

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

DECEMBER 15, 2022

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority ("SMCMUA") was held on Thursday, December 15, 2022, at 7:00 PM prevailing time in the Board Room at the offices of SMCMUA at 19 Saddle Road, Cedar Knolls, New Jersey.

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

ROLL CALL

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

ABSENT: None

Member Kissil acknowledged that he could hear the Chairman and other participants.

Also present were the following: Laura Cummings, PE, Executive Director; Charles Maggio, Chief Financial Officer; Drew Saskowitz, Water Quality Superintendent; Sophia Dyer, PE, Principal Engineer; Dave Jones, Operations Manager; Alexis Bozza, Executive Administrative Assistant; and David J. Ruitenber, Esq., General Counsel to the SMCMUA.

PUBLIC DISCUSSION

Chairman Rotando stated the next portion of the meeting was set aside for public discussion. No one from the public was present. The Chairman then closed the public portion of the meeting.

MOTION APPROVING MINUTES OF NOVEMBER 17, 2022

Copies of the minutes of the meeting held on November 17, 2022, were distributed to the Members prior to the meeting for review and comment. Member Huber moved that the minutes be adopted as presented. Member Baldassari seconded the motion which was duly adopted by the Members.

COMMUNICATIONS

1. December 1, 2022 – Copy of letter to Morris Township regarding expiration of Member Chumer’s term.

RESOLUTION – APPROVAL OF DECEMBER 2022 LIST OF BILLS

Copies of the bill list for December 2022 were distributed to the Members prior to the meeting for comment and approval. Member Webster moved to approve the list of bills and offered the following resolution:

RESOLUTION NO. 130-22

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR DECEMBER 2022

“COPY ANNEXED”

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

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

NOES: None

OTHER BUSINESS

- A. Public Rate Hearing

A public hearing was held to review certain revisions to SMCMUA’s rates and charges for Water Service in 2023. A complete transcript was taken by a court reporter according to law and is made a part of these minutes.

- B. Resolution Authorizing Rate Adjustment to be Effective January 1, 2023

Member Baldassari offered the following resolution:

RESOLUTION NO. 131-22

RESOLUTION AUTHORIZING RATE ADJUSTMENT TO BE EFFECTIVE JANUARY 1, 2023

“COPY ANNEXED”

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

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

NOES: None

C. Resolution Adopting 2023 Budget

The Board reviewed a notice from the Division of Local Government Services that the 2023 Budget, which had been introduced at SMCMUA's October 20, 2022 Board Meeting, had been approved. Member Baldassari offered the following resolution:

RESOLUTION NO. 132-22

RESOLUTION ADOPTING 2022 BUDGET

"COPY ANNEXED"

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

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

NOES: None

D. Resolution Awarding Contracts for Insurance Coverage

A Renewal Proposal was prepared by SMCMUA's insurance consultant, Willis of New Jersey, Inc., ("Willis") dated December 6, 2022, which was provided to the Members for review prior to the meeting. Robert English of Willis advised that formal insurance proposals were submitted by National Union for property, crime, inland marine, general liability, automobile, public official liability and excess liability and Hartford Steam Boiler for equipment breakdown; and New Jersey Manufacturers for workers compensation. The total amount of the contract shall not exceed \$316,214. The contract is being awarded to Willis of New Jersey as producer of the Proposal as an Extraordinary Unspecifiable Service Contract pursuant to the provisions of the Local Public Contracts Law and in compliance with the Pay-to-Play Law. Willis has completed and submitted Business Entity Disclosure Certifications which certify that it 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 it from making any reportable contributions through the term of the contract. He added that insurance companies are not required to comply with Pay-to-Play because they are prohibited by law from making political contributions. Mr. Ruitenberg stated that the Treasurer certified that funds are available in the 2023 Budget. Member Chumer moved the following resolution:

RESOLUTION NO. 133-22

RESOLUTION AWARDING CONTRACTS FOR INSURANCE COVERAGE

"COPY ANNEXED"

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

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

NOES: None

E. Resolution Authorizing Award of Contracts Under State of New Jersey Cooperative Purchasing Program

The Board reviewed a memorandum from the Chief Financial Officer dated December 7, 2022, requesting authorization to purchase certain items from authorized vendors under the New Jersey Cooperative Purchasing Program (NJCPP) during the 2023 budget year. The purchases of goods and services by local contracting units through the State agency without advertising is authorized under Section 12 of the Local Public Contracts Law, N.J.S.A. 40A:11-12. The vendors listed in the memorandum have been awarded NJCPP contracts. Mr. Ruitenberg stated that the Treasurer has certified that there are sufficient funds available in the 2023 Budget for these purchases. Member Webster moved the following resolution:

RESOLUTION NO. 134-22

RESOLUTION AUTHORIZING AWARD OF CONTRACTS UNDER STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM

"COPY ANNEXED"

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

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

NOES: None

F. Resolution Authorizing Award of Contracts Under Cooperative Pricing Agreement with the Morris County Cooperative Pricing Council

The Board reviewed a memorandum from the Chief Financial Officer dated December 7, 2022, requesting authorization to purchase certain items from authorized vendors under the Morris County Cooperative Pricing Council (MCCPC)

during the 2023 Budget year. The purchases of goods and services by local contracting units through the County agency without advertising is authorized under Section 12 of the Local Public Contracts Law, N.J.S.A. 40A:11-12. The vendors listed in the memorandum have been awarded MCCPC contracts. Mr. Ruitenberg stated that the Treasurer has certified that there are sufficient funds available in the 2023 Budget for these purchases. Member Huber moved the following resolution:

RESOLUTION NO. 135-22

RESOLUTION AUTHORIZING AWARD OF CONTRACTS UNDER COOPERATIVE PRICING AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL

"COPY ANNEXED"

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

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

NOES: None

G. Resolution Authorizing Award of Contracts Under the North Jersey Wastewater Cooperative Pricing System

The Board reviewed a memorandum from the Chief Financial Officer dated December 7, 2022, requesting authorization to purchase certain items from authorized vendors under the North Jersey Wastewater Cooperative Pricing System (NJWCPS) during the 2023 Budget year. The purchases of goods and services by local contracting units through the agency without advertising is authorized under Section 12 of the Local Public Contracts Law, N.J.S.A. 40A:11-12. The vendors listed in the memorandum have been awarded NJWCPS contracts. Mr. Ruitenberg stated that the Treasurer has certified that there are sufficient funds available in the 2023 Budget for these purchases. Member Huber moved the following resolution:

RESOLUTION NO. 136-22

RESOLUTION AUTHORIZING AWARD OF CONTRACTS UNDER THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

"COPY ANNEXED"

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

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

NOES: None

H. Resolution Authorizing Award of Contracts Under Cooperative Pricing Agreement with the Educational Services Commission of New Jersey

The Board reviewed a memorandum from the Chief Financial Officer dated December 7, 2022, requesting authorization to purchase certain items from authorized vendors under the Educational Services Commission of New Jersey (ESCNJ) during the 2023 Budget year. The purchases of goods and services by local contracting units through the agency without advertising is authorized under Section 12 of the Local Public Contracts Law, N.J.S.A. 40A:11-12. The vendors listed in the memorandum have been awarded ESCNJ contracts. Mr. Ruitenberg stated that the Treasurer has certified that there are sufficient funds available in the 2023 Budget for these purchases. Member Webster moved the following resolution:

RESOLUTION NO. 137-22

RESOLUTION AUTHORIZING AWARD OF CONTRACTS UNDER COOPERATIVE PRICING AGREEMENT WITH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY

"COPY ANNEXED"

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

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

NOES: None

I. Resolution Authorizing Change Order No. 3 for 2019 System Wide Improvements Project

The Board reviewed a memorandum from the Engineering Manager dated December 5, 2022, requesting a third change order for the 2019 System Wide Improvements Project due to several conditions which generated a modification in the existing scope of work with respect to permanent paving restoration. The amount of the change order was not to exceed an additional \$108,444.85. Mr. Ruitenberg stated that the Treasurer certified that there are sufficient funds available in the 2022 Budget. Member Webster moved the following resolution:

RESOLUTION NO. 138-22

RESOLUTION AUTHORIZING CHANGE ORDER NO. 3 FOR  
2019 SYSTEM WIDE IMPROVEMENTS PROJECT

"COPY ANNEXED"

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

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

NOES: None

J. Resolution Authorizing Amendment of Professional Service Contract with  
Murphy McKeon PC for Professional Legal Services

The Members reviewed a memorandum from the Executive Director dated December 6, 2022. An increase to the existing Professional Services Agreement with Murphy McKeon PC is needed due to a high volume of contract review and related matters. The requested increase to the contract in the amount of \$10,000 would amend the total maximum not to exceed amount from \$155,000 to \$165,000. The Treasurer certified that funds are available in the 2022 Budget. Member Huber offered the following resolution:

RESOLUTION NO. 139-22

RESOLUTION AUTHORIZING AMENDMENT OF PROFESSIONAL SERVICE CONTRACT  
WITH MURPHY MCKEON PC FOR PROFESSIONAL LEGAL SERVICES

"COPY ANNEXED"

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

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

NOES: None

K. Resolution Awarding Contract for Corrosion Control Treatment  
Chemicals

SMCMUA advertised and received bids, pursuant to a fair and open process, for corrosion control treatment chemicals on November 22, 2022. Three bids were received and have been reviewed by the Water Quality Superintendent as set forth in a memorandum dated December 5, 2022, a copy of which was reviewed by the Members. George S. Coyne Chemical Co. Inc. ("Coyne") has been determined to be

the lowest qualified bidder in the total amount not to exceed \$307,698.25. Mr. Ruitenberg stated that the Treasurer has certified that there are sufficient funds available in the 2023 Budget for the portion to be expended in 2023; the portion to be expended in 2024 is subject to funds being available in the 2024 Budget. Member Huber moved the following resolution:

RESOLUTION NO. 140-22

RESOLUTION AWARDING CONTRACT FOR CORROSION CONTROL TREATMENT  
CHEMICALS

"COPY ANNEXED"

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

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

NOES: None

L. Resolution Appointing Public Agency Compliance Officer for 2023

In accordance with N.J.A.C. 17:27-3.2, each public agency shall designate an individual to serve as its Public Agency Compliance Officer or PACO. The PACO is the liaison between the Division of Contract Compliance and Equal Employment Opportunity in Public Contracts and SMCMUA and is the point of contact for all matters concerning implementation and administration of the statute. Each year, all public agencies are required to appoint a PACO. Ms. Cummings recommended that Alexis Bozza be appointed as SMCMUA's PACO. Member Baldassari moved the following resolution:

RESOLUTION NO. 141-22

RESOLUTION APPOINTING PUBLIC AGENCY COMPLIANCE OFFICER FOR 2023

"COPY ANNEXED"

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

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

NOES: None



M. Resolution Authorizing Closed Session Discussion

Chairman Rotando 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. 142-22

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSION

"COPY ANNEXED"

Resolved that discussion of:

1. Contract Negotiations with MJBD South Jefferson LLC

be held in closed session pursuant to subsection 7 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.

