

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

AUGUST 24, 2023

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority (“SMCMUA” or the “Authority”) was held on August 24, 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 Huber, Loughman, Marucci, Rotando and Webster

ABSENT: Kiracofe

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

PUBLIC COMMENT

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

MOTION APPROVING MINUTES OF JULY 20, 2023

Copies of the minutes of the meeting held on July 20, 2023, were distributed to the Members prior to the meeting for review and comment. Member Webster moved that the minutes be adopted as presented. Member Huber seconded the motion which was duly adopted by the Members.

RESOLUTION APPROVING CLOSED SESSION MINUTES OF JULY 20, 2023

Copies of the closed session minutes of the meeting held on July 20, 2023, were distributed to the Members prior to the meeting for review and comment. Member Huber moved to approve the closed session minutes and offered the following resolution:

RESOLUTION NO. 81-23

RESOLUTION APPROVING CLOSED SESSION MINUTES OF JULY 20, 2023

“COPY ANNEXED”

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

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

NOES: None

RESOLUTION – APPROVAL OF AUGUST 2023 LIST OF BILLS

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

RESOLUTION NO. 82-23

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR AUGUST 2023

“COPY ANNEXED”

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

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

NOES: None

COMMUNICATIONS

- A. Copy of letter dated July 17, 2023, from the Township of Mendham regarding the 2023-2024 hunting dates for the Clyde Potts Reservoir; and
- B. Copy of the letters dated July 26, 2023, from Drew Saskowitz to the Mayors of the creating municipalities in connection with lead service line customer notification.

OTHER BUSINESS

- A. Report of the Personnel Committee

The Members reviewed a report of the Personnel Committee from meeting held on July 18, 2023, which were distributed to the Members prior to the meeting for review and comment. Mr. Huber provided a summary of the report for discussion.

B. Report of the Finance Committee

The Members reviewed a report of the Finance Committee from meeting held on August 3, 2023, which were distributed to the Members prior to the meeting for review and comment. Mr. Rotando provided a summary of the report for discussion.

C. Resolution Accepting 2022 Audit Report

Following the Report of the Finance Committee, Member Rotando offered the following resolution:

RESOLUTION NO. 83-23

RESOLUTION ACCEPTING 2022 AUDIT REPORT

“COPY ANNEXED”

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

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

NOES: None

D. Resolution Approving Corrective Action Plan

The Members reviewed the Corrective Action Plan prepared by the Chief Financial Officer in response to the auditors’ findings and recommendations. Member Huber offered the following resolution:

RESOLUTION NO. 84-23

RESOLUTION APPROVING CORRECTIVE ACTION PLAN

“COPY ANNEXED”

Member Rotando seconded the motion which was duly by the Members.

E. Resolution Authorizing Bird Control Services

The Members reviewed a memorandum of the Operations Manager dated August 4, 2023. AviAway Bird Control Services (“AviAway”) submitted a proposal for the providing of bird control services. The Operations Manager recommended utilizing AviAway for the provision of these services in the not to exceed amount of \$18,500.00. The purchase was being made without public bidding as being less than the bidding threshold of \$44,000.00 provided in the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.). AviAway completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to

any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract. The Treasurer certified that there are sufficient funds available in the 2023 Budget. Member Webster moved and offered the following resolution:

RESOLUTION NO. 85-23

RESOLUTION AUTHORIZING BIRD CONTROL SERVICES

“COPY ANNEXED”

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

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

NOES: None

F. Resolution Authorizing Extension of Contract for Water Treatment Chemicals with George S. Coyne Chemical Company

The Members reviewed a memorandum of the Water Quality Supervisor dated August 10, 2023. The Authority entered into a contract dated November 1, 2022, with George S. Coyne Chemical Company for Liquid Citric Acid in the total amount of \$10,770.00. The Contract was for an initial term of one year with an option to renew by the Authority for one or two additional years under certain conditions as permitted by N.J.S.A. 40A:11-15 of the Local Public Contracts Law. The Water Quality Supervisor’s recommendation was for the Contract be extended for a period of one year. The Members found that the services are being performed by the Contractor under the Contract in an effective and efficient manner. The extension will be on the same terms and conditions, including price, set forth in the existing Contract. The maximum cost to the Authority is \$10,770.00 for the one-year extension. The Treasurer 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 and offered the following resolution:

RESOLUTION NO. 86-23

RESOLUTION AUTHORIZING EXTENSION OF CONTRACT FOR WATER TREATMENT CHEMICALS WITH GEORGE S. COYNE CHEMICAL COMPANY

“COPY ANNEXED”

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

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

NOES: None

G. Resolution Authorizing Extension of Contract for Water Treatment Chemicals with Main Pool & Chemical Company

The Members reviewed a memorandum of the Water Quality Supervisor dated August 10, 2023. The Authority entered into a contract dated November 1, 2022, with Main Pool & Chemical Company Inc. for Sodium Hypochlorite, Sodium Hydroxide and Sodium Bisulfite in the total amount of \$291,020.00. The Contract was for an initial term of one year with an option to renew by the Authority for one or two additional years under certain conditions as permitted by N.J.S.A. 40A:11-15 of the Local Public Contracts Law. The Water Quality Supervisor's recommendation was for the Contract be extended for a period of one year. The Members found that the services are being performed by the Contractor under the Contract in an effective and efficient manner. The extension will be on the same terms and conditions, including price, set forth in the existing Contract. The maximum cost to the Authority is \$291,020.00 for this one-year extension. The Treasurer 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 Rotando moved and offered the following resolution:

RESOLUTION NO. 87-23

RESOLUTION AUTHORIZING EXTENSION OF CONTRACT FOR WATER TREATMENT CHEMICALS  
WITH MAIN POOL & CHEMICAL COMPANY

"COPY ANNEXED"

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

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

NOES: None

H. Resolution Authorizing Change Order for the Contract for Maintenance, Servicing, and Repair of HVAC Systems

The Members reviewed a memorandum of the Operations Manager dated August 7, 2023. The Authority entered into a one-year contract with Envirocon, LLC, dated October 1, 2022, for Maintenance, Servicing and Repair of HVAC Systems at a maximum annual cost of \$59,500.00. The Operations Manager advised that a Change Order for additional services is needed where the cost increase will not exceed \$11,900.00. The Members determined that the additional services to be performed are necessary and reasonable; and will benefit the Water System. The

Treasurer certified that there are sufficient funds available in the 2023 Budget. Member Webster moved and offered the following resolution:

