Administration – July 2021
- B. Billing and Customer Service – July 2021
- C. Engineering – July 2021
- D. Finance – July 2021
- E. Human Resources – July 2021
- F. Information Technology – July 2021
- G. Operations – July 2021
- H. Operations Risk Management – July 2021
- I. Water Quality – July 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. 97-21

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

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

NOES: None

There being no further business to be discussed in open session, the meeting adjourned at 8:18 PM.

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

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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. 85-21

RESOLUTION APPROVING CLOSED SESSION MINUTES


RESOLVED that the attached minutes of the Closed Session Meeting held on July 15, 2021, be and the same are hereby approved but withheld from public inspection and insertion in the regular Minute Book pending release for public disclosure pursuant to the provisions of the Open Public Meetings Act; and

BE IT FURTHER RESOLVED that the minutes be inserted in the Closed Session Minute Book of the Authority pending such disclosure.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MAX HUBER, Chairman

Dated: August 19, 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.

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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

Resolution No. 86-21

RESOLUTION AUTHORIZING PAYMENT OF AUGUST 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	\$	488,702.91
Total Operating Fund Checks and Wire Transfers	\$	651,202.32

CAPITAL FUND

Total Capital Fund Expenditures	\$	<u>537,759.78</u>
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TOTAL OF AUGUST 2021 LIST OF BILLS	\$	1,677,665.01
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ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
MAX HUBER, Chairman

Dated: August 19, 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.



TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$1,677,665.01) for payment of the resolution entitled Resolution Authorizing Payment of August 2021 List of Bills in the Authority's 2021 Budget.

A handwritten signature in black ink, appearing to read 'C. Maggio', is written over a horizontal line.

CHARLES MAGGIO, Treasurer

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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Resolution No. 87-21

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 \$149,491.23 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.	\$66,231.31
02-00-500-476	2020 Facility Improvements	\$83,259.92
	Total	<u>\$149,491.23</u>

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.

Budget Transfers for Capital Budget

Transfer From:


02-00-500-479	2020 T&D - PLSD Pump/Letdown Stations	\$5,353.74
02-00-500-466	2019 T & P - Wells, Pumps, Motors, etc.	\$28,394.60
02-00-500-479	2020 T&D - PLSD Pump/Letdown Stations	\$18,025.40
02-00-500-437	2018 Process Improvements	\$9,678.51
02-00-500-422	2017 Process Improvements	\$8,856.05
02-00-500-399	2017 Littleton Well Explorations & Rehab	\$15,113.94
02-00-500-462	2019 Meters and Services- Meters	\$13,312.39
02-00-500-463	2019 Meters and Services-Res Meter Pits	\$11,536.81
02-00-500-464	2019 Transmission & Distro- Water Mains	\$27,416.00
02-00-500-432	2018 System Improvements	\$348.35
02-00-500-435	2018 Electrical Design Services	\$36.00
02-00-500-454	2019 Engineering-Professional Services	\$10,019.44
02-00-500-386	2016 Littleton Well Exploration	\$1,400.00
	Total	<u>\$149,491.23</u>

AND BE IT FURTHER RESOLVED that the Chief Financial Officer/Treasurer be and is hereby authorized and directed to take whatever actions are necessary or convenient to effectuate the provisions of this Resolution and the transfers hereby approved.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
MAX HUBER, Chairman

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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- customerservice@smcmua.org
- smcmua.org

Resolution No. 88-21

RESOLUTION AUTHORIZING CONTRACT EXTENSION FOR  
FIXED RADIO NETWORK METER TRANSMISSION UNITS

WHEREAS, the Authority had entered into a contract dated September 13, 2019, with Mueller Systems for Fixed Radio Network Meter Transmission Units which contract was duly awarded and approved by resolution dated August 15, 2019 (the "Contract"); and

WHEREAS, the Contract was for an initial term of one year with an option to renew by the Authority for one or two additional years under certain conditions as permitted by N.J.S.A. 40A:11-15 of the Local Public Contracts Law; and