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

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

NOES: None

[CLOSED SESSION MEETING TO FOLLOW]

[RESUMPTION OF PUBLIC MEETING]

REPORTS

- A. General Administration Division – November 2022
- B. Engineering Division – November 2022
- C. Finance Division – November 2022
- D. Information Technology Division – November 2022
- E. Operations Division – November 2022
- F. Operations Risk Management Division – November 2022
- G. Water Quality Division – November 2022

ADJOURNMENT

There being no further business, Member Baldassari moved that the meeting be adjourned. Member Chumer seconded the motion which was duly adopted by the Members. The meeting adjourned at 8:36 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 an initial 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, 2022, and by subsequently posting and delivering copies of the Revised Annual Notice on March 14, 2022.
2. By delivering to, for filing, copies of the initial 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, 2022, and copies of the Revised Annual Notice on March 14, 2022.
3. By delivering to, for filing, copies of the initial Annual Notice with the Daily Record, the Newark Star Ledger, and the Morris News Bee on February 3, 2022, and copies of the Revised Annual Notice on March 14, 2022.



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

Resolution No. 130-22

RESOLUTION AUTHORIZING PAYMENT OF DECEMBER 2022 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	\$	364,656.10
Total Operating Fund Checks and Wire Transfers	\$	631,616.22

CAPITAL FUND

Total Capital Fund Expenditures	\$	<u>634,874.09</u>
TOTAL OF DECEMBER 2022 LIST OF BILLS	\$	1,631,146.41

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Executive Director: Laura Cummings, PE

Chief Financial Officer: Charles Maggio, CMFO, QPA

TREASURER'S CERTIFICATION

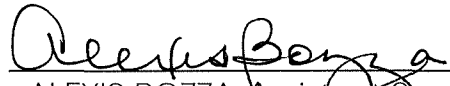
I hereby certify that there are sufficient funds available (\$1,631,146.41) for payment of the resolution entitled Resolution Authorizing Payment of December 2022 List of Bills in SMCMUA's 2022 Budget.

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

Dated: December 15, 2022

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on December 15, 2022, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022



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

Resolution No. 131-22

RESOLUTION APPROVING REVISED SCHEDULES OF SERVICE CHARGES

WHEREAS, SMCMUA’s Executive Director and Chief Financial Officer have prepared a study which recommends the adoption of certain rate revisions to SMCMUA’s Rules and Regulations for Water Service (“Tariff”); and

WHEREAS, the proposed revised rates are required to generate sufficient revenues for SMCMUA to meet its expenses, six-year Capital Improvement Plan and other obligations; and

WHEREAS, SMCMUA is required by law to hold a public hearing on the aforesaid rate revisions; and

WHEREAS, notice of a public hearing and the revised schedules of service charges were published in the Daily Record and the Star Ledger on November 4, 2022, as required by law; and

WHEREAS, notice of the proposed revised service charges was served upon the municipal clerk of each municipality serviced by SMCMUA within the time permitted by law; and

WHEREAS, a public hearing on the proposed revised schedule of service charges was held by the Authority on December 15, 2022, as required by law; and

WHEREAS, extensive testimony was presented in support of the proposed revised rates and opportunity was provided to the public to question witnesses and comment thereon; and

WHEREAS, the proposed rate revisions are found to be just and reasonable and reasonably necessary to promote the purposes of SMCMUA; and

WHEREAS, SMCMUA finds it to be in the best interest of the water system and the public interest to adopt the proposed revised schedules of service charges.

**Board Members**

**Morristown:**  
Max Huber  
Donald Kissil

**Morris Township:**  
Dennis Baldassari  
Michael Chumer, PhD

**Morris Plains:**  
Ralph R. Rotando  
Patricia Webster

**Hanover Township:**  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

**Executive Director:** Laura Cummings, PE

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

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

1. The revised schedules of service charges set forth in Exhibit "A" annexed hereto be and are hereby approved and adopted.
2. The revised schedules of service charges shall be effective for bills rendered on and after January 1, 2023.

ATTEST:

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

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
\_\_\_\_\_  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022



**SCHEDULE NO. 1  
GENERAL METERED SERVICE**

Applicable to the use of water supplied through meters in the territory serviced by SMCMUA. The total of a customer's bill for a billing period includes consumption plus the facilities charges.

**CONSUMPTION CHARGE**

**RESIDENTIAL RATE  
(BILLED QUARTERLY)**

<u>Quantity Used</u> <u>Quarterly (CCF)</u>	<u>EXISTING</u>	<u>PROPOSED</u>	RATE (per 100 Cubic Feet)	
			<u>EXISTING</u>	<u>PROPOSED</u>
Conservation Rate	0-30	0-30	\$4.002	\$4.423
High Usage Rate	31-60	31-60	\$6.002	\$6.632
Incentive Rate	61 & Over	61 & Over	\$8.004	\$8.844

**REGULAR INDUSTRIAL AND COMMERCIAL RATE  
(BILLED QUARTERLY)**

Existing:     \$5.656 per 100 Cubic Feet  
Proposed:    \$6.193 per 100 Cubic Feet

**LARGE INDUSTRIAL AND COMMERCIAL RATE  
(BILLED MONTHLY)**

Existing:     \$5.656 per 100 Cubic Feet  
Proposed:    \$6.193 per 100 Cubic Feet

NOTE: One consumption unit (1 CCF) = 100 cubic feet = 748 gallons

Residential customers are services to single family residences.

Regular Industrial and Commercial Customers are all industrial and commercial customers who are not Large Industrial and Commercial Customers.

Large Industrial and Commercial Customers are monthly-billed industrial and commercial customers with 1 inch meters or greater whose annual usage is 1,200 consumption units (120,000 cubic feet) or more.

**SCHEDULE NO. 2  
GENERAL METERED SERVICE**

Applicable to the use of water supplied through meters in the territory serviced by SMCMUA. The total of a customer's bill for a billing period includes consumption plus the facilities charges.

**QUARTERLY FACILITIES CHARGE  
ALL WATER EXTRA (SEE SCHEDULE NO. 1)**

<u>Meter Size</u>	<u>Existing Charges</u>	<u>Proposed Charges</u>
5/8 Inch	\$27.50	\$30.39
3/4 Inch	\$33.68	\$37.22
1 Inch	\$55.21	\$61.01
1 1/2 Inch	\$84.56	\$93.44
2 Inch	\$118.97	\$131.47
3 Inch	\$198.30	\$219.13
4 Inch	\$307.07	\$339.32
6 Inch	\$575.72	\$636.17
8 Inch	\$894.79	\$988.75
10 Inch	\$1,264.20	\$1,396.95

**MONTHLY FACILITIES CHARGES  
ALL WATER EXTRA (SEE SCHEDULE NO. 1)**

<u>Meter Size</u>	<u>Existing Charges</u>	<u>Proposed Charges</u>
5/8 Inch	\$9.19	\$10.15
3/4 Inch	\$11.23	\$12.41
1 Inch	\$32.75	\$36.19
1 1/2 Inch	\$42.58	\$47.05
2 Inch	\$54.07	\$59.75
3 Inch	\$80.38	\$88.82
4 Inch	\$116.73	\$128.98
6 Inch	\$206.29	\$227.95
8 Inch	\$312.66	\$345.48
10 Inch	\$435.79	\$481.55

## DEFINITIONS

CONSUMPTION CHARGE: This charge includes the cost of treating the water and pumping it to the customers.

FACILITIES CHARGE: This charge covers the cost of water service lines, meter installation, meter reading, billing costs and other expenses. This does not change with consumption.

### SCHEDULE NO. 3 PRIVATE FIRE PROTECTION

Applicable to customers within and outside the District for Private Fire Protection.

<u>Size of Service</u>	<u>Existing Charges per Quarter</u>	<u>Proposed Charges per Quarter</u>
2 Inch	\$100.40	\$110.94
3 Inch	\$133.33	\$147.33
4 Inch	\$199.23	\$220.15
6 Inch	\$329.42	\$364.01
8 Inch	\$552.17	\$610.15
10 Inch	\$789.04	\$871.89

### SCHEDULE NO. 4 PRIVATE FIRE PROTECTION SERVICE (HYDRANTS)

Applicable to customers within and outside the District for Private Fire Protection.

<u>Private Fire Hydrants</u>	<u>Existing Charges per Quarter</u>	<u>Proposed Charges per Quarter</u>
4 Inch	\$86.26	\$95.32
4 1/4 – 4 1/2 Inches	\$108.25	\$119.61
5+ Inches	\$128.62	\$142.13

NOTE: Private Fire Hydrants are those provided by customers pursuant to Section 10A of SMCMUA's Rules and Regulations for Water Service.

**SCHEDULE NO. 5  
NON-METERED SERVICE**

Applicable to the entire territory serviced by SMCMUA.

**RATE**

Existing: Annual Charge \$ 120.77 (outdoor drinking fountain)  
Proposed: Annual Charge \$ 133.45 (outdoor drinking fountain)

**SCHEDULE NO. 6  
MISCELLANEOUS SERVICE**

Applicable to the entire territory serviced by SMCMUA for charges not involving the use of water.