RESOLUTION NO. 88-23

RESOLUTION AUTHORIZING CHANGE ORDER FOR THE CONTRACT FOR MAINTENANCE,  
SERVICING, AND REPAIR OF HVAC SYSTEMS

“COPY ANNEXED”

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

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

NOES: None

- I. Resolution Awarding Contract for Maintenance, Servicing, and Repair of HVAC Systems

The Members reviewed a memorandum of the Operations Manager dated August 10, 2023. The Authority advertised and received bids for the contract entitled Maintenance, Servicing and Repair of HVAC Systems. Three bids were received on August 10, 2023. The Operations Manager recommended that the contract be awarded to Envirocon, LLC, for its low responsive bid in the total amount of \$73,130.00; covering a one-year period with options for renewal after the first year as permitted by the Local Public Contracts Law. The Treasurer 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 and offered the following resolution:

RESOLUTION NO. 89-23

RESOLUTION AWARDING CONTRACT FOR MAINTENANCE, SERVICING, AND REPAIR OF HVAC  
SYSTEMS

“COPY ANNEXED”

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

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

NOES: None

J. Resolution Rejecting Bids for Electrical and Mechanical Maintenance, Servicing and Repair of Potable Water Wells, Pumping and Related Facilities

The Authority advertised for public bids pursuant to the Local Public Contracts Law for electrical and mechanical maintenance, servicing and repairs of potable water wells, pumping and related facilities where two bids were received on August 10, 2023. The bids were reviewed by the Engineering Manager as set forth in a memorandum dated August 15, 2023, a copy of which was reviewed by the Members. It was determined that the lowest bid was materially defective for the reasons set forth in the memorandum. It was further determined that the second lowest bid substantially exceeds the Authority's budget appropriation for the services. The Engineering Manager recommended that the bids be rejected, and that the bid specifications be revised in order for the contract to be rebid. The Authority reserved the right to reject any and all bids, as permitted by law. Member Webster moved and offered the following resolution:

RESOLUTION NO. 90-23

RESOLUTION REJECTING BIDS FOR ELECTRICAL AND MECHANICAL MAINTENANCE, SERVICING AND REPAIR OF POTABLE WATER WELLS, PUMPING AND RELATED FACILITIES

"COPY ANNEXED"

Member Huber seconded the motion which was duly adopted by the Members.

K. Resolution Awarding Contract for Portable Pump System

The Authority advertised and received bids for the contract entitled Portable Pump System where one bid was received on August 10, 2023. The bid was reviewed by the Engineering Manager as set forth in a memorandum dated August 10, 2023, a copy of which memorandum was reviewed by the Members. The Engineering Manager recommended that the contract be awarded to Municipal Maintenance Company for its low responsive bid in the total amount of \$230,040.00 as permitted by the Local Public Contracts Law. The Treasurer certified that there are sufficient funds available in the 2023 Budget. Member Huber moved and offered the following resolution:

RESOLUTION NO. 91-23

RESOLUTION AWARDING CONTRACT FOR PORTABLE PUMP SYSTEM

"COPY ANNEXED"

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

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

NOES: None

L. Resolution Awarding Contract for Baird Place Tank Improvements

The Authority advertised and received bids for the contract entitled Baird Place Tank Improvements where three bids were received on August 10, 2023. The bids were reviewed by the Engineering Manager as set forth in a memorandum dated August 10, 2023, a copy of which was reviewed by the Members. The Engineering Manager recommended that the contract be awarded to Dynamic Sandblasting and Painting, LLC, for its low responsive bid in the total amount of \$1,575,000.00 as permitted by the Local Public Contracts Law. The Treasurer certified that there are sufficient funds available in the 2023 Budget. Member Huber moved and offered the following resolution:

RESOLUTION NO. 92-23

RESOLUTION AWARDING CONTRACT FOR BAIRD PLACE TANK IMPROVEMENTS

“COPY ANNEXED”

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

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

NOES: None

M. Resolution Awarding a Professional Service Contract for Engineering Services in connection with Baird Place Tank Improvements

The Authority requested a proposal from H2M Architects and Engineers (H2M) for professional engineering services in connection with Baird Place Tank Improvements. The proposal dated August 10, 2023, in the not to exceed amount of \$141,400.00, was reviewed by the Engineering Manager as set forth in a memorandum dated August 10, 2023, a copy of which was reviewed by the Members. The 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). H2M completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract. The Treasurer certified that sufficient funds are available in the 2023 Budget. Member Rotando moved and offered the following resolution:



RESOLUTION NO. 93-23

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT FOR ENGINEERING SERVICES IN CONNECTION WITH BAIRD PLACE TANK IMPROVEMENTS

“COPY ANNEXED”

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

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

NOES: None

N. Resolution Increasing Authorized Amount of an Approved Vendor with the Hunterdon County Educational Services Commission

The Authority is a participant in a Cooperative Pricing Agreement with the Hunterdon County Educational Services Commission (“HCESC”). The purchase of work, materials and supplies through Cooperative Pricing Councils, such as the HCESC, 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 August 10, 2023, advising that the Authority wished to purchase items from an authorized vendor approved by the HCESC. The Treasurer certified the availability of funds to make such purchases in the 2023 Budget. Member Webster moved and offered the following resolution:

RESOLUTION NO. 94-23

RESOLUTION INCREASING AUTHORIZED AMOUNT OF AN APPROVED VENDOR WITH THE HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION

“COPY ANNEXED”

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

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

NOES: None

O. Resolution Authorizing Use of Vendor Under the Morris County Cooperative Pricing Council

The Authority is also a participant in a Cooperative Pricing Agreement with the Morris County Cooperative Pricing Council (“MCCPC”). The Members reviewed a memorandum from the Chief Financial Officer dated August 10, 2023, advising that the Authority wished to increase the

authorized amount to purchase items from an authorized vendor approved by the MCCPC. The Treasurer certified the availability of funds to make such purchases in the 2023 Budget. Member Huber moved and offered the following resolution:

RESOLUTION NO. 95-23

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

“COPY ANNEXED”

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

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

NOES: None

P. Resolution Increasing Authorized Amount of an Approved Vendor with the North Jersey Wastewater Cooperative Pricing System

The Authority is also a participant in a Cooperative Pricing Agreement with the North Jersey Wastewater Cooperative Pricing System ("NJCPCS"). The Members reviewed a memorandum from the Chief Financial Officer dated August 15, 2023, advising that the Authority wished to increase the authorized amount to purchase items from an authorized vendor approved by the NJCPCS. The Treasurer certified the availability of funds to make such purchases in the 2023 Budget. Member Rotando moved and offered the following resolution:

