

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

APRIL 20, 2023

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority ("SMCMUA") was held on Thursday, April 20, 2023, 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 Chumer; Members Baldassari, Huber, Kiracofe, Kissil, Marucci, Rotando 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; Celenia Mercado, Operations Risk Manager; Heather Brandao, HR Manager; Alexis Bozza, Executive Administrative Assistant; and David J. Ruitenber, Esq., General Counsel to SMCMUA.

PUBLIC DISCUSSION

Chairman Chumer 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 MARCH 16, 2023

Copies of the minutes of the meeting held on March 16, 2023, were distributed to the Members prior to the meeting for review and comment. Member Baldassari moved that the minutes be adopted as presented. Member Kissil abstained. Member Rotando seconded the motion which was duly adopted by the Members.

COMMUNICATIONS

- A. April 10, 2023 – Copy of letter to US Environmental Protection Agency requesting extension of comment period.
- B. Copy of SMCMUA Introduction pamphlet
- C. Community Project Funding Resource Guide (Fiscal Year 2024) from US Congresswoman Mikie Sherrill’s Office

RESOLUTION – APPROVAL OF APRIL 2023 LIST OF BILLS

Copies of the bill list for April 2023 were distributed to the Members prior to the meeting for comment and approval. Member Huber moved to approve the list of bills and offered the following resolution:

RESOLUTION NO. 35-23

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR APRIL 2023

“COPY ANNEXED”

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

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

NOES: None

OTHER BUSINESS

- A. Connection Fee Hearing

Following the public rate hearing regarding the proposed adjusted connection fee, Member Baldassari offered the following resolution:

RESOLUTION NO. 36-23

RESOLUTION APPROVING ADJUSTMENT OF CONNECTION FEE FOR 2023

“COPY ANNEXED”

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

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

NOES: None

B. Report of the Finance Committee

The Members reviewed a report of the Finance Committee from a meeting held on March 16, 2023, which was distributed to the Members prior to the meeting for review and comment. Mr. Baldassari provided a summary of the report for discussion.

C. Resolution Authorizing the Transfer of Funds between Operating Budget Appropriations

The Members reviewed a memorandum from the Chief Financial Officer dated April 12, 2023. An analysis of the status of the 2023 Operating Budget resulted in the need for certain transfers to move money to cover various over expenditures in multiple departments. As requested by Nisivoccia, LLP, these transfers are completed by Board Resolution. Member Baldassari offered the following resolution:

RESOLUTION NO. 37-23

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS BETWEEN 2023 OPERATING BUDGET APPROPRIATIONS

“COPY ANNEXED”

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

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

NOES: None

D. Report of the Engineering Committee

The Members reviewed a report of the Engineering Committee from a meeting held on April 5, 2023, which was distributed to the Members prior to the meeting for review and comment. Mr. Marucci provided a summary of the report for discussion.

E. Resolution Awarding a Professional Service Contract for Engineering Services in connection with Geographic Information System Support and Related Matters

SMCMUA requested a proposal from Larson Design Group (LDG) for professional engineering services in connection with geographic information system support and related matters. The proposal dated March 8, 2023, in the not to exceed amount of \$95,000.00, was reviewed by the Engineering Manager as set forth in a memorandum dated April 5, 2023, a copy of which was reviewed by the Members. The Treasurer certified that sufficient funds are available in the 2023 Budget. Member Huber moved the following resolution:

RESOLUTION NO. 38-23

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT FOR ENGINEERING SERVICES IN CONNECTION WITH GEOGRAPHIC INFORMATION SYSTEM SUPPORT AND RELATED MATTERS

“COPY ANNEXED”

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

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

NOES: None

F. Resolution Authorizing Change Order No. 4 for 2019 System Wide Improvements Project

SMCMUA awarded a contract to Reivax Contracting on October 29, 2020, for the project entitled 2019 System Wide Improvements Project. The maximum cost to SMCMUA authorized was \$3,225,406.22. 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. 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. On December 15, 2022, Change Order No. 3 was authorized in the amount of \$108,444.85 for a revised contract total of \$3,854,095.81. The Engineering Manager advised by memorandum dated April 5, 2023, and a Certification of Necessity (“Certification”) dated April 14, 2023, that a fourth Change Order is needed as a result of: (1) significantly increased asphalt costs as a result of mandatory asphalt price adjustments, (2) unforeseen scope changes resulting from additional paving requirements, and (3) additional expenses associated with unforeseen work hour limitations and out-of-scope refinements and additions requested by the host municipalities. The overall increase will not exceed \$334,660.00, as more particularly set forth in the memorandum, Certification and proposed change order, copies of which were reviewed by the Members. The Members determined that the scope and value requested is necessary and reasonable; and is required to advance the Project toward final completion. Funds are available and have been certified by the Treasurer. Member Webster moved the following resolution:

RESOLUTION NO. 39-23

RESOLUTION INCREASING AUTHORIZED AMOUNT OF AN APPROVED VENDOR UNDER THE COOPERATIVE PRICING AGREEMENT WITH THE NEW JERSEY COOPERATIVE PURCHASING PROGRAM