WHEREAS, the contract was extended for a period of one year on June 18, 2020, at the same terms and conditions, with a 1% increase in overall price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), and set forth in the existing Contract; and

WHEREAS, the IT Director and Revenue Integrity Operations Supervisor of the Authority have recommended that the Contract be extended for an additional period of one year; and

WHEREAS, the Members of the Authority hereby find, based upon memorandum of the IT Director and Revenue Integrity Operations Supervisor dated July 26, 2021, a copy of which is annexed hereto, that the services are being performed by Mueller Systems under the Contract in an effective and efficient manner; and

WHEREAS, the extension will be on the same terms and conditions, with the first extension's 1% increase in overall price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), set forth in the existing Contract; and

WHEREAS, the total maximum cost to the Authority is \$201,973.74 for the one-year extension; and

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.

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2021 Budget for the portion to be expended in 2021; portions to be expended in 2022 are subject to funds being available in the 2022 Budget.

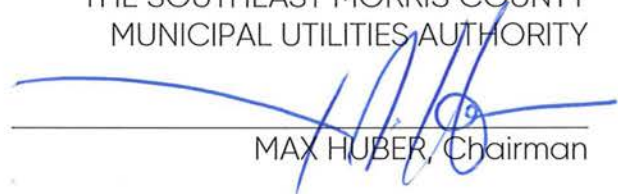
NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority as follows:

1. The term of the Contract dated September 13, 2019, between the Authority and Mueller Systems be and the same is hereby extended for an additional period of one year as provided in the Contract and permitted by the Local Public Contracts Law, N.J.S.A. 40A:11-15;
2. The extension shall be on the same terms and conditions, with a 1% increase in overall price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), set forth in the existing Contract, which Contract was awarded by the Authority by resolution duly adopted on August 15, 2019 and extended on June 18, 2020;
3. The Chairman or Vice Chairman and Secretary or Assistant Secretary be and they are hereby authorized and directed to execute and deliver the extension agreement or other document as may be required, and approved by the General Counsel, in order to effectuate the intent of this resolution.

ATTEST:

  
\_\_\_\_\_  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
\_\_\_\_\_  
MAX HUBER, Chairman

Dated: August 19, 2021



## MEMORANDUM

TO: Laura Cummings, PE, Executive Director

FROM: Nicholas Buono, IT Director *NB*  
Gregory DeSimone, Revenue Integrity Operations Supervisor *GD*

RE: Fixed Radio Network Meter Transmission Units

DATE: July 26, 2021

CC: Charles Maggio, CMFO, QPA, Chief Financial Officer

---

The Authority entered into a contract dated September 13, 2019, with Mueller Systems (Mueller) for the above referenced services, which was awarded and approved by resolution dated August 15, 2019. The Contract was for an initial term of one year with an option to renew by the Authority for one two-year or two one-year extensions under certain conditions as permitted by N.J.S.A. 40A:11-15 of the Local Public Contracts Law.

On June 18, 2020, a one-year extension was authorized by resolution on the same terms and conditions, with a 1% overall increase in price, as set forth in the existing Contract.

Under the provisions of the Contract, Mueller has requested that the Contract be extended for an additional period of one year on the same terms and conditions, including price, as set forth in the existing Contract.

The services that have been provided by Mueller under the Contract have been performed in an effective and efficient manner. I recommend that the term of the Contract be extended for a period of one year in the maximum amount of \$201,973.74 as provided in the Contract and permitted by the Local Public Contracts Law (N.J.S.A. 40A:11-15).

The Treasurer has certified that sufficient funds are available in the 2021 Budget for the portion of the contract to be expended in 2021; and that the portion to be expended in 2022 will be available subject to approval of the 2022 Budget. Table 1 provides a summary of the accounts to be charged for this Contract.