RESOLUTION NO. 96-23

RESOLUTION INCREASING AUTHORIZED AMOUNT OF AN APPROVED VENDOR WITH THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

“COPY ANNEXED”

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

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

NOES: None

Q. Resolution Approving Establishment and Appointment of Ad Hoc Transition Committee

Mr. Ruitenbergh advised that the Authority's By-Laws permit the creation of ad hoc Special Committees by the Members. The Members determined that it is desirable to create such a

Special Committee, to be known as the “Transition Committee”, to address and oversee the search for and hiring of an Executive Director and to in conjunction with same review and update as needed the Authority’s By-Laws and organizational structure, as well as address such other tasks as may be related. The Chairman appointed the following Members: Committee Chairman Rotando, Member Huber and Member Marucci. Chairman Chumer may attend and participate in all meetings and deliberations of the Transition Committee in an ex officio role. The Transition Committee shall operate in the same manner as set forth in the By-Laws for the Authority’s standing Committees. Member Huber moved and offered the following resolution:

RESOLUTION NO. 97-23

RESOLUTION APPROVING ESTABLISHMENT AND APPOINTMENT OF AD HOC TRANSITION COMMITTEE

“COPY ANNEXED”

Member Marucci seconded the motion which was duly adopted by the Members.

REPORTS

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

CONTINUATION OF OTHER BUSINESS

- R. Resolution Authorizing Closed Session Discussion

Chairman Chumer 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 moved the following resolution:

RESOLUTION NO. 98-23

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSION

“COPY ANNEXED”

Resolved that the discussion of matters falling within attorney-client privilege be held in closed session pursuant to subsection 7 of Section 12b of the Open Public Meetings Act (NJSA 10:4-6 et seq.); and

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

Member Rotando seconded the motion which was duly adopted by the Members.

The Chairman moved into closed session.

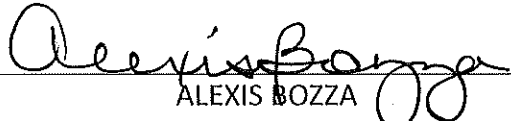
[CLOSED SESSION MEETING TO FOLLOW]

[RESUMPTION OF PUBLIC MEETING]

ADJOURNMENT

There being no further business, Member Huber moved that the meeting be adjourned. Member Marucci seconded the motion which was duly adopted by the Members. The meeting adjourned at 10:15 PM.

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA  
Assistant Secretary

## Statement of Public Notice

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. 81-23

RESOLUTION APPROVING CLOSED SESSION MINUTES

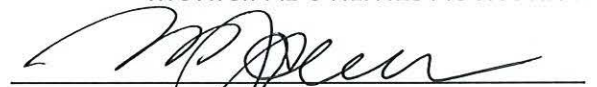
RESOLVED that the attached minutes of the Closed Session Meeting held on July 20, 2023, be and the same are hereby approved but withheld from public inspection and insertion in the regular Minute Book pending release for public disclosure pursuant to the provisions of the Open Public Meetings Act; and

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

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

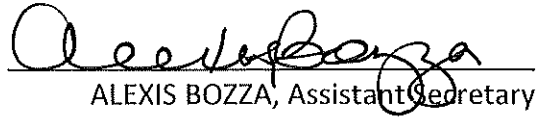
Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 82-23

RESOLUTION AUTHORIZING PAYMENT OF AUGUST 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	\$	411,118.13
Total Operating Fund Checks and Wire Transfers	\$	921,836.04


CAPITAL FUND

Total Capital Fund Expenditures	\$	<u>280,079.96</u>
TOTAL OF AUGUST 2023 LIST OF BILLS	\$	1,613,034.13

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

Chief Financial Officer: Charles Maggio, CMFO, QPA



TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$1,613,034.13) for payment of the resolution entitled Resolution Authorizing Payment of August 2023 List of Bills in SMCMUA's 2023 Budget.



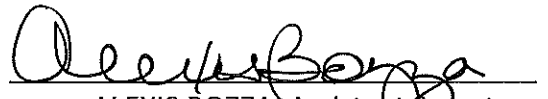
---

CHARLES MAGGIO, Treasurer

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 83-23

RESOLUTION ACCEPTING 2022 AUDIT

WHEREAS, N.J.S.A. 40A:5A-15 requires the governing body of each local authority to cause an annual audit of its accounts to be made, and

WHEREAS, the annual audit report for the fiscal year ended December 31, 2022 has been completed and filed with the Director of the Division of Local Government Services pursuant to N.J.S.A. 40A:5A-15, and

WHEREAS, N.J.S.A. 40A:5A-17, requires the governing body of each authority to, within 45 days of receipt of the annual audit, certify by resolution to the Local Finance Board that each member thereof has personally reviewed the annual audit report, and specifically the sections of the audit report entitled "General Comments" and "Recommendations," and has evidenced same by group affidavit in the form prescribed by the Local Finance Board, and

WHEREAS, the members of the governing body have received the annual audit and have personally reviewed the annual audit, and have specifically reviewed the sections of the annual audit report entitled "General Comments" and "Recommendations," in accordance with N.J.S.A. 40A:5A-17,

NOW, THEREFORE BE IT RESOLVED, that the governing body of The Southeast Morris County Municipal Utilities Authority hereby certifies to the Local Finance Board of the State of New Jersey that each governing body member has personally reviewed the annual audit report for the fiscal year ended December 31, 2022, and specifically has reviewed the sections of the audit report entitled "General Comments" and "Recommendations," and has evidenced same by group affidavit in the form prescribed by the Local Finance Board.