“COPY ANNEXED”

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

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

NOES: None

- G. Resolution Increasing Authorized Amount of an Approved Vendor under the Cooperative Pricing Agreement with the New Jersey Cooperative Purchasing Program

SMCMUA is a participant in a Cooperative Pricing Agreement with the New Jersey Cooperative Purchasing Program ("NJCPP"). The purchase of work, materials and supplies through Cooperative Pricing Councils, such as the NJCPP, is authorized without additional advertising by the participants under Section 11 (5) of the Local Public Contracts Law, N.J.S.A. 40A:11-11(5). The Members reviewed a memorandum from the Chief Financial Officer dated April 13, 2023, requesting to increase the authorized amount for a vendor previously awarded a contract by the NJCPP. The Treasurer certified the availability of funds in the 2023 Budget. Member Huber moved the following resolution:

RESOLUTION NO. 40-23

RESOLUTION INCREASING AUTHORIZED AMOUNT OF AN APPROVED VENDOR UNDER THE COOPERATIVE PRICING AGREEMENT WITH THE NEW JERSEY COOPERATIVE PURCHASING PROGRAM

"COPY ANNEXED"

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

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

NOES: None

- H. Resolution Amending Contract for Occupational Health and Safety Training and Related Services

On May 20, 2021, the Board awarded a two-year contract to Tri-State Safety Solutions in the amount of \$28,865.00 in connection with occupational health and safety training and related services (the "Contract"). The Members reviewed a memo from the Operations Risk Manager dated April 11, 2023, requesting a \$3,000 increase to the Contract for additional training in connection with the All-Hazard Incident Response Program. The Treasurer certified that sufficient funds are available in the 2023 Budget. Member Baldassari moved the following resolution:

RESOLUTION NO. 41-23

RESOLUTION AMENDING CONTRACT FOR OCCUPATIONAL HEALTH AND SAFETY TRAINING AND RELATED SERVICES

“COPY ANNEXED”

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

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

NOES: None

- I. Resolution Recognizing Sophia Heng Dyer, PE, for Service to the Water Industry while serving on the AWWA NJ Section Board of Trustees

Sophia Heng Dyer, PE, has served on the Board of Trustees of the American Water Works Association’s New Jersey Section (AWWA NJ) from 2017 through 2022. During this term, she served as Chair from 2021 through 2022. In her capacity on the Board of Trustees, Ms. Dyer has displayed dedication, loyalty and professionalism to the water industry. The Members wished to recognize her valuable work on behalf of SMCMUA and its appreciation of her service. Member Rotando moved the following resolution:

RESOLUTION NO. 42-23

RESOLUTION RECOGNIZING SOPHIA HENG DYER, PE, FOR SERVICE TO THE WATER INDUSTRY WHILE SERVING ON THE AWWA NJ SECTION BOARD OF TRUSTEES

“COPY ANNEXED”

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

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

NOES: None

- J. Resolution Recognizing and Commending John Stansbury for Service to The Southeast Morris County Municipal Utilities Authority

John Stansbury retired from his position with The Southeast Morris County Municipal Utilities Authority on March 1, 2023, where he displayed dedication, loyalty and professionalism to his position since July 19, 1993. The Members wished to recognize his valuable work on behalf of SMCMUA and its appreciation of his many years of service. Member Baldassari moved the following resolution:

RESOLUTION NO. 43-23

RESOLUTION RECOGNIZING AND COMMENDING JOHN STANSBURY FOR SERVICE TO THE  
SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

“COPY ANNEXED”

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

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

NOES: None

K. Resolution Authorizing the Adoption of a Shared Services Agreement between The  
Southeast Morris County Municipal Utilities Authority and the Township of  
Hanover

Hanover Township is seeking repairs to be made on an emergency basis to a breached water main at its Bee Meadow Park property. SMCMUA has agreed to provide its on-call contractor, Colonnelli Brothers, to complete the repairs. SMCMUA and Hanover have arranged to enter into a proposed shared services agreement for completion of the repairs, a copy of which was reviewed by the Members. In exchange for the services, Hanover shall pay to SMCMUA a fee in the total amount of the invoice from Colonnelli Brothers. The Members approved the proposed shared services agreement substantially in the form presented where Member Webster moved the following resolution:

RESOLUTION NO. 44-23

RESOLUTION

“COPY ANNEXED”

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

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

NOES: None

REPORTS

- A. General Administration Division – March 2023
- B. Engineering Division – March 2023
- C. Finance Division – March 2023
  - 1. Human Resources – March 2023
- D. Operations Division – March 2023
- E. Operations Risk Management Division – March 2023
- F. Water Quality Division – March 2023

OTHER BUSINESS (CONTINUED)

- L. Resolution Authorizing Closed Session Discussions

Chairman Chumer stated that the following items 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 moved the following resolution:

RESOLUTION NO. 45-23

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSIONS

“COPY ANNEXED”

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

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

NOES: None

- M. Tax Appeal

Member Rotando moved to withdraw the tax appeals as discussed during closed session. Member Huber seconded the motion which was duly adopted by the Members.