Table 1  
Account Allocation

Account	2021	2022	Total
02-00-500-492: Meter Mgmt. Program	\$80,717.12	\$121,256.62	\$201,973.74

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Mueller Systems for Fixed Radio Network Meter Transmission Units as follows:

1. In 2021, funds are available in the amount of \$80,717.12; and
2. In 2022, funds will be available in the amount of \$121,256.62 subject to the approval of the 2022 Budget.

The total maximum amount of this contract will not exceed \$201,973.74. This item will be charged to Account No. 02-00-500-492: Meter Mgmt. Program.

  
\_\_\_\_\_  
CHARLES MAGGIO, Treasurer

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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

Resolution No. 89-21

RESOLUTION AUTHORIZING CONTRACT EXTENSION FOR  
MAINTENANCE, SERVICING AND REPAIR OF HVAC SYSTEMS

WHEREAS, the Authority entered into a contract dated November 1, 2019, with Envirocon, L.L.C. (the "Contractor"), for the contract entitled Maintenance, Servicing and Repair of HVAC System, which was duly awarded and approved by resolution dated September 19, 2019 (the "Contract"); and

WHEREAS, the Contract was for an initial term of one year with an option to renew by the Authority for one or two additional years under certain conditions as permitted by N.J.S.A. 40A:11-15 of the Local Public Contracts Law; and

WHEREAS, the contract was extended for a period of one year on July 23, 2020, at the same terms and conditions, including price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), and set forth in the existing Contract; and

WHEREAS, the Director of Operations of the Authority has recommended that the Contract be extended for an additional period of one year; and

WHEREAS, the Members of the Authority hereby find that the services are being performed by the Contractor under the Contract in an effective and efficient manner; and

WHEREAS, the extension will be on the same terms and conditions, including price, set forth in the existing Contract; and

WHEREAS, the maximum cost to the Authority is \$59,125.00 per year for this extension.

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2021 Budget for the portion to be expended in 2021; portions to be expended in 2022 are subject to funds being available in the 2022 Budget.

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.

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority as follows:

1. The term of the Contract dated November 1, 2019, between the Authority and Envirocon, L.L.C., for the contract entitled Maintenance, Servicing and Repair of HVAC System, be and the same is hereby extended for an additional period of one year at a contract price of \$59,125.00 per year as provided in the Contract and permitted by the Local Public Contracts Law (N.J.S.A. 40A:11-15);
2. The extension shall be on the same terms and conditions, including price, set forth in the original Contract dated November 1, 2019, which Contract was awarded by the Authority by resolution duly adopted on September 19, 2019; and extended on July 23, 2020;
3. The Chairman or Vice Chairman and Secretary or Assistant Secretary be and they are hereby authorized and directed to execute and deliver an extension agreement or other document as may be required, and approved by the General Counsel, in order to effectuate the intent of this resolution.

ATTEST:

  
\_\_\_\_\_  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
\_\_\_\_\_  
MAX HUBER, Chairman

Dated: August 19, 2021

## TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Envirocon, L.L.C., for the contract entitled Maintenance, Servicing and Repair of HVAC Systems as follows:

1. In 2021, funds are available in the amount of \$9,854.00; and
2. In 2022, funds will be available in the amount of \$49,271.00 subject to the approval of the 2022 Budget.

The total maximum amount of this contract will not exceed \$59,125.00. This item will be charged to Account No. 02-70-400-648: TREAT: HVAC Maintenance and Repair.



---

CHARLES MAGGIO, Treasurer

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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

Resolution No. 90-21

RESOLUTION AWARDING CONTRACT FOR AIR COMPRESSORS AT  
THE CLYDE POTTS WATER TREATMENT PLANT

WHEREAS, the Authority has a need for the replacement of two air compressors at the Clyde Potts Water Treatment Plant; and

WHEREAS, requests for proposals were submitted to four companies; and

WHEREAS, Airmatic Compressor Systems ("Airmatic") submitted the lowest responsive and responsible proposal for a not to exceed amount of \$25,386.65; and

WHEREAS, the contract is awarded without public bidding as being less than the bidding threshold provided in the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.); and

WHEREAS, Airmatic has completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the Treasurer has determined and certified in writing that the value of the Contract will exceed \$17,500; and

WHEREAS, funds are available and have been certified by the Treasurer of the Authority; and

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

1. A contract be awarded to Airmatic Compressor Systems for the replacement of two air compressors at the Clyde Potts Water Treatment Plant in a total maximum not-to-exceed amount of \$25,386.65.