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotondo  
Patricia Webster

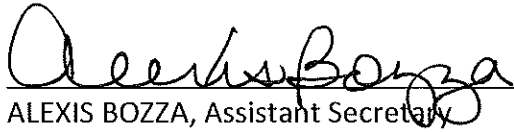
Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

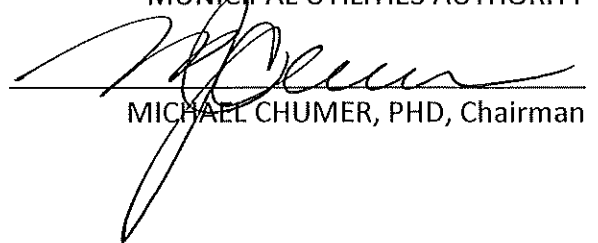
Chief Financial Officer: Charles Maggio, CMFO, QPA

BE IT FURTHER RESOLVED that the secretary of the authority is hereby directed to promptly submit to the Local Finance Board the aforesaid group affidavit, accompanied by a certified true copy of this resolution.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

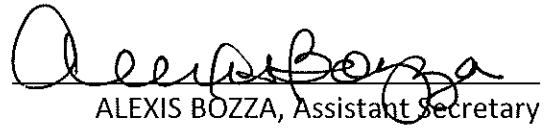
THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023

LOCAL AUTHORITIES GROUP AFFIDAVIT FORM

PRESCRIBED BY THE NEW JERSEY LOCAL FINANCE BOARD

AUDIT REVIEW CERTIFICATE

We, the members of the governing body of The Southeast Morris County Municipal Utilities Authority, being of full age and being duly sworn according to law, upon our oath depose and say:

1. We are duly appointed members of The Southeast Morris County Municipal Utilities Authority.
2. We certify, pursuant to N.J.S.A. 40A:5A-17, that we have each reviewed the annual audit report for the fiscal year ended December 31, 2022, and specifically the sections of the audit report entitled "General Comments" and "Recommendations."

Printed Name

Signature

Michael Chumer, PhD

Max Huber

Nathan Kiracofe, EIT

Matthew Loughman

Nicola Marucci, PE

Ralph R. Rotando

Patricia Webster

ABSENT

Sworn to and subscribed before me this 24th day of August, 2023.



Alexis K. Bozza

Notary Public of New Jersey

My Commission expires 03/21/2026.





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

Resolution No. 84-23

RESOLUTION APPROVING CORRECTIVE ACTION PLAN FOR 2022 ANNUAL AUDIT

WHEREAS, the 2022 Annual Audit for The Southeast Morris County Municipal Utilities Authority contained recommendations requiring action; and

WHEREAS, the recommendation have been reviewed by the Authority’s Chief Financial Officer/Treasurer; and

WHEREAS, the Chief Financial Officer, in accordance with the requirements promulgated by the New Jersey Division of Local Government Services, has developed a plan of action to address the recommendations listed by the auditor; now therefore


BE IT RESOLVED by the Board of The Southeast Morris County Municipal Utilities Authority that the Corrective Action Plan for the 2022 Annual Audit, hereto attached, is hereby approved and accepted; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer/Treasurer is hereby directed to transmit a certified copy of this resolution and its attachments to the New Jersey Division of Local Government Services.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

Chief Financial Officer: Charles Maggio, CMFO, QPA

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

2022 AUDIT

CORRECTIVE ACTION PLAN

1. Finding: Our audit procedures revealed that the Authority's general ledger did not agree with the subsidiary ledgers (detailed reports) for several different balance sheet items, such as other accounts receivable, accounts payable, payroll deductions payable, accrued wages payable, and current year expenditures. The Chief Financial Officer communicated with the Authority's financial software company and was able to generate subsidiary ledger reports that agreed with the general ledger. Upon audit, numerous journal entries were required to adjust the general ledger balances to the actual ending balances. We reviewed all adjusting journal entries with the Chief Financial Officer to which he concurred.

Recommendation: It is recommended that the Chief Financial Officer review the ending general ledger balances periodically and make any necessary journal entries to adjust balances to supporting ledgers, schedules, and amounts.

Corrective Action: The Chief Financial Officer will review the ending general ledger balances periodically and make any necessary journal entries to adjust balances to supporting ledgers, schedules, and amounts.

Implementation Date: September 2023

2. Finding: During our testing of water charges receivable, we determined that collections were not being adjusted correctly for consumer returned checks and refunds. Returned checks and refunds were reflected as additional billings; therefore, billings and cash receipts were overstated.

Recommendation: It is recommended that returned checks and refunds are not posted as additional billings in the general ledger.

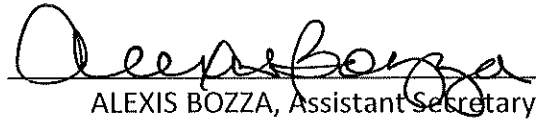
Corrective Action: The Chief Financial Officer will ensure that returned checks and refunds are not posted as additional billings in the general ledger.

Implementation Date: September 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 85-23

RESOLUTION AUTHORIZING BIRD CONTROL SERVICES

WHEREAS, SMCMUA requested proposals for bird control services; and

WHEREAS, AviAway Bird Control Services (“AviAway”) submitted a proposal for the providing of such services; and

WHEREAS, the Operations Manager recommends utilizing AviAway for the provision of these services in the not to exceed amount of \$18,500.00, a copy of which memorandum is attached as Exhibit “A”; and

WHEREAS, this purchase is being made without public bidding as being less than the bidding threshold of \$44,000.00 provided in the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.); and

WHEREAS, AviAway 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 \$17,500.00; and

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

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

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

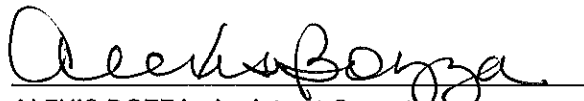
Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

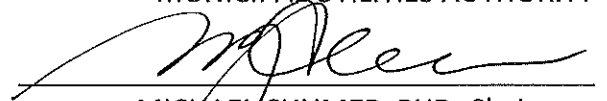
Chief Financial Officer: Charles Maggio, CMFO, QPA

1. That the proposal received by AviAway Bird Control Services be and the same is hereby approved in the not to exceed amount of \$18,500.00.
2. That the Acting Executive Director be and is hereby authorized and directed to execute the purchase order on behalf of SMCMUA in the manner provided by law.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023



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

MEMORANDUM

TO: SMCMUA Board

FROM: Dave Jones, Operations Manager *DJ*

RE: Bird Control Services

DATE: August 4, 2023

CC: Drew Saskowitz, Acting Executive Director  
Charles Maggio, CMFO, QPA, Chief Financial Officer  
Alexis Bozza, QPA, Executive Administrative Assistant

The Authority is in need of the above referenced services to live trap and remove birds that are roosting in the exterior of its headquarters building. Proposals were solicited from the only two vendors in the area that perform these services where one proposal was received by AviAway Bird Control Services (“AviAway”). In addition to live trapping and removing the birds, the proposal includes installation of bird deflectors, the filling in of existing holes and covering the holes with ultra-violet paint. The birds that have setup nesting are causing a health hazard and allowing water penetration during rainstorms.

The proposal cost summary is provided below.