Resumption of service after discontinuance due to non-payment of bills, or violation of the Rules, and delivery of 24-hour notice of discontinuance of service except that the charge for delivery of the 24-hour notice of discontinuance of service shall be waived in the case of senior citizens over the age of 65 years (upon request).

	<u>Existing</u>	<u>Proposed</u>
Meters up to and including 1 Inch	\$54.91	\$60.68
Meters larger than 1 Inch	\$89.42	\$98.81

Any other turn-offs and turn-ons regardless of reason of any service.

	<u>Existing</u>	<u>Proposed</u>
Meters up to and including 1 Inch	\$54.91	\$60.68
Meters larger than 1 Inch	\$89.42	\$98.81

**TAPPING FEES**

	<u>NEW</u>		<u>RENEWAL</u>	
	<u>Existing</u>	<u>Proposed</u>	<u>Existing</u>	<u>Proposed</u>
5/8 x 3/4 Inch	\$782.77	\$864.96	\$586.69	\$648.30
3/4 Inch	\$867.47	\$958.55	\$671.37	\$741.87
1 Inch	\$1,254.92	\$1,386.68	\$878.45	\$970.69
1 1/2 Inch	\$1,338.07	\$1,478.57	\$975.71	\$1,078.16
2 Inch	\$1,921.62	\$2,123.39	\$1,531.01	\$1,691.77

**WET CUT FEES**

<u>Sizes</u>	<u>Existing Charges</u>	<u>Proposed Charges</u>
4 Inch	\$671.37	\$741.87
6 Inch	\$765.51	\$845.89
8 Inch	\$829.84	\$916.97
10 Inch	\$1,058.84	\$1,170.01

**OTHER SERVICES**

	<u>Existing Charges</u>	<u>Proposed Charges</u>
Pumping Out Meter Pit	\$109.81	\$121.34
Annual Backflow/Detector Check	\$109.81	\$121.34
Locate and Clean Curb Box per Hour*	\$54.91	\$60.68

\*One hour minimum.

**LABOR AND MATERIALS**

Any labor performed and all materials furnished by SMCMUA will be charged to the customers, at cost, unless otherwise provided in these schedules.

**SCHEDULE NO. 7  
SERVICE TO OTHER WATER SUPPLY SYSTEMS  
(Non-retail service)**

Applicable outside the District of SMCMUA.

**TERMS OF PAYMENT**

Net cash on presentation of the bill.

EXISTING BULK RATE PER 100 CU. FT.

\$3.23

PROPOSED BULK RATE PER 100 CU. FT.

\$3.57

### MISCELLANEOUS APPLICATION FEES

<u>TYPE OF APPLICATION</u>	<u>EXISTING</u>	FEES*	<u>PROPOSED</u>
A. Service Connection Outside District (Excludes new Main Extensions)			
1. Residential (per connection/unit)	\$45.50		\$50.27
2. Commercial or Industrial (single unit and accessory use)	\$459.62		\$507.88
3. Industrial Park or Commercial Complex	\$1,127.86		\$1,246.28
B. New Main Extension Outside District For purpose of providing service solely to persons or property within District			
1. Residential	\$238.44		\$263.47
2. Commercial or Industrial	\$459.62		\$507.88
C. All Other New Main Extensions Outside District			
1. Residential Development (per connection/unit)	\$45.50	(Min. fee \$1,403.96)	\$50.27 (Min. fee \$1,551.38)
2. Commercial or Industrial (single use and accessory use including fire service)	\$3,047.90		\$3,367.93
3. Industrial Park or Commercial Complex (two or more units) (per connection/ unit)	\$2,629.18		\$2,905.24

---

\*Preliminary Fee intended to defray the cost to SMCMUA of processing the initial application and making written requests (when required) to SMCMUA. SMCMUA may require a supplemental fee, cash deposit or other security in the event additional costs are incurred in connection with the application. Such fees are in addition to the connection fee required pursuant to Schedule 13.

**SCHEDULE NO. 8  
APPLICATION FOR WATER MAIN EXTENSION**

Applicable within the District of SMCMUA to cover engineering, inspection, legal, etc., costs incurred relating to application.

<u>Existing</u> <u>Application Fee</u>	<u>Proposed</u> <u>Application Fee</u>
\$765.51	\$845.89

Existing Deposit: \$729.44 plus \$5.48 per foot of water main extension  
Proposed Deposit: \$806.03 plus \$6.06 per foot of water main extension

Application fee and deposit listed above are non-refundable. Additional cash deposits may be required to cover actual costs incurred in connection with the application. The unused portion of the additional deposit will be refunded after all requirements are completed.

**SCHEDULE NO. 9  
UNCOLLECTIBLE CHECK CHARGE**

If a customer or applicant for service submits an uncollectible check in payment of a bill, deposit or any service rendered, SMCMUA may charge a handling fee of:

Existing:	\$47.07
Proposed:	\$52.01

plus any penalties SMCMUA may incur from its bank handling the uncollectible check.

**SCHEDULE NO. 10  
SCHEDULE OF DEPOSITS**

- Omit -

**SCHEDULE NO. 11  
HYDRANT PERMIT FEES**

Applies to the entire territory serviced by SMCMUA to persons obtaining permits from SMCMUA to use Public Hydrants for purposes other than Fire Protection.

	<u>Existing</u>	<u>Proposed</u>
Deposit Required for borrowed wrench and adapter (deposit refunded when returned)	\$241.58	\$266.94
Monthly charge for unmetered water (payable in advance)	\$155.29	\$171.60

**SCHEDULE NO. 12  
WATER SEARCH SERVICE CHARGE**

- Omit -

**SCHEDULE NO. 13  
CONNECTION FEE**

Any applicant for potable water supplied by SMCMUA shall be required to pay a connection fee pursuant to Section 18 of SMCMUA's Rules and Regulations for Water Service as follows:

<u>Connection Fee</u>	<u>Existing</u>	<u>Proposed</u>
(Per Equivalent Dwelling Unit)	\$ 5,041.00	No Change

An equivalent dwelling unit is defined as usage of 185.654 gallons per pay.

Reduced rates, credits and allowances regarding connection fees, including (but not limited to) reduced rates for affordable housing, shall be allowed as provided in Section 18 of SMCMUA's Rules and Regulations for Water Service and as otherwise required by applicable laws as such laws shall be amended or supplemented from time to time.

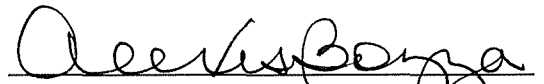
**SCHEDULE NO. 14  
IRRIGATION SERVICE**

	<u>Existing</u>	<u>Proposed</u>
Flat Rate per 100 cubic feet	\$8.03	\$8.87
Seasonal on/off; drain meter charge	\$164.72	\$182.02



CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on December 15, 2022, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022

# 2023 ADOPTED BUDGET RESOLUTION

Southeast Morris County Utilities Authority

**FISCAL YEAR: January 01, 2023 to December 31, 2023**

WHEREAS, the Annual Budget and Capital Budget/Program for the Southeast Morris County Utilities Authority for the fiscal year beginning January 01, 2023 and ending December 31, 2023 has been presented for adoption before the governing body of the Southeast Morris County Utilities Authority at its open public meeting of December 15, 2022; and

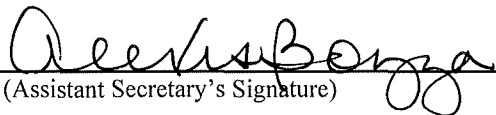
WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Annual Budget presented for adoption reflects Total Revenues of \$20,627,840.00, Total Appropriations, including any Accumulated Deficit, if any, of \$21,143,700.00, and Total Unrestricted Net Position utilized of \$515,860.00; and

WHEREAS, the Capital Budget as presented for adoption reflect Total Capital Appropriations of \$9,551,190.00 and Total Unrestricted Net Position Utilized of \$9,551,190.00; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Southeast Morris County Utilities Authority at an open public meeting held on December 15, 2022 that the Annual Budget and Capital Budget/Program of the Southeast Morris County Utilities Authority for the fiscal year beginning January 01, 2023 and ending December 31, 2023 is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.

  
 (Assistant Secretary's Signature)

December 15, 2022  
 (Date)

**Governing Body Recorded Vote**

Member	Aye	Nay	Abstain	Absent
Ralph Rotando	X			
Michael Chumer	X			
Nicola Marucci	X			
Dennis Baldassari	X			
Max Huber	X			
Nathan Kiracofe	X			
Donald Kissil	X			
Patricia Webster	X			

# 2023 ADOPTION CERTIFICATION

Southeast Morris County Utilities Authority

## AUTHORITY BUDGET

**FISCAL YEAR: January 01, 2023 to December 31, 2023**

It is hereby certified that the Authority Budget and Capital Budget/Program annexed hereto is a true copy of the Budget adopted by the governing body of the Southeast Morris County Utilities Authority, pursuant to N.J.A.C on December 15, 2022.