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

NOES: None



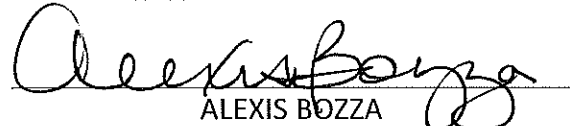
N. Personnel Committee Recommendation

Member Webster moved to approve the recommendation of the Personnel Committee. Member Huber seconded the motion. A voice vote was requested, Member Baldassari abstained, and the motion was duly adopted by the Members.

ADJOURNMENT

There being no further business, Member Rotando moved that the meeting be adjourned. Member Webster seconded the motion which was duly adopted by the Members. The meeting adjourned at 8:45 PM.

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA  
Assistant Secretary

## SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of SMCMUA’s regular meetings on the Bulletin Board at SMCMUA’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, 2023; and
2. By providing copies of the Annual Notice to 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, 2023; and
3. By providing copies of the Annual Notice for publication to the Daily Record, the Newark Star Ledger, and the Morris News Bee on February 3, 2023.



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

Resolution No. 35-23

RESOLUTION AUTHORIZING PAYMENT OF APRIL 2023 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	\$	386,116.00
Total Operating Fund Checks and Wire Transfers	\$	655,319.04

CAPITAL FUND

Total Capital Fund Expenditures	\$	<u>930,308.20</u>
TOTAL OF APRIL 2023 LIST OF BILLS	\$	1,971,743.24

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

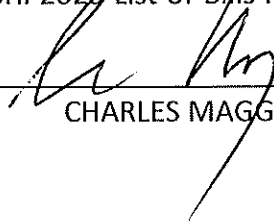
Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Executive Director: Laura Cummings, PE

Chief Financial Officer: Charles Maggio, CMFO, QPA

TREASURER'S CERTIFICATION

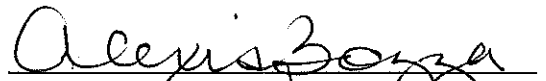
I hereby certify that there are sufficient funds available (\$1,971,743.24) for payment of the resolution entitled Resolution Authorizing Payment of April 2023 List of Bills in SMCMUA's 2023 Budget.

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

Dated: April 20, 2023

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023



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customerservice@smcmua.org  
smcmua.org

Resolution No. 36-23

RESOLUTION APPROVING ADJUSTMENT OF CONNECTION FEE

WHEREAS, SMCMUA’s enabling legislation requires annual adjustment of the connection fee permitted pursuant to N.J.S.A. 40:14B-21; and

WHEREAS, SMCMUA published notice of the proposed adjusted connection fee in the Daily Record and Star Ledger on March 22, 2023; and

WHEREAS, notice of the proposed adjusted connection fee was served upon each municipality serviced by SMCMUA within the time permitted by law; and

WHEREAS, a public hearing on the proposed adjustment was held on April 20, 2023, as required by law; and

WHEREAS, the proposed adjusted connection fee complies with the provisions of N.J.S.A. 40:14B-21 and was recomputed as therein provided.

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the revised connection fee, as set forth in the revised schedule annexed hereto, be and is hereby approved effective for connection fees paid on and after April 20, 2023.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023

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

EXHIBIT "A"

Schedule No. 13 (Revised)  
Effective April 20, 2023

**THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY**

**SCHEDULE NO. 13  
CONNECTION FEE**

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

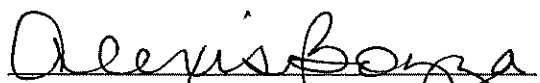
<u>Connection Fee</u>	
(Per Equivalent Dwelling Unit)	\$ 5,240.00

An equivalent dwelling unit is defined as usage of 193.944 gallons per day.

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 the Authority'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.

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023





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- (973) 326-6864
- customerservice@smcmua.org
- smcmua.org

Resolution No. 37-23

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS BETWEEN  
2023 OPERATING BUDGET APPROPRIATIONS

WHEREAS, SMCMUA’s Chief Financial Officer/Treasurer has advised that there is a certain budget line item in the 2023 Operating Budget that requires additional funding; and

WHEREAS, the Chief Financial Officer/Treasurer has requested that such balance be transferred from another budget line item with a balance to that requiring additional funds to balance; and

WHEREAS, it appears that such transfer is in the best interest of SMCMUA and the Water System;

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the following transfer within the Operating Budget totaling \$12,500.00 is hereby approved:

<u>Budget Transfers</u>		
<u>Line Item</u>	<u>Title</u>	<u>Amount</u>
Transfer To:		
02-30-400-501	FINAN: Salary & Wages	\$12,500.00
	Total	\$12,500.00
Transfer From:		
02-30-400-800	FINAN: Temporary Staff	\$12,500.00
	Total	\$12,500.00

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

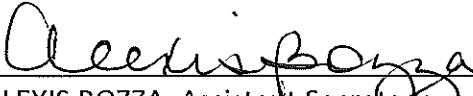
Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