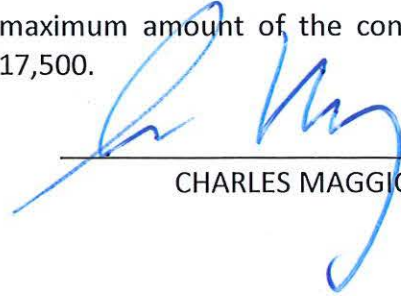
Vendor	Amount
AviAway Bird Control	\$18,500
Horizon Pest Control	No Response

It is recommended that the Authority utilize the services of AviAway in the not to exceed amount of \$18,500.

The Treasurer has certified that sufficient funds are available in the Authority’s Capital Budget (Account No. 02-00-500-498: Facility Improvements HQ Upgrade).

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 AviAway Bird Control Services exceeds \$17,500.



---

CHARLES MAGGIO, Treasurer

Dated: August 24, 2023

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$18,500.00) for payment of not to exceed purchase order to AviAway Bird Control Services in SMCMUA's 2023 Budget. This item will be charged to Account No. 02-00-500-498 (Facility Improvements HQ Upgrade).



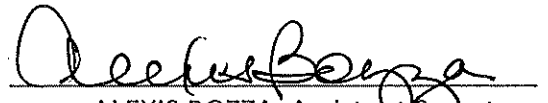
---

CHARLES MAGGIO, Treasurer

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 86-23

RESOLUTION AUTHORIZING EXTENSION OF CONTRACT FOR WATER TREATMENT CHEMICALS  
WITH GEORGE S. COYNE CHEMICAL COMPANY

WHEREAS, the Authority entered into a contract dated November 1, 2022, with George S. Coyne Chemical Company for Liquid Citric Acid in the total amount of \$10,770.00; and

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

WHEREAS, the Water Quality Supervisor of the Authority has recommended that the Contract be extended for a period of one year; and

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

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

WHEREAS, the maximum cost to the Authority is \$10,770.00 per year for this extension.

WHEREAS, 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; and

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

1. That a contract for Liquid Citric Acid be extended for a period of one (1) year to George S. Coyne Chemical Company in the amount of \$10,770.00.

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

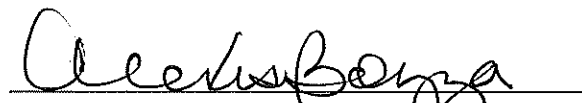
Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

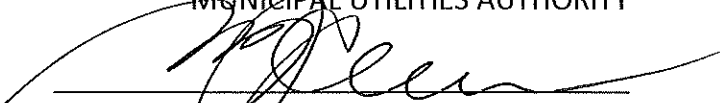
Chief Financial Officer: Charles Maggio, CMFO, QPA



2. The extension shall be on the same terms and conditions, including price, set forth in the original Contract dated November 1, 2022, which Contract was awarded by the Authority by resolution duly adopted on September 15, 2022.
  
3. The Acting Executive Director be and is hereby authorized and directed to execute and deliver an extension agreement or other document as may be required, and approved by the General Counsel, in order to effectuate the intent of this resolution.

ATTEST:

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

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

Dated: August 24, 2023



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

**MEMORANDUM**

TO: SMCMUA Board

FROM: Clare Peragine, Water Quality Supervisor *CP*

RE: Water Treatment Chemicals – Liquid Citric Acid

DATE: August 10, 2023

CC: Drew Saskowitz, Acting Executive Director and Water Quality Superintendent  
Charles Maggio, Chief Financial Officer/Treasurer  
Alexis Bozza, Executive Administrative Assistant

George S. Coyne Chemical Company Inc. (“Coyne”) was previously awarded Bid Item 3 Citric Acid from the above-mentioned contract. The original contract, authorized by Resolution No. 101-22 on September 15, 2022, was for a term of one year (Original Term) at an annual not to exceed amount of \$10,770.00. This contract will expire on October 31, 2023. Per the contract, the Authority may agree to extend the term beyond the Original Term annually for not more than four one-year extensions, to a maximum of five (5) years; provided that the Members of the Authority shall determine, prior to any such extension, in their sole unfettered discretion, that the services are being performed in an effective and efficient manner.

Pursuant to the provisions of the contract, I have determined that the services provided by Coyne are being performed in an effective and efficient manner. I recommend extending the contract, at the same terms and conditions, including price, for an additional period of one year. Coyne has submitted notification of their interest to extend the current contract. If approved, a contract extension document will be prepared and forwarded to Coyne for execution.

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. This item will be charged as follows:

Budget Acct. No.	Budget Account Name	2023	2024
02-70-400-637	Water Treatment and Pumping; Treatment Chemicals	\$1,798.59	\$8,971.41

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with George Coyne Chemical Company for Water Treatment Chemicals (Liquid Citric Acid) as follows:

1. In 2023, funds are available in the amount of \$1,798.59.
2. In 2024, funds will be available, subject to the approval of the 2024 Budget, in the amount of \$8,971.41.

The total maximum amount of this contract will not exceed \$10,770.00. This item will be charged to Account No. 02-70-400-637 (Water Treatment and Pumping: Treatment Chemicals).



---

CHARLES MAGGIO, Treasurer

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 87-23

RESOLUTION AUTHORIZING EXTENSION OF CONTRACT FOR WATER TREATMENT CHEMICALS  
WITH MAIN POOL & CHEMICAL COMPANY

WHEREAS, the Authority entered into a contract dated November 1, 2022, with Main Pool & Chemical Company Inc. for Sodium Hypochlorite, Sodium Hydroxide and Sodium Bisulfite in the total amount of \$291,020.00; and

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

WHEREAS, the Water Quality Supervisor of the Authority has recommended that the Contract be extended for a period of one year; and

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

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

WHEREAS, the maximum cost to the Authority is \$291,020.00 per year for this extension.

WHEREAS, 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; and

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

1. That a contract for Sodium Hypochlorite and Sodium Bisulfite be extended for a period of one (1) year to Main Pool & Chemical Company Inc. in the amount of \$291,020.00.