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.



2. The Executive Director be and is hereby authorized and directed to execute an agreement on behalf of the Authority in the manner provided by law.

ATTEST:

  
\_\_\_\_\_  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
\_\_\_\_\_  
MAX HUBER, Chairman

Dated: August 19, 2021

TREASURER'S CERTIFICATION

I hereby certify funds are available in the 2021 Budget in the amount of \$25,386.65 for payment of a contract with Airmatic Compressor Systems for the replacement of two air compressors at the Clyde Potts Water Treatment Plant. This item will be charged to Account No. 02-00-500-481: T&P Wells, Pumps, Motors, Etc.

  
\_\_\_\_\_  
CHARLES MAGGIO, Treasurer

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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

Resolution No. 91-21

RESOLUTION AUTHORIZING USE OF VENDOR 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 item listed in Exhibit "A" from an authorized vendor 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 vendor listed in Exhibit "A" attached hereto has been awarded a contract by the MCCPC for and including the budget year 2021; and

WHEREAS, the cost is estimated not to exceed the amount 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 vendor 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: August 19, 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.

Exhibit "A"

CONTRACT	VENDOR	ITEMS	AMOUNT
53	Challenger Fence Inc.	Fencing Materials and Installation	\$40,000

TREASURER'S CERTIFICATION

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

CONTRACT	VENDOR	ITEMS	CONTRACT EXPIRATION DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT BUDGETED FOR THIS EXPENDITURE	AMOUNT REQUESTED FOR THIS CONTRACT
#53	Challenger Fence Inc.	Fencing Materials and Installation	12/31/21	02-50-400-636	Operations-Admin: Facility Groundskeeping	\$20,000	\$40,000



CHARLES MAGGIO, Treasurer

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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

Resolution No. 92-21

RESOLUTION AUTHORIZING USE OF VENDOR UNDER THE  
NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

WHEREAS, the Authority is a participant in a Cooperative Pricing Agreement with the North Jersey Wastewater Cooperative Pricing System ("NJWCPS"); and

WHEREAS, the Authority wishes to purchase the item listed in Exhibit "A" from an authorized vendor under the NJWCPS during the 2021 budget year; and

WHEREAS, the purchase of work, materials and supplies through Cooperative Pricing Systems, such as the NJWCPS, 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 vendor listed in Exhibit "A" attached hereto has been awarded a contract by the NJWCPS for and including the budget year 2021; and

WHEREAS, the cost is estimated not to exceed the amount 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 vendor listed in Exhibit "A" be authorized for use for the budget year 2021.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MAX HUBER, Chairman

Dated: August 19, 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.



Exhibit "A"

CONTRACT	VENDOR	ITEMS	AMOUNT
B240-5	Municipal Maintenance	Various Manufacturer Pumps and Motors Repair and Replacement and Installation	\$110,640

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the Capital Budget to purchase work, materials and supplies from the vendor listed below through the North Jersey Wastewater Cooperative Pricing System in 2021. The cost is estimated not to exceed the amount stated:

CONTRACT	VENDOR	ITEMS	BUDGET ACCT #	ACCOUNT NAME	AMOUNT REQUESTED FOR THIS CONTRACT
B240-5	Municipal Maintenance	Various Manufacturer Pumps and Motors Repair and Replacement and Installation	02-00-500-494	T&P Wells, Pumps, Motors, Etc.	\$110,640



CHARLES MAGGIO, Treasurer

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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

Resolution No. 93-21

RESOLUTION AUTHORIZING USE OF VENDOR FOR  
HVAC BUILDING MANAGEMENT SYSTEM AUTOMATION MODIFICATION  
PURSUANT TO A NATIONAL COOPERATIVE PURCHASING AGREEMENT