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

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

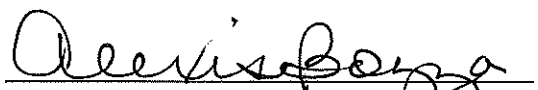
  
\_\_\_\_\_  
ALEXIS BOZZA, Assistant Secretary

  
\_\_\_\_\_  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023



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Resolution No. 38-23

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT WITH LARSON DESIGN GROUP FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH GEOGRAPHIC INFORMATION SYSTEM SUPPORT AND RELATED MATTERS

WHEREAS, SMCMUA requested a proposal from Larson Design Group (LDG) for professional engineering services in connection with geographic information system support and related matters; and

WHEREAS, the proposal dated March 8, 2023, in the not to exceed amount of \$95,000.00, was reviewed by the Engineering Manager as set forth in a memorandum dated April 5, 2023, a copy of which is annexed hereto; and

WHEREAS, this Contract is being awarded without public bidding as a Professional Service Contract pursuant to the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and in compliance with N.J.S.A. 19:44A-20.5 (Pay-to-Play Law); and

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

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

WHEREAS, the Treasurer has certified that sufficient 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 notice of the awarding of professional service contracts be printed once in a newspaper authorized by law to publish SMCMUA's legal advertisement;

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

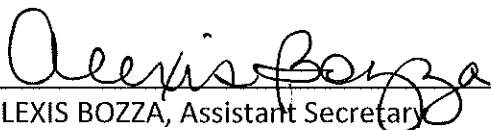
Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

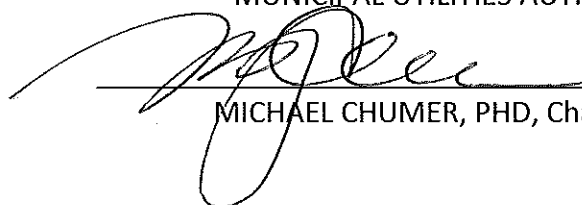
NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority as follows:

1. That the proposal of Larson Design Group dated March 8, 2023, for professional engineering services in connection with geographic information system support and related matters, be and the same is hereby accepted and approved at a total not-to-exceed maximum amount of \$95,000.00.
2. The Executive Director be and is hereby authorized and directed to execute a Professional Service Contract on behalf of SMCMUA.
3. 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
4. Copies of this Resolution 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 award shall be printed once in the Daily Record in accordance with the Local Public Contracts Law.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023



## MEMORANDUM

TO: SMCMUA Board

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

RE: Professional Services for GIS Services and Projects Recommendation of Award

DATE: April 5, 2023

CC: Laura Cummings, PE, Executive Director  
Charles Maggio, CMFO, QPA, Chief Financial Officer  
Alexis Bozza, Executive Administrative Assistant  
Nick Buono, IT Director  
Dave Jones, Operations Manager

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One (1) proposal for professional services for SMCMUA geographic information systems (GIS) services and projects was received on March 8, 2023 from Larson Design Group. The proposal was solicited in accordance with the Local Public Contracts Law. The professional services shall be an allowance-based, time-and-material contract.

### **Project Scope**

The project scope is to provide services related to improvements to the existing SMCMUA GIS asset management program, including:

- Technical memorandum of the status of SMCMUA GIS
- Workflow assessment and implementation such as Lead Service Line Inventory Program
- Support services, training and updates

### **Project Driver**

The project driver is to utilize GIS as a dynamic tool to support decision making of capital improvement programs and operational needs.

### **Proposal Review and Recommendation**

The Engineering Division requests recommendation of award to Larson Design Group for GIS Services and Projects. The contract shall not exceed a time-and-material budget of \$95,000.

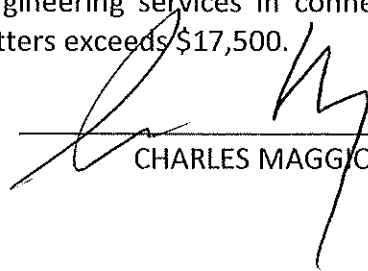
The Treasurer has certified sufficient funds are available in the Budget. Table 1 provides a summary of the account to be charged for this Contract.

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

Budget Account No.	Budget Account Name	Year	Total
02-00-500-501	IT Services	2023	\$67,000
02-00-500-501	IT Services	2024	\$28,000

CERTIFICATION OF VALUE IN EXCESS OF \$17,500 (PAY-TO-PLAY LAW)

The undersigned hereby certifies that the maximum amount of the contract to be awarded to Larson Design Group for professional engineering services in connection with geographic information system support and related matters exceeds \$17,500.

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

Dated: April 20, 2023



TREASURER'S CERTIFICATION

I hereby certify funds are available in the Budget for payment of a professional service contract with Larson Design Group for professional engineering services in connection with geographic information system support and related matters. The total maximum amount of this contract will not exceed \$95,000.00. This item will be charged to Capital Account No. 02-00-500-501 (IT Services).