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotondo  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

Chief Financial Officer: Charles Maggio, CMFO, QPA

2. The extension shall be on the same terms and conditions, including price, set forth in the original Contract dated November 1, 2022, which Contract was awarded by the Authority by resolution duly adopted on September 15, 2022.
3. The Acting Executive Director be and is hereby authorized and directed to execute and deliver an extension agreement or other document as may be required, and approved by the General Counsel, in order to effectuate the intent of this resolution.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023



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

**MEMORANDUM**

**TO:** SMCMUA Board  
**FROM:** Clare Peragine, Water Quality Supervisor *CP*  
**RE:** Water Treatment Chemicals – Sodium Hypochlorite and Sodium Bisulfite  
**DATE:** August 10, 2023  
**CC:** Drew Saskowitz, Acting Executive Director and Water Quality Superintendent  
 Charles Maggio, Chief Financial Officer/Treasurer  
 Alexis Bozza, Executive Administrative Assistant

Main Pool & Chemical Company Inc. (“Main”) was previously awarded Bid Item 1 Sodium Hypochlorite, Bid Item 2 Sodium Bisulfite, and Bid Item 4 Sodium Hydroxide from the above-mentioned contract. The original contract, authorized by Resolution No. 101-22 on September 15, 2022, was for a term of one year (Original Term) at an annual not to exceed amount of \$291,020.00. This contract will expire on October 31, 2023. Per the contract, the Authority may agree to extend the term beyond the Original Term annually for not more than four one-year extensions, to a maximum of five (5) years; provided that the Members of the Authority shall determine, prior to any such extension, in their sole unfettered discretion, that the services are being performed in an effective and efficient manner.

Pursuant to the provisions of the contract, I have determined that the services provided by Main are being performed in an effective and efficient manner. I recommend extending the contract, at the same terms and conditions, including price, for an additional period of one year. Main has submitted notification of their interest to extend the current contract. If approved, a contract extension document will be prepared and forwarded to Main for execution.

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. This item will be charged as follows:

Budget Acct. No.	Budget Account Name	2023	2024
02-70-400-637	Water Treatment and Pumping: Treatment Chemicals	\$48,600.34	\$242,419.66

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Main Pool & Chemical Company Inc. for Water Treatment Chemicals (Sodium Hypochlorite and Sodium Bisulfite) as follows:

1. In 2023, funds are available in the amount of \$48,600.34.
2. In 2024, funds will be available, subject to the approval of the 2024 Budget, in the amount of \$242,419.66.

The total maximum amount of this contract will not exceed \$291,020.00. This item will be charged to Account No. 02-70-400-637 (Water Treatment and Pumping: Treatment Chemicals).

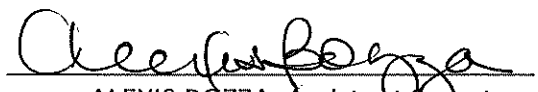
  
\_\_\_\_\_  
CHARLES MAGGIO, Treasurer

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 88-23

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR  
MAINTENANCE, SERVICING AND REPAIR OF HVAC SYSTEMS

WHEREAS, the Authority entered into a one-year contract with Envirocon, LLC, dated October 1, 2022, for Maintenance, Servicing and Repair of HVAC Systems at a maximum annual cost of \$59,500.00 ("Contract"); and

WHEREAS, the Operations Manager has advised by memorandum dated August 7, 2023, that a Change Order for additional services is needed; and

WHEREAS, the overall increase will not exceed \$11,900.00, as more particularly set forth in the memorandum and the proposed change order, copies of which are annexed hereto; and

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

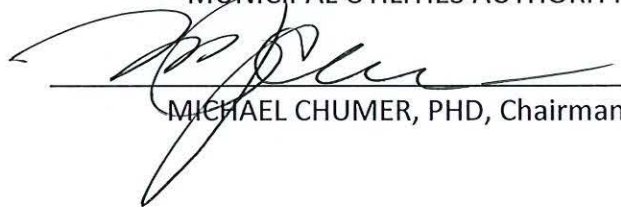
WHEREAS, funds are available and have been certified by the Treasurer;

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.
2. The Executive Director or the Chief Financial Officer 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: August 24, 2023

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE



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

**MEMORANDUM**

TO: SMCMUA Board

FROM: Dave Jones, Operations Manager *DJ*

RE: Maintenance, Servicing and Repair of HVAC Systems

DATE: August 7, 2023

CC: Drew Saskowitz, Acting Executive Director/Water Quality Superintendent  
 Charles Maggio, CMFO, QPA, Chief Financial Officer  
 Alexis Bozza, QPA, Executive Administrative Assistant

The Authority entered into a one-year contract with Envirocon, LLC, dated October 1, 2022, for the above referenced services at a maximum annual cost of \$59,500.00 (the "Contract").

Due to higher-than-expected repair and replacement costs, and issues this year with the Authority's HVAC systems, a change order with a 20% increase is recommended. The overall increase will not exceed \$11,900.00. The increase is necessary and reasonable; and will benefit the Water System.

Original Contract Price	\$59,500.00
Proposed Change Order	\$11,900.00
Revised Contract Price	\$71,400.00

The Treasurer has certified that sufficient funds are available in the Budget. The additional services will be charged to Operating Budget No. 02-70-400-648 (Treatment – HVAC Maintenance and Repair).

## CONTRACT CHANGE ORDER

CONTRACTOR: Envirocon, LLC	CHANGE ORDER No. <sup>1</sup> PROJECT: Maintenance, Servicing and Repair of HVAC Systems PROJECT No.
OWNER: SMCMUA	ENGINEER: N/A
DATE OF ISSUE: 08/24/2023	EFFECTIVE DATE: 08/24/2023
<p><b>The Contractor is hereby directed to make the following changes in the Contract Documents.</b></p> <p><b>Description:</b></p> <p>Increase not to exceed contract amount by 20% or \$11,900.00</p> <p><b>Reason for Change Order:</b></p> <p>Due to higher-than-expected, unanticipated repair and replacement costs.</p> <p><b>Attachments:</b> <i>(List documents supporting change and justifying cost and time)</i></p> <p>Memo of Operations Manager dated August 7, 2023</p>	
<b>CHANGE IN CONTRACT PRICE:</b>	<b>CHANGE IN CONTRACT TIMES:</b>
Original Contract Price: \$ 59,500.00	Original Contract Times: <i>(calendar days or dates)</i>
Net changes from previous C. O.'s No. ____ to ____ \$ 0.00	Net changes from previous C. O.'s No. ____ to ____ <i>(calendar days)</i>
Contract Price Prior to this Change Order: \$ 59,500.00	Contract Times prior to this Change Order: <i>(calendar days or dates)</i>
Net Increase (decrease) of this Change Order: \$ 11,900.00	Net Increase (decrease) of this Change Order: <i>(calendar days)</i>
Contract Price with all Approved Change Orders: \$ 71,400.00	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 funds are available in the 2023 Budget in the amount of \$11,900.00 for payment of a change order with Envirocon, LLC, for Maintenance, Servicing and Repair of HVAC Systems. This item will be charged to Account No. 02-70-400-648 (Treatment – HVAC Maintenance and Repair).