<b>Officer's Signature:</b>	cmaggio@smcmua.org		
<b>Name:</b>	Charles Maggio		
<b>Title:</b>	Chief Financial Officer		
<b>Address:</b>	19 Saddle Rd Cedar Knolls, NJ 07927		
<b>Phone Number:</b>	973-294-1305	<b>Fax:</b>	973-326-6808
<b>E-mail address:</b>	cmaggio@smcmua.org		



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

Resolution No. 133-22

RESOLUTION AWARDING CONTRACTS FOR INSURANCE COVERAGE FOR 2023

WHEREAS, there exists a need for renewal of SMCMUA’s insurance policies for property including package (property, crime, equipment breakdown, inland marine, general liability and automobile), public official liability, excess liability, temporary disability benefit and workers compensation; and

WHEREAS, Willis of New Jersey, Inc. (“Willis”), SMCMUA's insurance consultant and agent, has prepared an Insurance Renewal Proposal dated December 6, 2022, to be effective January 1, 2023, and submitted to the Members prior to this meeting; and

WHEREAS, Willis has advised that formal insurance proposals were submitted by National Union for property, crime, inland marine, general liability, automobile, public official liability and excess liability and Hartford Steam Boiler for equipment breakdown at a maximum cost to SMCMUA of \$175,389; and New Jersey Manufacturers for workers compensation at a maximum cost to SMCMUA of \$140,825 (the "Proposal"); and

WHEREAS, contracts for insurance may be awarded without competitive bidding within the exception to the Local Public Contracts Law, specifically set forth in N.J.S.A. 40A:11-5(m); and

WHEREAS, this contract is being awarded to Willis as producer of the Proposal as an Extraordinary Unspecifiable Service Contract pursuant to the provisions of the Local Public Contracts Law and in compliance with N.J.S.A. 19:44A-20.5 (Pay-to-Play Law), to be effective January 1, 2023; and

**Board Members**

**Morristown:**  
Max Huber  
Donald Kissil

**Morris Township:**  
Dennis Baldassari  
Michael Chumer, PhD

**Morris Plains:**  
Ralph R. Rotando  
Patricia Webster

**Hanover Township:**  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

**Executive Director:** Laura Cummings, PE

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

WHEREAS, Willis 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 it 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, the Executive Director has, upon advice of counsel, certified that the awards meet the statute and regulations governing the award of such contracts, a copy of which Certification is annexed as Exhibit "A"; and

WHEREAS, the Treasurer has certified that funds are available in the 2023 budget; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution awarding contracts of this nature must be available for public inspection and that notice of the award be published in a newspaper authorized to publish SMCMUA's legal advertisements.

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

1. That the insurance proposal submitted by SMCMUA's insurance consultant be and the same is hereby approved and accepted as to the following:
  - a. National Union for property, crime, inland marine, general liability, automobile, public official liability and excess liability and Hartford Steam Boiler for equipment breakdown at an annual premium of \$175,389; and
  - b. New Jersey Manufacturers for workers compensation at an annual premium of \$140,825; and
2. The Executive Director be and is hereby authorized and directed to accept and sign the proposal on behalf of SMCMUA on or after January 1, 2023 unless terminated by the Board prior to that date.
3. The above contract is awarded without competitive bidding pursuant to the provisions of N.J.S.A. 40A:11-5(m) for the reasons set forth in annexed Certification of the Executive Director.

4. Copies of this Resolution and the Proposal herein approved shall be filed in the office of the Secretary of SMCMUA and in the respective offices of the Clerks of the Township of Hanover, the Township of Morris, the Town of Morristown and the Borough of Morris Plains, and notice of the awards shall be published once in the Daily Record in accordance with the Local Public Contracts Law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022

## CERTIFICATION

TO: SMCMUA Board Members  
FROM: Laura Cummings, PE, Executive Director  
SUBJECT: Insurance Coverage  
DATE: December 7, 2022

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This is to request your approval of the annexed resolution authorizing contracts for insurance coverage to be executed as stated therein:

Firm: Willis of New Jersey, Inc.  
(Insurance Agent)

Carriers: See attached resolution

Cost: Not to exceed \$316,214 total

Period: January 1, 2023 through December 31, 2023

Purpose: Insurance policies covering property including package (property, crime, equipment breakdown, inland marine, general liability and automobile), public official liability, excess liability and workers compensation.

The contracts for insurance coverage are requested to be awarded without competitive bids pursuant to Section 40A:11-5(m) of the Local Public Contracts Law as an Extraordinary Unspecifiable Service.

I do hereby certify as follows:

1. A Renewal Proposal was prepared by SMCMUA's insurance consultant, Willis of New Jersey, Inc. ("Willis") dated December 6, 2022. The complete proposal will be discussed and supplemented by Robert English of Willis of New Jersey, Inc., at the December 15, 2022 Board Meeting.
2. The awards can be made pursuant to the exception set forth in 40A:11-5(m) of the Local Public Contracts Law.

3. The services are specialized and qualitative in nature requiring expertise, extensive training and proven reputation because they involve complex insurance evaluation and underwriting concepts and because they are within the specific exception under the aforesaid section of the Local Public Contracts Law.
4. The services cannot be described by written specifications because of the complexities described above and because no such specifications are required under the exceptions set forth in the Local Public Contracts Law.
5. I have reviewed the rules and regulations of the Division of Local Government Services applicable to the Local Public Contracts Law with counsel and certify that the proposed contract may be awarded within the exception set forth in N.J.S.A. 40A:11-5(m).

Respectfully submitted,

**Laura  
Cummings, PE**

Digitally signed by Laura Cummings, PE  
DN: cn=Laura Cummings, PE,  
o=Southeast Morris County MUA,  
ou=Executive Director,  
email=lcummings@smcmua.org, c=US  
Date: 2022.12.08 10:31:31 -05'00'

Laura Cummings, PE  
Executive Director





[www.willis.com](http://www.willis.com)

**Willis of New Jersey, Inc.**  
1015 Briggs Road  
Suite 100  
Mount Laurel, NJ 08054  
Phone: (856) 914-4600

December 6, 2022

Southeast Morris County Municipal Utilities Authority  
Laura Cummings

RE: 2023 Insurance Premiums

Laura, attached is an exhibit that compares the 2022 to the 2023 premiums.

The current carriers are National Union through Glatfelter Public Practice with NJM on the Workers Compensation and Hartford Steam Boiler on the Equipment Breakdown.

For 2023 we are recommending each carrier renew their respective coverages.

Typically, we market to other carriers when the current carrier's renewal is more than the current market trend in pricing or they want to reduce coverage. Your current carrier's pricing is consistent with the market and the coverage is the same as the expiring policies.

We did recently market another Utility Authority to the NJ Utility Authority JIF. This other authority is insured with the same markets as insure SMCMUA. The JIF's price was 10% more plus they had several important coverage differences that made them less attractive than the current carriers.

As you review the premium comparison you will note the Subtotal, which includes all coverages except Workers Compensation increased by \$11,834 or 7.2%.

The primary reason is that the Building and Contents insurance limits increased by 16% for 2023. The carrier recently completed an appraisal of the larger authority assets. This was done at their expense. The results indicated that the current insurance limit was low and an increase was required. We will send you a copy of the appraisal.

The operations payroll did increase 1+%.

These changes account for \$5,700 of the increase. The balance is a 3.8% rate increase.

There were other changes, a net reduction of one vehicle plus we deleted an older piece of equipment. These changes had a minimal effect on the premium.

The conclusion is that the actual rate increase is consistent with the market for well performing accounts. It speaks to your good claim history and the value of the long-term relationship with the Glatfelter program.

The 2023 NJM Workers Compensation cost increased \$15,472 compared to 2022. The state rate for Waterworks is \$4.36 for 2023 or -13.3% when compared to the 2022 rate of \$5.07. However, the 2023 Experience Modification increased to 1.50 or +20.4% when compared to 2022 modification of 1.246. The 2021 losses are now included and caused the modification to increase. The 20.4% modification increase more than offset the Waterworks rate reduction. In addition, NJM added a 5% surcharge based on overall claims history for the past several years. The increase in experience Modification and the surcharge account s for about \$14,500 of the premium increase. NJM has quoted 2023 with a 15% Dividend vs. 20% for 2021.

We continue to negotiate with the carrier to improve the terms. We will keep you updated on any changes.

We should acknowledge the continued good work of the Safety Committee, led by Celenia Mercado. I have attended several meetings and continue to be impressed with the results. Increasing safety awareness and addressing concerns to reduce the chance of loss will only result in lower premiums.

Separately budgeted line items for Flood, Public Officials Bonds, Street Opening Bonds and Short-Term Disability are not included in this exhibit and will be insured with other carriers.

A complete proposal, including copies of the carrier quotes will be sent to you.

Thank you.  
Bob English



[www.willis.com](http://www.willis.com)

Willis of New Jersey, Inc.  
1015 Briggs Road  
Suite 100  
Mount Laurel, NJ 08054  
Phone: (856) 914-4600

### Premium Comparison

<u>Property &amp; Casualty</u>	Nat Un/HSB/NJM <u>22-23</u>	Nat Un/HSB/NJM <u>23-24</u>
Property	\$27,243	\$34,771*
Crime	\$509	\$509
Equipment Breakdown	\$7,329	\$8,198
Inland Marine	\$2,560	\$2,360
General Liability	\$50,453	\$52,364
Automobile	\$35,045	\$35,322
Public Officials Liability	\$8,553	\$9,150
Excess Liability	\$30,888	\$31,834
PLIGA Tax	<u>\$975</u>	<u>\$881</u>
Subtotal	\$163,555	\$175,389
Workers Compensation (NJM)	\$125,353	\$140,825
Grand Total	\$288,908	\$316,214

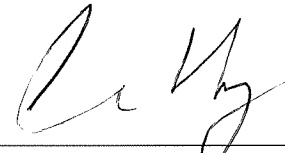
\*Reflects a 16% increase in the property values due to a recent appraisal.

The Subtotal increased \$11,834 year over year which equals +7.2%. Our estimate is that \$5,700 is due to the values increase due to the appraisal and operations payroll increase of 1.2%. The balance is a result of a 3.8% carrier rate increase.

The Workers Compensation premium increase is due to an increase in the Experience Modification. The 2022 modification is 1.244. The 2023 modification is 1.50. NJM added a 5% Schedule Debit due to loss experience. The Workers Compensation premiums are prior to the NJM Dividend. NJM Dividend is 15% for 2023

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY  
CERTIFICATION OF VALUE IN EXCESS OF \$17,500 (PAY-TO-PLAY LAW)

The undersigned hereby certifies that the estimated amount of the contract to be awarded to Willis of New Jersey, Inc., as producer of the Proposal for SMCMUA's insurance policies for property including package (property, crime, equipment breakdown, inland marine, general liability and automobile), public official liability, excess liability, temporary disability benefit and workers compensation for the one-year period commencing on January 1, 2023 exceeds \$17,500.