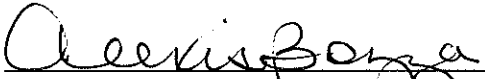
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CHARLES MAGGIO, Treasurer

Dated: April 14, 2023

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023



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

Resolution No. 39-23

RESOLUTION AUTHORIZING CHANGE ORDER NO. 4 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, on December 15, 2022, Change Order No. 3 was authorized in the amount of \$108,444.85 for a revised contract total of \$3,854,095.81; and

WHEREAS, the Engineering Manager has advised by memorandum dated April 5, 2023, and a Certification of Necessity (“Certification”) dated April 14, 2023, that a fourth Change Order is needed as a result of: (1) significantly increased asphalt costs as a result of mandatory asphalt price adjustments, (2) unforeseen scope changes resulting from additional paving requirements, and (3) additional expenses associated with unforeseen work hour limitations and out-of-scope refinements and additions requested by the host municipalities; and

WHEREAS, the overall increase will not exceed \$334,660.00, as more particularly set forth in the memorandum, Certification and 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;

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD


Morris Plains:  
Ralph R. Rotando  
Patricia Webster

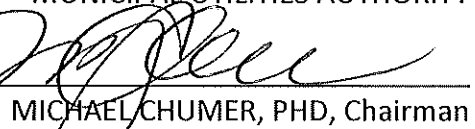
Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

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.
2. The Executive Director or 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  
  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023



## MEMORANDUM

TO: SMCMUA Board

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

RE: Water System Improvement Program (WSIP) – Phase 2  
Change Order No. 4 Request – Change in Scope Resulting in Additional Mobilization  
and Demobilization Expenses, Paving Requirements, and Concrete Restoration  
(MAINS-WSIP-2019-01)

DATE: April 5, 2023

CC: Laura Cummings, PE, Executive Director

---

In accordance with Resolution No. 98-20, the Board awarded a contract to Reivax Contracting for the Water System Improvement Program (WSIP) Phase 2 Project at a total contract amount of \$3,225,406.22. The revised total contract including three (3) previous change orders is \$3,854,095.81.

### **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**

The following table provides description details of the change order request:

DESCRIPTION	ESTIMATED AMOUNT
Curb-to-curb paving: Washington St. between Atno Ave. and W. Park Pl. where County revised scope for curb-to-curb paving South St. between Dehart St. and James St. where the limits increased during construction and service transfers	\$232,500
Sidewalk and curb restoration at various locations throughout the project. Quantity estimated in original contract does not cover total measured quantity	\$22,160
Out-of-scope items include change in working hours, infrared paving in Hanover Township along Ridgedale Ave., pervious tree well repairs on South St.	\$80,000
<b>Change Order No. 4 Total Amount Request:</b>	<b>\$334,660</b>

The Engineering Division requests a recommendation to amend the current contract to cover the change order request above for \$334,660.

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

**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	\$334,660



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

CERTIFICATION OF NECESSITY PURSUANT TO  
N.J.A.C. 5:30-11.9 IN SUPPORT OF CHANGE ORDER APPROVAL

I, Sophia (Heng) Dyer, P.E., as Engineering Manager of The Southeast Morris County Municipal Utilities Authority ("SMCMUA") in conjunction with Change Order No. 4 of SMCMUA's Contract for Water System Improvement Program – Phase 2 (the "Contract"), dated 11-16-2020, with Reivax Contracting (the "Contractor"), do certify as follows:

I am familiar with and oversee for SMCMUA the work carried out by the Contractor.

The Contract awarded to the Contractor was in the amount of \$3,225,406.22.

There have been three (3) Change Orders authorized since said award increasing the total contract amount to \$3,854,095.81.

The currently requested Change Order is in the amount of \$334,660.00.

If approved, the Contract amount with all approved Change Orders shall be \$4,188,755.81.

This Certification has been prepared and is being submitted pursuant N.J.A.C. 5:30-11.9 on the basis that the amount of the proposed Change Order, when added to previously approved Change Orders, will increase the total Contract funds to be paid to the Contractor to an amount in excess of 20% of the Contract amount as awarded.

The additional labor and materials provided by the Contractor that necessitate this Change Order were as a result of: (1) Significantly increased asphalt costs as a result of mandatory asphalt price adjustments, (2) Unforeseen scope changes resulting from additional paving requirements, and (3) Additional expenses associated with unforeseen work hour limitations and out-of-scope refinements and additions requested by the host municipalities.

If and when the Change Order is approved, I understand that: (i) a public notice of such action will be printed once in SMCMUA's official paper setting forth the above basis for the Change Order, and (ii) a copy of such notice shall be maintained by SMCMUA and made available if requested for inspection by the public.

I certify that the foregoing statements made by me are true. I am aware that if any statement made herein is willfully false or fraudulent, I am subject to punishment as provided by law.