WHEREAS, the Authority wishes to modify the HVAC’s automated building management system at the Authority offices pursuant to a National Cooperative Purchasing Agreement offered by U.S. Communities Government Purchasing Alliance (“U.S. Communities”); and

WHEREAS, the aforesaid purchase, installation and service is permitted by N.J.S.A. 52:34-6.2(b)(3); and

WHEREAS, U.S. Communities sought and obtained bids for contractors to provide Comprehensive HVAC Products, Installation, Services and Related Products and Services on a National scale and on behalf of the Board of Education of Harford County, State of Maryland; and

WHEREAS, Trane submitted the low bid and entered Contract RFP #15-JLP-023/28-112557-20-001 to provide and install such HVAC products and equipment on a nationwide basis; and

WHEREAS, the Authority has verified that use of the Trane Contract offered through U.S. Communities will result in financial savings to the Authority and has published public notice of its intention to execute a contract with Trane for the HVAC building management system automation modification; and

WHEREAS, Trane has submitted the required documentation to the Authority, as well as agreed to a form of Addendum to Proposal revising Trane’s standard Terms and Conditions in order to comply with Authority protocols and procedures; and

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

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.


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

1. The Authority hereby accepts the Proposal of Trane, pursuant to U.S. Communities Contract Number 15-JLP-023/28-112557-20-001 in the amount of \$83,259.92 for the HVAC building management system automation modification and associated work.
2. The aforesaid Contract shall be entered with Trane in the above amount and in the form as revised by the Authority's Addendum to Proposal so as to be in compliance with law, as well as the procedures and protocols of the Authority.

ATTEST:

  
\_\_\_\_\_  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
\_\_\_\_\_  
MAX HUBER, Chairman

Dated: August 19, 2021

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the Capital Budget for the HVAC building management system automation modification and associated work from Trane through the U.S. Communities Contract. The contract costs are estimated not to exceed the proposed amount of \$83,259.92. This will be charged to Account No. 02-00-500-476: 2020 Facility Improvements.

  
\_\_\_\_\_  
CHARLES MAGGIO, Treasurer

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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

Resolution No. 94-21

RESOLUTION RATIFYING AUTHORIZATION FOR ADDITIONAL SERVICES OF  
EMA, INC., TO TROUBLESHOOT AND REPAIR VARIABLE FREQUENCY DRIVES AT  
BLACK BROOK WATER TREATMENT PLANT

WHEREAS, on June 17, 2021, the Authority authorized the services of EMA, Inc. to perform troubleshooting and repairs at the Black Brook Water Treatment Plant in the amount of \$26,405; which amount is below the threshold for public bidding under the Local Public Contracts Law; and

WHEREAS, subsequently, additional parts and associated labor were needed to complete the repair work on the Black Brook Clearwell Variable Frequency Drive for a cost of \$4,110; and

WHEREAS, the additional services were authorized by the Chairman on July 14, 2021, subject to formal ratification and is determined to be in the best interest of the Authority and the Water System; and

WHEREAS, the total not to exceed amount of all services to be provided from EMA, Inc., shall not exceed \$30,515; and

WHEREAS, EMA, Inc., has completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions; and

WHEREAS, the Treasurer has certified that funds are available; and

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

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.

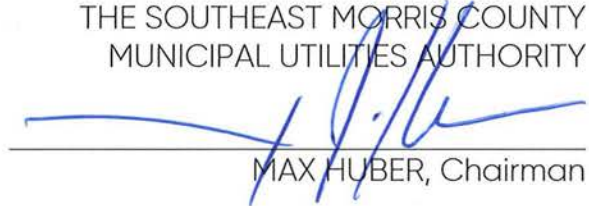


1. The officers and staff of the Authority are hereby authorized and directed to execute and deliver such documents and take such action as shall be necessary or convenient to effectuate and implement the troubleshooting and repair services of EMA, Inc. which is hereby approved and ratified.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

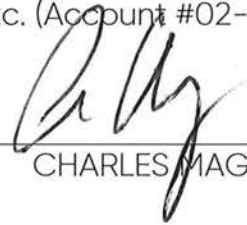
THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
MAX HUBER, Chairman

Dated: August 19, 2021

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the amount of \$30,515 for payment to EMA, Inc. to troubleshoot and repair variable frequency drives at Black Brook Water Treatment Plant. These services will be charged to the Capital Budget under T&P – Wells, Pumps, Motors, etc. (Account #02-00-500-466).