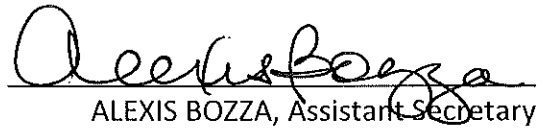


CHARLES MAGGIO, Treasurer

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 89-23

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

WHEREAS, SMCMUA has advertised and received bids for the contract entitled Maintenance, Servicing and Repair of HVAC Systems; and

WHEREAS, three bids were received on August 10, 2023; and

WHEREAS, the bids have been reviewed by SMCMUA’s Operations Manager as set forth in a memorandum dated August 10, 2023, a copy of which memorandum is annexed hereto; and

WHEREAS, SMCMUA’s Operations Manager has recommended that the contract be awarded to Envirocon, LLC, for its low responsive bid in the total amount of \$73,130.00; covering a one-year period with options for renewal after the first year as permitted by the Local Public Contracts Law; and

WHEREAS, 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; and

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

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

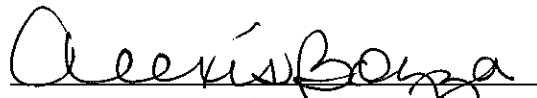
Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

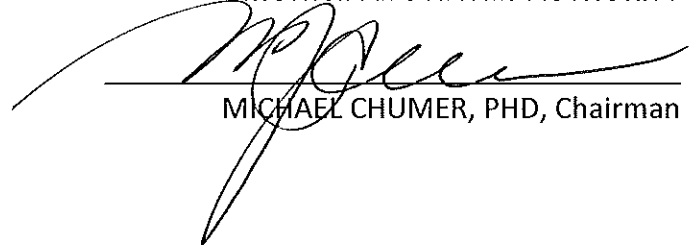
Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

Chief Financial Officer: Charles Maggio, CMFO, QPA

1. That a contract entitled Maintenance, Servicing and Repair of HVAC Systems be awarded to the low bidder, Envirocon, LLC, in accordance with its responsive bid submitted on August 10, 2023, in the amount not to exceed \$73,130.00.
2. That the Acting Executive Director be and is hereby authorized and directed to execute a contract with regard to said contract on behalf of the Authority in the manner provided by law.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

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

Dated: August 24, 2023





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

**MEMORANDUM**

TO: SMCMUA Board

FROM: Dave Jones, Operations Manager **DJ**

RE: Maintenance, Servicing, and Repair of HVAC Systems

DATE: August 10, 2023

CC: Drew Saskowitz, Acting Executive Director and Water Quality Superintendent  
Charles Maggio, Chief Financial Officer  
Alexis Bozza, Executive Administrative Assistant

The Authority advertised a notice to bidders for the above referenced contract where bids were received on August 10, 2023. The bid specifications included pricing for labor of refrigeration technicians, mechanical engineers, HVAC technicians, and controls technicians, both for straight time and overtime. The contract will cover HVAC maintenance, servicing and repair needs for all of the Authority's facilities.

Bid packages were obtained by four companies where three companies submitted bids as follows (detailed tabulation sheet attached):

**Proposal Summary**

Bidder	Total Bid
Envirocon LLC	\$73,130.00
Unitemp Mechanical Degrees LLC	\$79,675.00
McCloskey Mechanical Contractors	\$83,600.00
Air System Maintenance	No Bid

The bids have been reviewed where it is recommended that a one-year contract be awarded to Envirocon LLC for its low cost, responsive and responsible submission. The total maximum annual amount of the contract shall not exceed \$73,130.00.

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. This item will be charged as follows:

**Account Allocation**

Account No.	Account Name	2023	2024	Total
02-50-400-641	Operations – Administrative: Facility Maintenance	\$12,188.33	\$60,941.67	\$73,130.00

TREASURER'S CERTIFICATION

I hereby certify that sufficient funds are available for payment of a contract with Envirocon LLC for Maintenance, Servicing and Repair of HVAC Systems as follows:

1. In 2023, funds are available in the amount of \$12,188.33; and
2. In 2024, funds will be available in the amount of \$60,941.67 subject to the approval of the 2024 Budget.

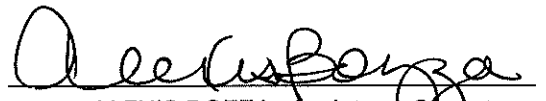
The total maximum amount of this contract will not exceed \$73,130.00. This item will be charged to Account No. 02-50-400-641 (Operations – Administrative: Facility Maintenance).

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

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 90-23

RESOLUTION REJECTING BIDS FOR ELECTRICAL AND MECHANICAL MAINTENANCE, SERVICING AND REPAIRS OF POTABLE WATER WELLS, PUMPING AND RELATED FACILITIES

WHEREAS, the Authority advertised for public bids pursuant to the Local Public Contracts Law for electrical and mechanical maintenance, servicing and repairs of potable water wells, pumping and related facilities; and

WHEREAS, two bids were received on August 10, 2023; and

WHEREAS, the bids have been reviewed by the Authority's Engineering Manager as set forth in a memorandum dated August 15, 2023, a copy of which is annexed hereto; and

WHEREAS, it has been determined that the lowest bid was materially defective for the reasons set forth in the attached memorandum; and

WHEREAS, it has been further determined that the second lowest bid substantially exceeds the Authority's budget appropriation for the services; and

WHEREAS, the Engineering Manager has recommended, for the reasons set forth above, that the bids be rejected, and that the bid specifications be revised in order for the contract to be rebid; and

WHEREAS, the Authority reserved the right to reject any and all bids, as permitted by law.

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

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotondo  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE


Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

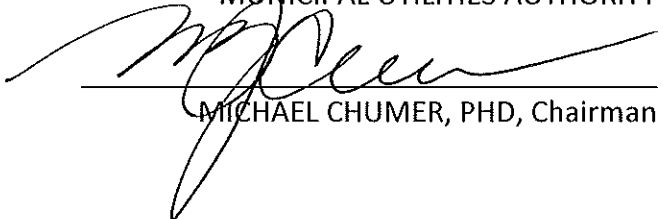
Chief Financial Officer: Charles Maggio, CMFO, QPA

1. That the bids received on August 10, 2023, for electrical and mechanical maintenance, servicing and repairs of potable water wells, pumping and related facilities be and they are hereby rejected.
2. That the Engineering Manager proceed to revise the bid specifications in order that the contract then be rebid as soon as practicable.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

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

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


Dated: August 24, 2023



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

MEMORANDUM

TO: SMCMUA Board

FROM: Sophia Dyer, PE, Engineering Manager  Digitally signed by Sophia (Heng) Dyer  
DN: cn=Sophia (Heng) Dyer,  
o=SMCMUA, ou=Engineering,  
email=sdyer@smcmua.org, c=US  
Date: 2023.08.15 14:42:47 -04'00'

RE: Electrical and Mechanical Maintenance, Servicing and Repair of Potable Water Wells, Pumping and Related Facilities

DATE: August 15, 2023

CC: Drew Saskowitz, Acting Executive Director/Water Quality Superintendent  
Charles Maggio, CMFO, QPA, Chief Financial Officer/Treasurer  
Alexis Bozza, QPA, Executive Administrative Assistant

---

The Authority advertised for public bids pursuant to the Local Public Contracts Law for the subject contract where two bids were received on August 10, 2023.