*Sophia Dyer*

---

Sophia (Heng) Dyer, PE  
Engineering Manager  
The Southeast Morris County Municipal Utilities Authority

April 14, 2023

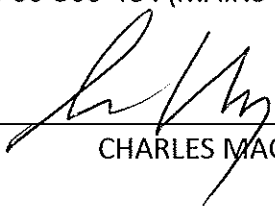


## CONTRACT CHANGE ORDER

<b>CONTRACTOR:</b> Reivax Contracting Corp.	CHANGE ORDER No. <sup>4</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: April 20, 2023	EFFECTIVE DATE: April 20, 2023
<p><b>The Contractor is hereby directed to make the following changes in the Contract Documents.</b></p> <p><b>Description:</b></p> <p>Adjustment to the contract bid items.</p> <p><b>Reason for Change Order:</b></p> <p>Several conditions generated a modification in the existing scope of work.</p> <p><b>Attachments:</b> <i>(List documents supporting change and justifying cost and time)</i></p> <p>Engineering Manager's Memo dated April 5, 2023 and Certification of Necessity dated April 14, 2023</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>3</u> \$	Net changes from previous C. O.'s No. _____ to _____ <i>(calendar days)</i>
Contract Price Prior to this Change Order: \$	Contract Times prior to this Change Order: <i>(calendar days or dates)</i>
Net Increase (decrease) of this Change Order: \$	Net Increase (decrease) of this Change Order: <i>(calendar days)</i>
Contract Price with all Approved Change Orders: \$	Contract Times with all Approved Change Orders: <i>(calendar days or dates)</i>
RECOMMENDED: (Engineer)	APPROVED: (Owner)
By: Date:	By: Date:
ACCEPTED: (Contractor)	REVIEWED: (Funding Agency)
By: Date:	By: Date:

TREASURER'S CERTIFICATION

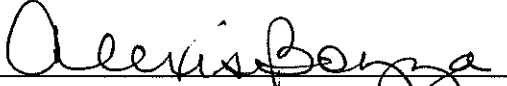
I hereby certify additional funds are available in the amount of \$334,660.00 for payment of Change Order No. 4 with Reivax Contracting for the 2019 System Wide Improvements Project. This item will be charged to the 2020 Capital Account No. 02-00-500-464 (MAINS-WSIP-2019-01).

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

Dated: April 20, 2023

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023



19 Saddle Road  
Cedar Knolls, NJ 07927  
(973) 326-6880  
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customerservice@smcmua.org  
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Resolution No. 40-23

RESOLUTION INCREASING AUTHORIZED AMOUNT OF  
APPROVED VENDORS UNDER COOPERATIVE PRICING AGREEMENT  
WITH THE NEW JERSEY COOPERATIVE PURCHASING PROGRAM

WHEREAS, SMCMUA is a participant in a Cooperative Pricing Agreement with the New Jersey Cooperative Purchasing Program (“NJCPP”); and

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

WHEREAS, SMCMUA wishes to purchase items from such authorized vendor approved by the NJCPP; and

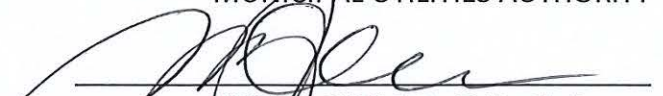
WHEREAS, the cost is estimated not to exceed the amount stated; and

WHEREAS, the Treasurer 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 as set forth below for the budget year 2023.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY  
  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023

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	ACCOUNT NUMBER	ACCOUNT NAME	INITIAL AMOUNT REQUESTED	REVISED AMOUNT REQUESTED
M0002	WW Grainger	Paint and Supplies	02-00-400-464	Operations: Paint and Supplies	\$5,000	\$7,000

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 New Jersey Cooperative Purchasing Program in 2023. The cost is estimated not to exceed the amount stated:

CONTRACT	VENDOR	ITEMS	ACCOUNT NUMBER	ACCOUNT NAME	INITIAL AMOUNT REQUESTED	REVISED AMOUNT REQUESTED
M0002	WW Grainger	Paint and Supplies	02-00-400-464	Operations: Paint and Supplies	\$5,000	\$7,000




CHARLES MAGGIO, Treasurer

Dated: April 20, 2023

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023



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

Resolution No. 41-23

RESOLUTION AMENDING CONTRACT FOR OCCUPATIONAL HEALTH  
AND SAFETY TRAINING AND RELATED MATTERS

WHEREAS, SMCMUA has a need for occupational health & safety training and related matters; and

WHEREAS, on May 20, 2021, the Board awarded a two-year contract to Tri-State Safety Solutions for its low cost and responsive proposal in the amount of \$28,865.00 in connection with occupational health and safety training and related services (the "Contract"); and

WHEREAS, the contract was approved without public bidding as being less than the bidding threshold of \$44,000.00 provided in the Local Public Contracts Law (NJSA 40A:11-1 et seq.); and

WHEREAS, pursuant to a memo from the Operations Risk Manager dated April 11, 2023, a copy of which is annexed here, SMCMUA would like to increase the amount of the Contract by \$3,000.00 for additional training in connection with the All-Hazard Incident Response Program; and

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

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

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

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE



1. The Contract with Tri-State Safety Solutions for occupational health & safety training and related matters be amended to reflect a total maximum not-to-exceed amount of \$31,865.00.
2. The Executive Director be and is hereby authorized and directed to execute the amendment on behalf of SMCMUA.