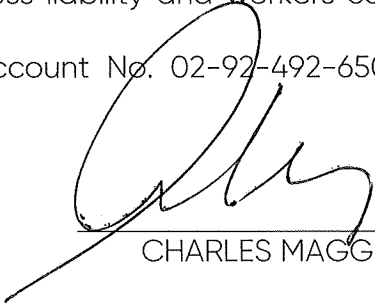
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CHARLES MAGGIO, Treasurer

Dated: December 15, 2022

TREASURER'S CERTIFICATION

I hereby certify funds are available in the amount of \$316,214, for payment of a contract with Willis of New Jersey, Inc., for renewal of SMCMUA's insurance policies for package (property, crime, equipment breakdown, inland marine, general liability and automobile), public official liability, excess liability and workers compensation for 2023. This item will be charged to Account No. 02-92-492-650 (Insurance Expense).



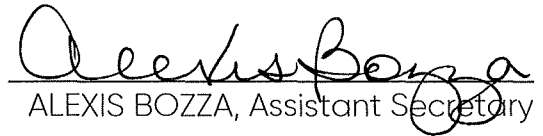
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CHARLES MAGGIO, Treasurer

Dated: December 15, 2022

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on December 15, 2022, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022



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

Resolution No. 134-22

RESOLUTION AUTHORIZING USE OF VENDORS UNDER THE  
STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM

WHEREAS, SMCMUA wishes to purchase the items listed in Exhibit "A" from authorized vendors under the State of New Jersey Cooperative Purchasing Program 1-NJCP during the 2023 budget year; and

WHEREAS, the purchases of goods and services by local contracting units through the State agency without advertising is authorized under Section 12 of the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

WHEREAS, the vendors have been awarded New Jersey State Contracts by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the contract costs are estimated not to exceed the amounts stated; and

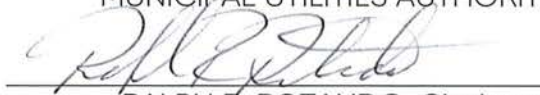
WHEREAS, the Treasurer of SMCMUA has certified the availability of funds in the 2023 Budget;

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 2023.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Executive Director: Laura Cummings, PE

Chief Financial Officer: Charles Maggio, CMFO, QPA

Exhibit "A"

CONTRACT	VENDOR	ITEMS	AMOUNT
M0002	WW Grainger	Misc. Tools & Supplies	\$5,000
M0002	WW Grainger	Misc. Tools & Supplies	\$14,000
M8000	Barnwell House of Tires	Tires, Tubes/Services	\$20,000
T2946	Slade Industries	Elevator Maint-Repair	\$7,500
T40813	Nielson Ford	Vehicle Maintenance & Repair	\$95,000
83717	Johnson Controls Fire Protection	Fire System Inspection/ Testing/Maintenance Services	\$6,000
T0900	Security Guard Services	Security Services	\$179,674
M0002	Grainger	PPE, health & safety supplies, tools, equipment, materials, etc	\$4,000
M7003 (17-COMP-00098)	ESRI	ESRI GIS Software and Services	\$27,500
M0483 (89968)	Ocean Systems	Secureworks Vendor (Cybersecurity)	\$50,000
MA152*	Verizon Wireless	Cellular Phone Services	\$78,000
19-Fleet-00677 (M-0002)	W. W. Grainger Inc.	Misc	\$26,525
21-FOOD-01684	Hach Company	Laboratory Chemicals, Supplies, & Testing Services	\$50,845

\* Verizon Wireless's contract with the State of New Jersey previously expired and migrated to a NASPO agreement (Master Agreement #MA152). SMCMUA previously authorized and executed the Purchasing Entity Agreement with Cellco Partnership, D/ B/ A Verizon Wireless, in accordance with the terms and conditions of the State of New Jersey's Participating Addendum with Cellco.



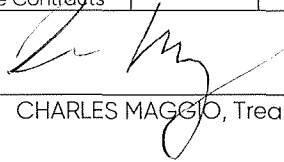
TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the 2023 Budget to purchase work, materials and supplies from the vendors listed below through the State of New Jersey Cooperative Purchasing Program 1-NJCP in 2023. The costs are estimated not to exceed the amounts stated:

CONTRACT	VENDOR	ITEMS	CONTRACT EXP DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT BUDGETED	AMOUNT REQUESTED
M0002	WW Grainger	Misc. Tools & Supplies	12/31/23	02-50-400-605	Operations: Paint and Supplies	\$5,000	\$5,000
M0002	WW Grainger	Misc. Tools & Supplies	12/31/23	02-50-400-690	Operations: Tools	\$14,000	\$14,000
M8000	Barnwell House of Tires	Tires, Tubes/Services	12/31/23	02-60-400-629	Trans: Vehicle & Equipment - Maintenance	\$20,000	\$20,000
T2946	Slade Industries	Elevator Maint- Repair	12/31/23	02-50-400-641	Operations: Facility Maintenance	\$7,500	\$7,500
T40813	Nielson Ford	Vehicle Maintenance & Repair	12/31/23	02-60-400-629	Trans: Vehicle & Equipment - Maintenance	\$95,000	\$95,000
83717	Johnson Controls Fire Protection	Fire System Inspection/Testing/Maintenance Services	12/31/23	02-40-550-628	Health, Safety, and Security Services: HSS Services	\$6,000	\$6,000

CONTRACT	VENDOR	ITEMS	CONTRACT EXP DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT BUDGETED	AMOUNT REQUESTED
T0900	Security Guard Services	Security Services	12/31/23	02-40-550-628	Health, Safety, and Security Services: HSS Services	\$179,674	\$179,674
M0002	Grainger	PPE / health and safety supplies, tools, equipment, materials, etc.	12/31/23	02-40-550-626	Health, Safety, and Security Services: PPE	\$4,000	\$4,000
M7003 (17-COMP-00098)	ESRI	ESRI GIS Software and Services	06/30/23	02-12-400-601	IT Admin: Managed Services	\$27,500	\$27,500
M0483 (89968)	Ocean Systems	Secureworks Vendor (Cybersecurity)	02/28/23	02-12-400-620	IT Admin: Cyber Security	\$50,000	\$50,000
MA152	Verizon Wireless	Cellular Phone Services	08/11/24	02-12-400-628	IT Admin: Communications - Cellular	\$78,000	\$78,000
19-Fleet-00677 (M-0002)	W. W. Grainger Inc.	Misc	06/30/23	02-75-400-644 (\$1,825) 02-75-400-645 (\$2,000) 02-70-400-690 (\$20,000) 02-00-500-496 (\$4,500)	Water Quality: Field Portable Instruments Water Quality: Equipment General Treatment - Equipment and Repair WSIP Phase 3	Various	\$26,525

CONTRACT	VENDOR	ITEMS	CONTRACT EXP DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT BUDGETED	AMOUNT REQUESTED
21-FOOD- 01684	Hach Company	Laboratory Chemicals, Supplies, & Testing Services	08/31/24	02-75- 400-647 (\$4,120)	Water Quality: Bench Chemistry Equip/Supp	Various	\$50,845
				02-75- 400-646 (\$34,200)	Water Quality: Field Continuous Instrument		
				02-75- 400-644 (\$7,525)	Water Quality: Field Portable Instruments		
				02-75- 400-652 (\$5,000)	Water Quality: Service Contracts		




CHARLES MAGGIO, Treasurer

Dated: December 15, 2022

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on December 15, 2022, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022



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

Resolution No. 135-22

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

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

WHEREAS, SMCMUA wishes to purchase the items listed in Exhibit "A" from authorized vendors under the MCCPC during the 2023 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 has been awarded a contract by the MCCPC for and including the budget year 2023; and

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

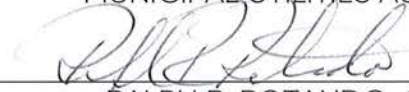
WHEREAS, the Treasurer of SMCMUA has certified the availability of funds in the 2023 Budget;

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 2023.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Executive Director: Laura Cummings, PE

Chief Financial Officer: Charles Maggio, CMFO, QPA

Exhibit "A"

CONTRACT	VENDOR	ITEMS	AMOUNT
1	Allied Oil	Unleaded Gasoline	\$65,000
12	Allied Oil	Diesel Fuel	\$25,000
5	Tilcon New York	Paving Material	\$40,000
9	Eastern Concrete	Crushed Stone-Sand	\$50,000
46	Genserve	Generator Repair & Maintenance	\$26,060
46	Genserve	Generator Rental	\$40,780
53	Challenger Fence	Material/Install	\$20,000
47	Rio Supply	Small Meter Purchasing	\$300,000
47	Rio Supply	Large Meter Purchasing	\$300,000
22	Smart Stitch, LLC	D.P.W. Uniforms	\$11,300
46	Genserve	Preventive Maintenance/Repair of Emergency Generators	\$26,060

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the 2023 Budget to purchase work, materials and supplies from the vendors listed below through the Morris County Cooperative Pricing Council in 2023. The cost is estimated not to exceed the amounts stated:

CONTRACT	VENDOR	ITEMS	CONTRACT EXP DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT BUDGETED	AMOUNT REQUESTED
1	Allied Oil	Unleaded Gasoline	12/31/23	02-60-400-628	Trans: Vehicle & Equipment - Fuel	\$65,000	\$65,000
12	Allied Oil	Diesel Fuel	12/31/23	02-60-400-628	Trans: Vehicle & Equipment - Fuel	\$25,000	\$25,000
5	Tilcon New York	Paving Material	12/31/23	02-60-400-692	Trans: Street Repair/Spoil Removal	\$40,000	\$40,000
9	Eastern Concrete	Crushed Stone-Sand	12/31/23	02-60-400-692	Trans: Street Repair/Spoil Removal	\$50,000	\$50,000
46	Genserve	Generator Repair & Maintenance	12/31/23	02-50-400-691	Operations: Equipment Rentals & Services	\$26,060	\$26,060
46	Genserve	Generator Rental	12/31/23	02-50-400-691	Operations: Equipment Rentals & Services	\$40,780	\$40,780
53	Challenger Fence	Material/Install	12/31/23	02-50-400-636	Operations: Facility Groundskeeping	\$20,000	\$20,000