---

CHARLES MAGGIO, Treasurer

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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

Resolution No. 95-21

RESOLUTION AUTHORIZING ADDITIONAL SERVICES OF THE  
HANOVER TOWNSHIP POLICE DEPARTMENT

WHEREAS, the Hanover Township Police Department was previously authorized to provide extra duty officers at the Authority’s Headquarters for additional security on an as needed basis; and

WHEREAS, the cost to the Authority for the provision of these security services by the Hanover Township Police Department was estimated not to exceed \$59,000; and

WHEREAS, additional services are requested to provide continued protection at an estimated not to exceed amount of \$28,800; and

WHEREAS, this purchase is being made without public bidding in accordance with N.J.S.A. 40A:65-1, et seq., as a shared service; and


WHEREAS, funds are available and have been certified by the Treasurer of the Authority;

NOW, THEREFORE, be it resolved by The Southeast Morris County Municipal Utilities Authority as follows:

1. That the Authority is authorized to utilize the services of the Hanover Township Police Department in the not to exceed amount of \$87,800.
2. That the appropriate officers of the Authority be and they are hereby authorized and directed to execute the purchase on behalf of the Authority in the manner provided by law.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY  
  
MAX HUBER, Chairman

Dated: August 19, 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.

TREASURER'S CERTIFICATION

I hereby certify additional funds of \$28,800 are available for extra duty patrol services of the Hanover Township Police Department. The total maximum amount of these services will not exceed \$87,800. This item will be charged to Account No. 02-92-492-659 (Other Operating Expenses: Contingency).



---

CHARLES MAGGIO, Treasurer

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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

Resolution No. 96-21

RESOLUTION FURTHER EXTENDING PROFESSIONAL SERVICE CONTRACT WITH  
SIDNEY D. WEISS, ESQ.

WHEREAS, the Authority has entered into professional Service Contract dated as of January 1, 2021 with Sidney D. Weiss Esq. ("SDW") for professional legal services as General Counsel to the Authority (the "G.C. Agreement"); and

WHEREAS, the G.C. Agreement was for a term of six months expiring on June 30, 2021; and

WHEREAS, the G.C. Agreement was extended by resolution dated June 17, 2021 for an additional term of two months expiring on September 1, 2021; and

WHEREAS, the Authority has requested and SDW has agreed to further extend the term of the G.C. Agreement for an additional term of four months expiring on December 31, 2021 as set forth in an agreement annexed hereto as Exhibit "A" (the "Second Extension Agreement").

WHEREAS, this Second Extension Agreement may be awarded without public bidding as a professional service pursuant to the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.); and

WHEREAS, the total additional cost to the Authority for the four-month extension is estimated not to exceed \$27,200 (\$6,800 per month); and

WHEREAS, SDW has completed and submitted Business Entity Disclosure Certifications which certify that he has not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the Treasurer has previously determined and certified in writing that the value of the G.C. Agreement as extended will exceed \$17,500; and

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.

WHEREAS, funds for the extension, in the amount of \$27,200, are available and have been certified by the Treasurer.