ATTEST:

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

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
\_\_\_\_\_  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023



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- (973) 326-6864
- customerservice@smcmua.org
- smcmua.org

## MEMORANDUM

TO: SMCMUA Board

FROM: Celenia Mercado, Operations Risk Manager *CFM*

RE: Contract Change Order Request

DATE: April 11, 2023

CC: Laura Cummings, PE, Executive Director  
Charles Maggio, CMFO, QPA, Chief Financial Officer  
Alexis Bozza, QPA, Executive Administrative Assistant

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On May 20, 2021, the SMCMUA entered into an agreement with Tri-State Safety Solutions for occupational health, safety, and security training services for a total amount of \$28,865.00. Since the signing of the contract, the scope of work for the AHIRP training sessions changed, which required additional training and an increase in the total amount of the contract.

The reason for the change in scope is that additional training was requested to be included in the AHIRP training session increasing the duration of training and number of sessions. This additional training was not included in the original scope of work and was only identified during the delivery of the training sessions.

Based on the above-mentioned circumstances, the Operations Risk Manager is requesting an additional \$3,000, increasing the original amount of the awarded contract to a total \$31,865.

The Treasurer has certified that sufficient funds are available in the Budget. This item will be charged to Operating Budget No. 02-40-550-624 (Health, Safety and Security: Safety Training).

TREASURER'S CERTIFICATION

I hereby certify funds are available in the 2023 Budget in the amount of \$3,000 for payment of an amendment to the contract with Tri-State Safety Solutions for occupational health & safety training and related matters. The total maximum amount of this contract will not exceed \$31,865.00. This item will be charged to Operating Account No. 02-40-550-624 (Health, Safety and Security: Safety Training).



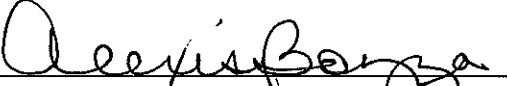
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CHARLES MAGGIO, Treasurer

Dated: April 20, 2023

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023



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- smcmua.org

Resolution No. 42-23

RESOLUTION RECOGNIZING SOPHIA HENG DYER, PE, FOR SERVICE TO THE WATER INDUSTRY  
WHILE SERVING ON THE AWWA NJ SECTION BOARD OF TRUSTEES

WHEREAS, Sophia Heng Dyer, PE, has served on the Board of Trustees of the American Water Works Association’s New Jersey Section (AWWA NJ) from 2017 through 2022; and

WHEREAS, during the above term, Sophia Heng Dyer, PE, served as Chair from 2021 through 2022.

WHEREAS, in her capacity on the Board of Trustees, Sophia Heng Dyer, PE, has displayed dedication, loyalty and professionalism to the water industry; and

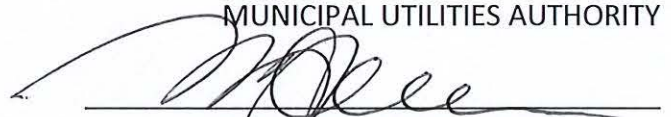
WHEREAS, the Board of The Southeast Morris County Municipal Utilities Authority wishes to recognize her valuable work on behalf of SMCMUA and its appreciation of her service.

NOW, THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority on this 20th day of April 2023 that Sophia Heng Dyer, PE, is hereby officially commended for her service.

BE IT FURTHER RESOLVED the Secretary of SMCMUA is hereby directed to incorporate this resolution in the official minutes of SMCMUA and deliver a certified copy of this resolution to Sophia Heng Dyer, PE.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY  
  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023

Board Members

Morristown:  
Max Huber  
Donald Kissil

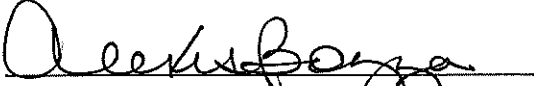
Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

CERTIFICATION

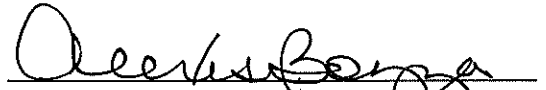
I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023



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- (973) 326-6880
- (973) 326-6864
- customerservice@smcmua.org
- smcmua.org

Resolution No. 43-23

RESOLUTION RECOGNIZING AND COMMENDING JOHN STANSBURY

WHEREAS, John Stansbury retired from his position with The Southeast Morris County Municipal Utilities Authority on March 1, 2023; and

WHEREAS, John Stansbury has displayed dedication, loyalty and professionalism to his position since July 19, 1993; and

WHEREAS, the Board of The Southeast Morris County Municipal Utilities Authority wishes to recognize his valuable work on behalf of SMCMUA and its appreciation of his many years of service.

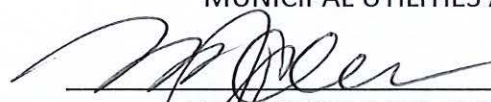
NOW, THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority on this 20th day of April 2023 that John Stansbury is hereby officially commended and thanked for over 29 years of valuable service on the occasion of his retirement and the Board expresses its best wishes for happiness and good health in the years to come.