CONTRACT	VENDOR	ITEMS	CONTRACT EXP DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT BUDGETED	AMOUNT REQUESTED
47	Rio Supply	Small Meter Purchasing	12/31/23	02-00-500-998	Meter Management Program	\$300,000	\$300,000
47	Rio Supply	Large Meter Purchasing	12/31/23	02-00-500-492	Trans: Vehicle & Equipment - Other	\$300,000	\$300,000
22	Smart Stitch, LLC	D.P.W. Uniforms	12/31/23	02-40-550-623	Health, Safety, and Security Services: Uniforms	\$11,300	\$11,300
46	Genserve	Preventive Maintenance/Repair of Emergency Generators	06/30/23	02-70-400-651	T&P Emergency Generator Maintenance	\$26,060	\$26,060



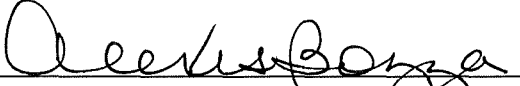
CHARLES MAGGIO, Treasurer

Dated: December 15, 2022



CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on December 15, 2022, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022



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

Resolution No. 136-22

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

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

WHEREAS, SMCMUA wishes to purchase the items listed in Exhibit "A" from authorized vendors under the NJWCPS during the 2023 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 vendors listed in Exhibit "A" attached hereto have been awarded contracts by the NJWCPS for and including the budget year 2023; and

WHEREAS, the costs are estimated not to exceed the amounts stated; and

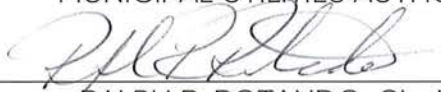
WHEREAS, the Treasurer of SMCMUA has certified the availability of funds in the 2023 Budget;

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 2023.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Executive Director: Laura Cummings, PE

Chief Financial Officer: Charles Maggio, CMFO, QPA

Exhibit "A"

CONTRACT	VENDOR	ITEMS	AMOUNT
B331-6	AC Schultes, Inc.	Preventive Maintenance/ Repair of Pumps	\$60,000
B343-7	NSI Neal Systems Inc.	SCADA - RTU Equipment	\$4,000
B343-7	NSI Neal Systems Inc.	SCADA - RTU Equipment	\$18,000
B343-7	NSI Neal Systems Inc.	SCADA - Chem Feed RTU Equipment	\$45,000
B331-12	Pumping Systems Inc	VFD Install and Instrumentation Services	\$100,000
22-FOOD-09931	Miller Energy	VFD Purchase	\$200,000

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the Capital Budget to purchase work, materials and supplies from the vendors listed below through the North Jersey Wastewater Cooperative Pricing System in 2023. The costs are estimated not to exceed the amounts stated:

CONTRACT	VENDOR	ITEMS	CONTRACT EXP DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT BUDGETED	AMOUNT REQUESTED
B331-6	AC Schultes, Inc.	Preventive Maintenance/ Repair of Pumps	07/31/23	02-70-400-649	T&P Electrical Maintenance and Repair	\$60,000	\$60,000
B343-7	NSI Neal Systems Inc.	SCADA - RTU Equipment	09/07/23	02-12-400-638	IT Admin: SCADA Control	\$4,000	\$4,000
B343-7	NSI Neal Systems Inc.	SCADA - RTU Equipment	09/07/23	TBD Capital	IT-ICS RTU Equipment Replacement	\$18,000	\$18,000
B343-7	NSI Neal Systems Inc.	SCADA - Chem Feed RTU Equipment	09/07/23	02-00-500-504	IT-ICS Facilities Chemical Feed Projects	\$45,000	\$45,000
B331-12	Pumping Systems Inc	VFD Install and Instrumentation Services	12/31/23	02-00-500-494	T&P Wells Pumps Motors Etc	\$100,000	\$100,000

CONTRACT	VENDOR	ITEMS	CONTRACT EXP DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT BUDGETED	AMOUNT REQUESTED
22-FOOD- 09931	Miller Energy	VFD Purchase	12/31/23	02-00-500-494	T&P Wells Pumps Motors Etc	\$200,000	\$200,000

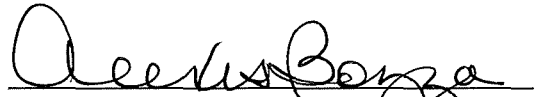


CHARLES MAGGIO, Treasurer

Dated: December 15, 2022

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on December 15, 2022, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022



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

Resolution No. 137-22

RESOLUTION AUTHORIZING USE OF VENDOR UNDER THE  
EDUCATIONAL SERVICES COMMISSION OF  
NEW JERSEY COOPERATIVE PRICING SYSTEM

WHEREAS, SMCMUA is a participant in a Cooperative Pricing Agreement with the Educational Services Commission of New Jersey Cooperative Pricing System ("ESCNJCPS"); and

WHEREAS, SMCMUA wishes to purchase the item listed in Exhibit "A" from an authorized vendor under the ESCNJCPs during the 2023 budget year; and

WHEREAS, the purchase of work, materials and supplies through Cooperative Pricing Councils, such as the ESCNJCPs, 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 ESCNJCPs for and including the budget year 2023; and

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

WHEREAS, the Treasurer of SMCMUA has certified the availability of funds in the 2023 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 2023.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Executive Director: Laura Cummings, PE

Chief Financial Officer: Charles Maggio, CMFO, QPA

Exhibit "A"

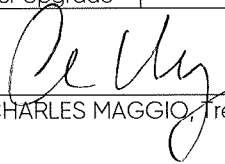
CONTRACT	VENDOR	ITEMS	AMOUNT
AEPA-22G	CDW Government	IT Hardware	\$60,000
AEPA-22G	CDW Government	IT Software	\$7,000
AEPA-22G	CDW Government	IT Licensing	\$140,000
AEPA-22G	CDW Government	HP Hardware - SCADA Server Upgrade	\$110,000



TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the 2023 Budget to purchase work, materials and supplies from the vendor listed below through the Educational Services Commission of New Jersey Cooperative Pricing System in 2023. The cost is estimated not to exceed the amount stated:

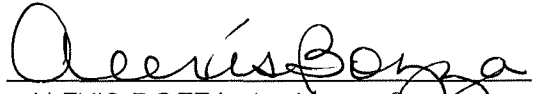
CONTRACT	VENDOR	ITEMS	CONTRACT EXP DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT BUDGETED	AMOUNT REQUESTED
AEPA-22G	CDW Government	IT Hardware	06/30/24	02-12- 400-602	IT Admin: IT Hardware	\$60,000	\$60,000
AEPA-22G	CDW Government	IT Software	06/30/24	02-12- 400-603	IT Admin: IT Software	\$7,000	\$7,000
AEPA-22G	CDW Government	IT Licensing	06/30/24	02-12- 400-604	IT Admin: Licensing and Service Agreements	\$140,000	\$140,000
AEPA-22G	CDW Government	HP Hardware - SCADA Server Upgrade	06/30/24	TBD/ CAPITAL	IT Infrastructure - SCADA Server Upgrade	\$110,000	\$110,000

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

Dated: December 15, 2022

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on December 15, 2022, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022



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

Resolution No. 138-22

RESOLUTION AUTHORIZING CHANGE ORDER NO. 3 FOR  
2019 SYSTEM WIDE IMPROVEMENTS PROJECT

WHEREAS, SMCMUA awarded a contract to Reivax Contracting on October 29, 2020, for the project entitled 2019 System Wide Improvements Project; and

WHEREAS, the maximum cost to SMCMUA authorized was \$3,225,406.22; and

WHEREAS, on April 15, 2021, Change Order No. 1 was authorized in the amount of \$41,541.00 for a revised contract total of \$3,266,947.22; and

WHEREAS, on August 18, 2022, Change Order No. 2 was authorized in the amount of \$478,703.74 for a revised contract total of \$3,745,650.96; and

WHEREAS, the Engineering Manager has advised by memorandum dated December 5, 2022, that a third Change Order for additional improvements is needed; and

WHEREAS, the overall increase will not exceed \$108,444.85, as more particularly set forth in the memorandum and the proposed change order, copies of which are annexed hereto; and

WHEREAS, SMCMUA has determined that the scope and value requested is necessary and reasonable; and is required to advance the Project toward final completion; and

WHEREAS, funds 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 proposed changed order annexed hereto be and the same is hereby approved.

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

2. The Executive Director or the Engineering Manager be and are hereby authorized to execute and deliver the said change order for SMCMUA.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
RALPH ROTANDO, Chairman

Dated: December 15, 2022



## MEMORANDUM

TO: SMCMUA Board

FROM: Sophia (Heng) Dyer, PE, Engineering Manager

A handwritten signature in black ink, appearing to read "Sophia Dyer", is written over the printed name in the "FROM:" field.

RE: 2019 System Wide Improvements or  
Water System Improvement Program (WSIP) – Phase 2  
Change Order No. 3 Request – Additional Mobilization and Demobilization  
Expenses and Unforeseen Conditions Resulting in Contractor's Downtime  
MAINS-WSIP-2019-01

DATE: December 5, 2022

CC: Laura Cummings, PE, Executive Director

---

In accordance with Resolution No. 98-20, SMCMUA awarded a contract to Reivax Contracting for the 2019 System Wide Improvements (or Water System Improvement Program (WSIP) Phase 2) for a total amount of \$3,225,406.22. Change Order No. 1 was authorized by Resolution No. 53-21 for an additional \$41,541.00, revising the total contract amount to \$3,266,947.22. Change Order No. 2 was authorized by Resolution No. 92-22 for an additional \$478,703.74, revising the total contract amount to \$3,745,650.96.

### Project Scope

WSIP Phase 2 included water main renewal and related services through the center of Morristown on Washington Street and South Street to improve overall water supply and resiliency in the existing transmission and distribution system.

### Change Order Request and Recommendation

First, construction working hours on South Street (NJDOT-owned) were limited by the Town of Morristown to Monday through Wednesday, 10 pm – 5 pm when NJDOT permit conditions state Monday thru Friday, 8 pm – 5 am. In addition, Reivax was

required to mobilize and demobilize each night whereby no equipment was permitted to be stored on the roads/sidewalks during daytime hours. This reduced their actual construction time by two (2) hours to move equipment to and from the storage yard on Coal Avenue. The two (2) hours equal to one (1) hour of set-up and one (1) hour of breakdown. The work on South Street was required to be completed before the Thanksgiving holiday.