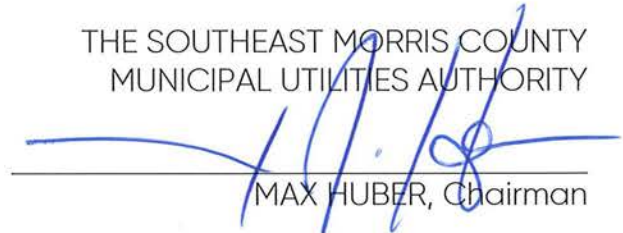
NOW THEREFORE, BE IT RESOLVED, by The Southeast Morris County Municipal Utilities Authority as follows:

1. The Professional Service Contract with Sidney D. Weiss, Esq. for professional services to serve as General Counsel dated as January 1, 2021 be and hereby is further extended until December 31, 2021 at an additional cost to the Authority estimated not to exceed \$27,200.
2. The proposed Second Extension Agreement dated as of September 1, 2021 be and the same is hereby approved substantially in the form annexed hereto as Exhibit "A".
3. Notice of this award shall be published once in the Daily record and copies of this Resolution the extension agreement herein authorized shall be filed for public inspection in compliance with the Local Public Contracts Law.
4. That the appropriate officers of the Authority be and they are hereby authorized and directed to execute the Second Extension Agreement with Sidney D. Weiss, Esq. on behalf of the Authority in the manner provided by law.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
MAX HUBER, Chairman

Dated: August 19, 2021



**AGREEMENT FURTHER EXTENDING AND AMENDING PROFESSIONAL  
SERVICE CONTRACT FOR LEGAL SERVICES WITH GENERAL COUNSEL**

This Extension Agreement made as of the 19TH day of August, 2021, by and between THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY, a body corporate and politic of the State of New Jersey have its principal office at 19 Saddle Road, Cedar Knolls, New Jersey 07927 (the "Authority") and SIDNEY D. WEISS, ESQ. residing at 84 Washington Avenue, Morristown, New Jersey 07960 ("SDW").

WITNESSETH

RECITALS

- A. The Authority has entered into an Professional Service Contract with SDW dated as of January 1, 2021 to serve as General Counsel to the Authority (the "G.C. Agreement"); and
- B. The G.C. Agreement was for an initial term of six (6) months expiring June 30, 2021(the "Initial Term"; and
- C. The Initial Term was extended by the parties to terminate on September 1, 2021 by Agreement dated as of July 1, 2021 (the "Extended Term");
- D. The parties wish to extend further the G.C. Agreement for additional period of four (4) months expiring on December 31, 2021.

NOW, THEREFORE, in consideration of the foregoing premises and the terms, covenants and conditions set forth in this Agreement, and for other good and valuable consideration, the parties agree as follows:

- 1. The termination date of the G.C. Agreement is hereby further extended from September 1, 2021 to December 31, 2021 (the "Second Extended Term").
- 2. Either party shall have the right to terminate the G.C. Agreement during the Second Extended Term on thirty (30) days written notice to the other.
- 3. As herein extended and amended, all other provisions of the Agreement are hereby ratified and affirmed and shall remain in full force and effect through the term as hereby extended.

The parties have executed this Agreement as of the 17th day of July, 2021

TREASURER'S CERTIFICATION

I hereby certify additional funds are available in the 2021 Budget in the amount of \$27,200 for payment of a four-month extension to the professional service contract with Sidney D. Weiss, Esq., for legal services to serve as General Counsel. This item will be charged to Account No. 02-10-400-602.

  
\_\_\_\_\_  
CHARLES MAGGIO, Treasurer

Dated: August 19, 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 August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021



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

Resolution No. 97-21

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSIONS

RESOLVED that the following discussion of:

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

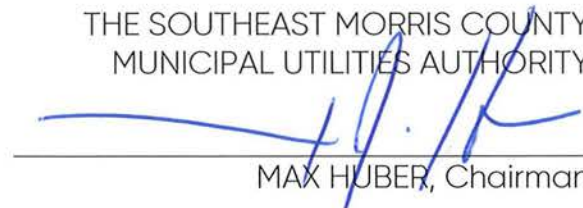
be held in closed session pursuant to subsection 4 of Section 12b of the Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.); and

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: August 19, 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.

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on August 19, 2021, at a meeting duly convened of said Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 19, 2021