BE IT FURTHER RESOLVED the Secretary of SMCMUA is hereby directed to incorporate this resolution in the official minutes of SMCMUA and deliver a certified copy of this resolution to John Stansbury.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

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

  
\_\_\_\_\_  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023

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





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customerservice@smcmua.org  
smcmua.org

Resolution No. 44-23

RESOLUTION AUTHORIZING THE ADOPTION OF A SHARED SERVICES AGREEMENT  
BETWEEN THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY  
AND THE TOWNSHIP OF HANOVER

WHEREAS, SMCMUA operates a regional water system serving customers in Morristown, Morris Township, Morris Plains and Hanover Township (“Hanover”) with some service in Mendham Township and Harding Township, and to certain customers and municipalities outside its District in Morris County, New Jersey; and

WHEREAS, Hanover is seeking repairs to be made on an emergency basis to a breached water main at its Bee Meadow Park property; and

WHEREAS, SMCMUA has agreed to provide its on-call contractor, Colonnelli Brothers, to complete the repairs; and

WHEREAS, Hanover Township’s Engineer requested that the work be performed on an expedited basis; and

WHEREAS, SMCMUA and Hanover have arranged to enter into a shared services agreement for completion of the repairs, a copy of which is annexed hereto as Exhibit “A” (the “Agreement”); and

WHEREAS, in exchange for said services, Hanover shall pay to SMCMUA a fee in the total amount of the invoice from Colonnelli Brothers; and

WHEREAS, the attached form of Agreement has been reviewed and approved by General Counsel;

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that an agreement substantially in the form as that annexed hereto as Exhibit “A” be and the same is hereby approved for execution; 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

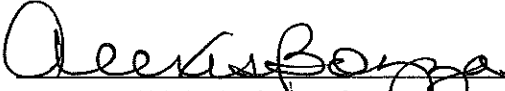
Executive Director: Laura Cummings, PE


Chief Financial Officer: Charles Maggio, CMFO, QPA

BE IT FURTHER RESOLVED, that the Chairman or Vice Chairman and Secretary or Assistant Secretary be and they are hereby authorized and directed to execute such Agreement on behalf of SMCMUA.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

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

  
\_\_\_\_\_  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023

**SHARED SERVICES AGREEMENT**

THIS AGREEMENT, is made this \_\_\_\_\_ day of \_\_\_\_\_, 2023, by and between **The Southeast Morris County Municipal Utilities Authority**, having an address at 19 Saddle Road, Cedar Knolls, New Jersey 07927 (hereinafter the "SMCMUA") and the **Township of Hanover**, having an address of 1000 Route 10, Whippany, New Jersey 07981 (hereinafter "Hanover"); and

WHEREAS, SMCMUA operates a regional water system serving customers in Morristown, Morris Township, Morris Plains and Hanover Township with some service in Mendham Township and Harding Township, and to certain customers and municipalities outside its District in Morris County, New Jersey; and

WHEREAS, Hanover is seeking repairs to be made on an emergency basis to a breached water main at its Bee Meadow Park property; and

WHEREAS, SMCMUA has agreed to provide its contractor, Colonnelli Brothers, to complete the repairs on an expedited basis; and

WHEREAS, Hanover's Township Engineer requested that the work be performed on an expedited basis; and

WHEREAS, the governing bodies of SMCMUA and Hanover have adopted resolutions pursuant to N.J.S.A. 40A:65-1, et seq., the Uniform Shared Services and Consolidation Act, authorizing the adoption of this agreement.

NOW, THEREFORE, the parties agree as follows:

1. SMCMUA shall arrange for its contractor to complete the needed repairs to Hanover's failed water main (the "Services").
2. In exchange for said Services, Hanover shall:
  - a. Pay to SMCMUA a fee in the total amount of invoiced Services.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be signed by their respective officers as of the day and year first above written.

ATTEST:

\_\_\_\_\_

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

By: \_\_\_\_\_

ATTEST:

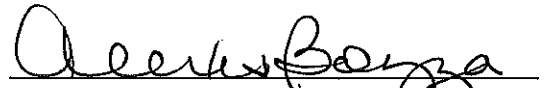
\_\_\_\_\_

TOWNSHIP OF HANOVER

By: \_\_\_\_\_

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023



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

Resolution No. 45-23

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSIONS

RESOLVED that the following discussions of:

1. Pending or Anticipated Litigation regarding Tax Appeals; and
2. Personnel Matter

be held in closed session pursuant to subsections 7 and 8 of Section 12b of the Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.); and

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

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MICHAEL CHUMER, PHD, Chairman

Dated: April 20, 2023

Board Members

Morristown:  
Max Huber  
Donald Kissil

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Rolph R. Rotando  
Patricia Webster


Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Executive Director: Laura Cummings, PE

Chief Financial Officer: Charles Maggio, CMFO, QPA

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on April 20, 2023, at a meeting duly convened of SMCMUA.

  
ALEXIS BOZZA, Assistant Secretary

Dated: April 20, 2023