Second, Morristown Police Department did not report to the site for traffic control on 9/26/22 and, therefore, work was cancelled. There was a misunderstanding by Morristown Police Department when Reivax initially scheduled the work with them. Morristown admitted the mistake.

Third, there were unforeseen field conditions that were not previously identified in construction plans such as pipe encased in concrete that resulted in Reivax's downtime as well as existing infrastructure that required additional time to exercise for full closure prior to construction.

The following table summarizes the notes above along with the requested amounts:

DESCRIPTION	INVOICE NO. REFERENCE	AMOUNT
Mobilization and Demobilization for 20 working days between 9/13/22 – 11/21/22	2039-22	\$ 80,030.41
Work Cancellation on 9/26/22	2039-CANCEL	\$ 18,179.55
Unforeseen Field Conditions	2039-23	\$ 10,234.89
<b>Change Order No. 3 Total Amount Request:</b>	-	<b>\$ 108,444.85</b>

The Engineering Division recommends an additional amendment to the current contract in order to cover the change order request above for \$108,444.85.

The Treasurer has certified sufficient funds are available in the Budget. Table 1 provides a summary of the account to be charged for this account.

**Table 1**  
**Account Allocation**

Budget Year	Budget	Expenditure Account No.	Expenditure Account Name	Amount to Encumber
2020	Capital	02-00-500-464	MAINS-WSIP-2019-01	\$108,444.85

## CONTRACT CHANGE ORDER

<b>CONTRACTOR:</b> Reivax Contracting Corp.	CHANGE ORDER No. <sup>3</sup> PROJECT: 2019 System Wide Improvements Project PROJECT No. MAINS-WSIP-2019-01
<b>OWNER:</b> The Southeast Morris County MUA	<b>ENGINEER:</b> The Southeast Morris County MUA
DATE OF ISSUE: December 15, 2022	EFFECTIVE DATE: December 15, 2022
<p><b>The Contractor is hereby directed to make the following changes in the Contract Documents.</b></p> <p><b>Description:</b>                  Adjustment to the contract bid items.</p> <p><b>Reason for Change Order:</b>                  Several conditions generated a modification in the existing scope of work with respect to permanent paving restoration.</p> <p><b>Attachments:</b> <i>(List documents supporting change and justifying cost and time)</i>                  Memo of Engineering Manager dated December 5, 2022.</p>	
<b>CHANGE IN CONTRACT PRICE:</b>	<b>CHANGE IN CONTRACT TIMES:</b>
Original Contract Price: \$ 3,225,406.22	Original Contract Times: <i>(calendar days or dates)</i>
Net changes from previous C. O.'s No. <u>1</u> to <u>2</u> \$ 520,244.74	Net changes from previous C. O.'s No. ____ to ____ <i>(calendar days)</i>
Contract Price Prior to this Change Order: \$ 3,745,650.96	Contract Times prior to this Change Order: <i>(calendar days or dates)</i>
Net Increase (decrease) of this Change Order: \$ 108,444.85	Net Increase (decrease) of this Change Order: <i>(calendar days)</i>
Contract Price with all Approved Change Orders: \$ 3,854,095.81	Contract Times with all Approved Change Orders: <i>(calendar days or dates)</i>
RECOMMENDED: (Engineer)  By: Date:	APPROVED: (Owner)  By: Date:
ACCEPTED: (Contractor)  By: Date:	REVIEWED: (Funding Agency)  By: Date:

TREASURER'S CERTIFICATION

I hereby certify additional funds are available in the amount of \$108,444.85 for payment of Change Order No. 3 with Reivax Contracting for the 2019 System Wide Improvements Project. This item will be charged to Account No. 02-00-500-464.

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

Dated: December 15, 2022



CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on December 15, 2022, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022



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

Resolution No. 139-22

RESOLUTION AUTHORIZING AMENDMENT OF PROFESSIONAL SERVICE CONTRACT  
WITH MURPHY MCKEON, P.C., FOR PROFESSIONAL LEGAL SERVICES

WHEREAS, SMCMUA awarded a professional service contract to Murphy McKeon, P.C. ("MM") on November 18, 2021 for professional legal services in connection with review and revision of agreements, legal support to SMCMUA and General Counsel, and other matters (the "Agreement"); and

WHEREAS, the maximum cost to SMCMUA authorized under the Agreement was \$155,000; and

WHEREAS, additional services to those initially estimated will be necessary as a result of a number of matters as described on Addendum No. 1, a copy of which is annexed hereto; and

WHEREAS, it is anticipated that such additional services will result in a corresponding increase in the total amount payable under the Agreement by \$10,000 from \$155,000 to \$165,000; and

WHEREAS, SMCMUA has determined that the additional services to be performed are necessary and reasonable; and will benefit the Water System; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that notice of the awarding of professional service contracts be printed once in a newspaper authorized by law to publish SMCMUA's legal advertisements; and

WHEREAS, MM has previously complied with the provision of the New Jersey Pay to Play Law with respect to contracts that can be awarded without public bidding or a "fair and open" process; and

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

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, PhD

**Morris Plains:**  
Ralph R. Rotando  
Patricia Webster

**Hanover Township:**  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

**Executive Director:** Laura Cummings, PE

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

1. The Professional Service Contract between SMCMUA and Murphy McKeon, P.C., awarded on November 19, 2020, be and the same is hereby approved and accepted;
2. The additional services for the work provided are not to exceed \$10,000;
3. The Executive Director be and is hereby authorized to accept, execute and deliver the Addendum No. 1 herein authorized on behalf of SMCMUA; and
4. This contract is awarded without competitive bidding as a "Professional Service Contract" in accordance with the Local Public Contracts Law because the services to be rendered are professional services as therein defined; and
5. Notice of this resolution shall be published once in the Daily Record and copies of this resolution and the contract herein authorized shall be filed for public inspection in compliance with the provisions of the Local Public Contracts Law.

ATTEST:

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

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
\_\_\_\_\_  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022



RIVERDALE SOUTH  
51 ROUTE 23 SOUTH, P.O. BOX 70, RIVERDALE, NEW JERSEY 07457  
TELEPHONE: (973) 835-0100 · FACSIMILE: (973) 835-1732  
www.murphymckeonlaw.com

NEW YORK: 25 WEST STREET, WARWICK, NY 10990 · (845) 987-1577

ROBERT H. OOSTDYK, JR.  
ANTHONY M. BUCCO  
JAMES T. BRYCE  
CHRISTOPHER I. WOODS<sup>1</sup>  
DAVID J. RUITENBERG  
SHARON L. WEINER<sup>2</sup>

JAMES M. PARISI<sup>1</sup>

OF COUNSEL:  
MARTIN F. MURPHY<sup>1</sup>  
JAMES L. McKEON, III<sup>1</sup>  
DIANA WALSH  
SERENE M. HENNION  
ROBERT S. MEYER

<sup>1</sup> NEW JERSEY & NEW YORK BAR

<sup>2</sup> NEW JERSEY, NEW YORK & PENNSYLVANIA BAR

Writer's Direct:  
Tel. (973) 835-0100 ext. 1223  
druitenberg@murphymckeonlaw.com

## MURPHY MCKEON P.C.

### ADDENDUM No. 1 TO 2022 ENGAGEMENT AGREEMENT

In connection with the 2022 Engagement Agreement between Murphy McKeon, P.C., and The Southeast Morris County Municipal Utilities Authority (the "Authority"), this Addendum to same is intended to increase the "Not to Exceed Number" included in paragraph 3(c) of said Agreement from \$155,000.00 to \$165,000.00. This increase has been made necessary as a result of a number of matters being undertaken in the past several months, including (i) several project related issues, including contractor claims, construction code issues, and property easement negotiations; (ii) several purchasing matters involving the review of bids and/or drafting or updating of RFP and bidding documents; (iii) establishing operational procedures and forms for improved future efficiencies; and (iv) MCMUA water supply discussions; and (v) transition items.

Based on our review of the current matters in which we are involved and our best estimate of the matters in which we anticipate being involved in the remaining weeks of 2022, we anticipate that the additional \$10,000.00 proposed by this Addendum will sufficiently cover the cost of our services through the remainder of 2022.

In the event there are any questions concerning this Addendum, our underlying Agreement or the services to be provided by this firm, please do not hesitate to contact the undersigned. If there are no questions and following its approval by the Authority, please sign where indicated below and return one copy to my firm for our records.

**THIS ADDENDUM** to the 2022 Legal Services Agreement between Murphy McKeon, P.C. and the Authority revises paragraph 5 of such Agreement to state as follows:

3(c) **Not to Exceed:** Though it is difficult to predict the level of time and effort that will be required during the remaining weeks of 2022, we do expect that our total fees earned for the period from January 1, 2022, to December 31, 2022, will not exceed \$165,000.00.

Except for the foregoing revision of Paragraph 3(c) of the 2022 Legal Services Agreement, all other provisions, sections and understandings set forth in said Agreement are hereby reaffirmed and restated as if set forth herein in their entirety.

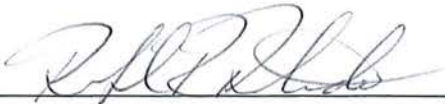
**Signatures.** The parties hereto have read and hereby agree to this Addendum.

Accepted: \_\_\_\_\_, 2022

**Murphy McKeon P.C.**

**The Southeast Morris County  
Municipal Utilities Authority**

By:  \_\_\_\_\_  
David J. Ruitenberg, Esq.

 \_\_\_\_\_

Address: \_\_\_\_\_ 19 Saddle Road \_\_\_\_\_

\_\_\_\_\_ Cedar Knolls, NJ 07927 \_\_\_\_\_

TREASURER'S CERTIFICATION

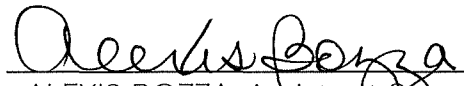
I certify that there are sufficient funds available (\$10,000.00) for payment of an amendment to the professional service contract with Murphy McKeon, PC, for legal services to serve as General Counsel. This item will be charged to Account No. 02-10-400-602 (Professional Services – Legal).

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

Dated: December 15, 2022

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on December 15, 2022, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022



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

Resolution No. 140-22

RESOLUTION REJECTING CERTAIN BID AS NONRESPONSIVE AND  
AWARDING A CONTRACT FOR CORROSION CONTROL TREATMENT CHEMICALS

WHEREAS, SMCMUA advertised for public bids pursuant to the Local Public Contracts Law for the provision of corrosion control treatment chemicals; and

WHEREAS, three bids were received on November 22, 2022; and

WHEREAS, the bids have been reviewed by SMCMUA's Water Quality Superintendent as set forth in a memorandum dated December 5, 2022, a copy of which memorandum is annexed hereto; and

WHEREAS, it has been determined that the bid received from AquaSmart Inc. does not meet the requirements set forth in the bid specifications for the reasons set forth in the attached memorandum; and

WHEREAS, SMCMUA has reserved the right to reject any bids; and

WHEREAS, SMCMUA's Water Quality Superintendent has recommended that the contract be awarded to George S. Coyne Chemical Co., Inc., for its low responsive bid of \$307,698.25; and

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2023 Budget for the portion to be expended in 2023; and that the portion to be expended in 2024 will be available subject to approval of the 2024 Budget; and

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

1. That the bid received by AquaSmart, on November 22, 2022, for the provision of corrosion control treatment chemicals is hereby rejected as fatally defective and unresponsive.

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotondo  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Executive Director: Laura Cummings, PE

Chief Financial Officer: Charles Maggio, CMFO, QPA



2. That the contract be awarded to the second low bidder, George S. Coyne Chemical Co., Inc., for its low responsive bid in the not to exceed amount of \$307,698.25.
3. That the appropriate officers of SMCMUA be and they are hereby authorized and directed to execute a contract with regard to said project on behalf of SMCMUA in the manner provided by law.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022



## MEMORANDUM

TO: SMCMUA Board

FROM: Drew Saskowitz, Water Quality Superintendent, T4, W3, N2 LOR *DS*

RE: Recommendation for Award: Corrosion Control Treatment (CCT) Chemicals

DATE: December 5, 2022

CC: Laura Cummings, P.E., Executive Director  
Charles Maggio, CMFO, QPA, Chief Financial Officer

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Submittals were received for the above competitively bid contract from George S. Coyne Chemical Company, AquaSmart Inc. and Shannon Chemical. AquaSmart Inc. did not bid on Items 1 through 4 but provided a bid for an alternative treatment chemical for Bid Items 5 and 6. The AquaSmart Inc. Bid should be considered non-responsive and rejected on the basis that they provided pricing for a chemical other than that which was specified. It is recommended that the contract be awarded to the next lowest Bidder, George S. Coyne Chemical Co. Inc. for a total of \$387,689.06 which is \$177,745.12 below the price bid by Shannon Chemical as outlined in Table 1 below.

The total for the award to George S. Coyne Chemical Co. Inc. exceeds that budgeted in account 02-75-400-637 for CCT chemicals under the line item for treatment chemicals in the Treatment and Pumping budget by a total of \$204,475.06. The contract is written with the intention to purchase the 1:5 zinc orthophosphate listed in items 1 and 2 but allows the Authority the flexibility to order the 1:3 zinc orthophosphate as listed in items 3 and 4 when there are supply issues with the 1:5 zinc orthophosphate as experienced in the past. As such, funds should be encumbered for the more expensive bid items 3 and 4 with the understanding that the realized expenditures should be less. There have not been issues with the supply of 25:75 or 50:50 ortho polyphosphate (bid items 5 and 6), so an alternate is not

required. The Treasurer will certify that funds are available for the 2023 to 2024 one (1) year contract award period as defined in Table 2.

**Table 1: Bid Comparison**

Bid Item	Location	Unit	Est Qty	George S. Coyne Chemical Co., Inc. 3015 State Road Croydon, PA 19021		Shannon Chemical Corp. 311 Commerce Drive Exton, PA 19341	
				Unit Price	Total	Unit Price	Total
Item 1	1:5 Zinc orthophosphate						
a	Magyar	30 gallon drum	24	\$ 558.02	\$ 13,392.38	\$ 707.00	\$ 16,968.00
b	Lidgerwood	30 gallon drum	16	\$ 575.99	\$ 9,215.83	\$ 727.00	\$ 11,632.00
c	Turnbull	30 gallon drum	16	\$ 575.99	\$ 9,215.83	\$ 727.00	\$ 11,632.00
d	MMC	30 gallon drum	8	\$ 575.99	\$ 4,607.92	\$ 747.00	\$ 5,976.00
Subtotal Item 1					\$ 36,431.97		\$ 46,208.00
Item 2	1:5 Zinc orthophosphate						
a	Clyde Potts	240 gallons	12	\$3,629.90	\$ 43,558.85	\$7,171.00	\$ 86,052.00
Subtotal Item 2					\$ 43,558.85		\$ 86,052.00
Item 3	1:3 Zinc orthophosphate						
a	Magyar	30 gallon drum	24	\$ 862.22	\$ 20,693.33	\$ 747.00	\$ 17,928.00
b	Lidgerwood	30 gallon drum	16	\$ 862.22	\$ 13,795.56	\$ 767.00	\$ 12,272.00
c	Turnbull	30 gallon drum	16	\$ 862.22	\$ 13,795.56	\$ 767.00	\$ 12,272.00
d	MMC	30 gallon drum	8	\$ 862.22	\$ 6,897.78	\$ 797.00	\$ 6,376.00
Subtotal Item 3					\$ 55,182.22		\$ 48,848.00
Item 4	1:3 Zinc orthophosphate						
a	Clyde Potts	240 gallons	12	\$4,554.22	\$ 54,650.59	\$8,553.00	\$ 102,636.00
Subtotal Item 4					\$ 54,650.59		\$ 102,636.00
Item 5	25:75 Ortho polyphosphate						
a	Black Brook	280 gallons	16	\$4,776.55	\$ 76,424.77	\$6,507.00	\$ 104,112.00
Subtotal Item 5					\$ 76,424.77		\$ 104,112.00
Item 6	50:50 Ortho polyphosphate						
a	Wing	330 gallons	16	\$5,134.97	\$ 82,159.44	\$7,712.00	\$ 123,392.00
b	Todd	120 gallons	12	\$2,071.09	\$ 24,853.10	\$3,464.00	\$ 41,568.00
c	McCabe	30 gallon drum	18	\$ 801.56	\$ 14,428.13	\$ 701.01	\$ 12,618.18
Subtotal Item 6					\$ 121,440.67		\$ 177,578.18
TOTAL AGGREGATE ITEMS 1 THROUGH 6					\$ 387,689.06		\$ 565,434.18

Table 2: Account Allocation

Bid Item	2023		2024	
	Amount	Account	Amount	Account
Item 1 or 3	\$50,583.70	02-70-400-637	\$4,598.52	02-70-400-637
Item 2 or 4	\$50,096.37	02-70-400-637	\$4,554.22	02-70-400-637
Item 5	\$70,056.04	02-70-400-637	\$6,368.73	02-70-400-637
Item 6	\$111,320.61	02-70-400-637	\$10,120.06	02-70-400-637
<b>Total</b>	<b>\$282,056.72</b>	<b>02-70-400-637</b>	<b>\$25,641.53</b>	<b>02-70-400-637</b>

## TREASURER'S CERTIFICATION

I hereby certify that sufficient funds are available for payment of a contract with George S. Coyne Chemical Co., Inc., for Corrosion Control Treatment Chemicals as follows:

1. In 2023, funds are available in the amount of \$282,056.72; and
2. In 2024, funds will be available in the amount of \$25,641.53 subject to the approval of the 2024 Budget.

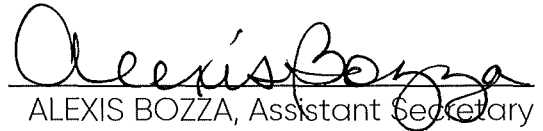
The total maximum amount of the contract will not exceed \$307,698.25. These items will be charged to Account No. 02-70-400-637 (Water Treatment and Pumping: Treatment Chemicals).

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

Dated: December 15, 2022

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on December 15, 2022, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022



- 19 Saddle Road  
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- (973) 326-6864
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Resolution No. 141-22

RESOLUTION APPOINTING A PUBLIC AGENCY COMPLIANCE OFFICER

WHEREAS, in accordance with N.J.A.C. 17:27-3.3, each public agency shall designate an individual to serve as its Public Agency Compliance Officer ("PACO"); and

WHEREAS, a PACO is to serve as the liaison between the public agency and the State of New Jersey Department of the Treasury's Division of Contract Compliance and Equal Employment Opportunity in Public Contracts; and

WHEREAS, The Southeast Morris County Municipal Utilities Authority is required to annually appoint a PACO by formal action of SMCMUA.

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority as follows that Alexis Bozza be and she is hereby appointed as the Public Agency Compliance Officer for SMCMUA for 2023 in accordance with N.J.A.C. 17:27-3.3, with all of the duties and responsibilities therein enumerated and provided by law.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022

Board Members

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Donald Kissil

Morris Township:  
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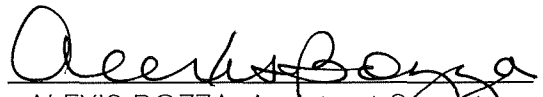
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Nathan Kiracofe, EIT  
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Executive Director: Laura Cummings, PE

Chief Financial Officer: Charles Maggio, CMFO, QPA

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ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022





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Resolution No. 142-22

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSIONS

RESOLVED that the following discussion of:

1. Contract Negotiation with MJBD South Jefferson LLC

be held in closed session pursuant to subsection 7 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

  
RALPH R. ROTANDO, Chairman

Dated: December 15, 2022

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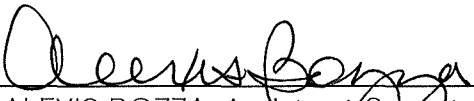
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ALEXIS BOZZA, Assistant Secretary

Dated: December 15, 2022