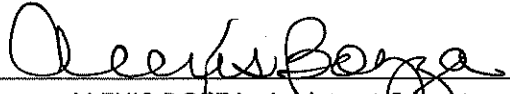
Upon review of the bids, I have determined the following:

1. The lowest bid, submitted by Longo Electrical-Mechanical, Inc., in the amount of \$117,784, did not provide the unit prices written in words to verify the unit price cost, nor did it multiply the assumed unit price by the estimated quantity to calculate a correct total. For this reason, the bid is materially defective and therefore found to be unresponsive.
2. The second low, and only other, bid submitted by A.C. Schultes, Inc., in the amount of \$310,640, substantially exceeds the budget estimate and appropriation for these services in the amount of \$200,000.

Based on the foregoing, I recommend that both bids be rejected, the Authority move to revise the bid specifications and the contract be rebid as soon as practicable.

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023





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

Resolution No. 91-23

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PORTABLE PUMP SYSTEM

WHEREAS, SMCMUA has advertised and received bids for the contract entitled Portable Pump System; and

WHEREAS, one bid was received on August 10, 2023; and

WHEREAS, the bid has been reviewed by SMCMUA’s Engineering Manager as set forth in a memorandum dated August 10, 2023, a copy of which memorandum is annexed hereto; and

WHEREAS, SMCMUA’s Engineering Manager has recommended that the contract be awarded to Municipal Maintenance Company for its low responsive bid in the total amount of \$230,040.00 as permitted by the Local Public Contracts Law; and

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

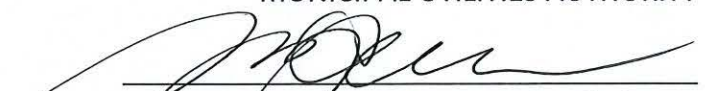
NOW THEREFORE BE IT RESOLVED, by The Southeast Morris County Municipal Utilities Authority as follows:

1. That a contract entitled Portable Pump System be awarded to the low bidder, Municipal Maintenance Company, in accordance with its responsive bid submitted on August 10, 2023, in the amount not to exceed \$230,040.00.
2. That the Acting Executive Director be and is hereby authorized and directed to execute a contract with regard to said contract on behalf of the Authority in the manner provided by law.

ATTEST:

  
ALEXIS BOZZA, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE


Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

Chief Financial Officer: Charles Maggio, CMFO, QPA



**MEMORANDUM**

TO: SMCMUA Board

FROM: Sophia (Heng) Dyer, PE, Engineering Manager  Digitally signed by Sophia (Heng) Dyer  
 DN: cn=Sophia (Heng) Dyer, o=SMCMUA, ou=Engineering, email=sdyer@smcmua.org, c=US  
 Date: 2023.08.15 08:42:35 -04'00'

RE: Recommendation of Award - Portable Pump System Purchase and Training Services

DATE: 08/10/2023

CC: Drew Saskowitz, Acting Executive Director/Water Quality Superintendent  
 Charles Maggio, CMFO, QPA, Chief Financial Officer  
 Alexis Bozza, QPA, Executive Administrative Assistant

Bids for the above referenced contract were received on August 10, 2023. Bid packages were obtained by 5 (five) companies and 1 (one) company submitted the bid. The bid summary is provided in Table 1.

**Table 1 - Bid Summary**

Bidder	Total
Municipal Maintenance Co.	230,040

**Project Scope**

The project scope is to provide Portable Pumping System and Training Services as directed by SMCMUA. Work shall include, but not limited to, the following and related tasks:

- Provide and deliver Portable Pumping System to the various sites as directed by SMCMUA
- Field test and verify performance of the Portable Pumping System
- Provide Training Services for the SMCMUA Operating Personnel

**Project Driver**

The project driver is to procure a portable pump system that would be used during emergency or maintenance events at pumping stations that have dual hydrant set up as directed by SMCMUA.

**Bid Review and Recommendation**

It is recommended that a contract be awarded to Municipal Maintenance Co. for its low, responsive, and responsible bid submitted on August 10, 2023, for a total Not-to-Exceed maximum amount of \$230,040. The Treasurer has certified that sufficient funds are available in the 2023 Budget.

**Table 2 - Account Allocation**

Description	Amount	Account	Budget Year
Portable Pump System and Training	\$230,040	02-00-500-494 – T&P Wells Pumps Motors Etc	2023

TREASURER'S CERTIFICATION

I hereby certify that sufficient funds are available in the 2023 Budget for payment of a contract with Municipal Maintenance Company for a Portable Pump System. The total maximum amount of this contract will not exceed \$230,040.00. This item will be charged to Account No. 02-00-500-494 (T&P Wells Pumps Motors Etc.).



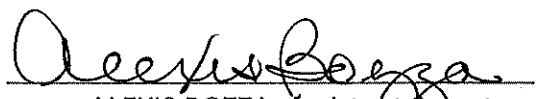
---

CHARLES MAGGIO, Treasurer

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 92-23

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR BAIRD PLACE TANK IMPROVEMENTS

WHEREAS, SMCMUA has advertised and received bids for the contract entitled Baird Place Tank Improvements; and

WHEREAS, three bids were received on August 10, 2023; and

WHEREAS, the bids have been reviewed by SMCMUA’s Engineering Manager as set forth in a memorandum dated August 10, 2023, a copy of which memorandum is annexed hereto; and

WHEREAS, SMCMUA’s Engineering Manager has recommended that the contract be awarded to Dynamic Sandblasting and Painting, LLC, for its low responsive bid in the total amount of \$1,575,000.00 as permitted by the Local Public Contracts Law; and

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

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

1. That a contract entitled Baird Place Tank Improvements be awarded to the low bidder, Dynamic Sandblasting and Painting, LLC, in accordance with its responsive bid submitted on August 10, 2023, in the amount not to exceed \$1,575,000.00.

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

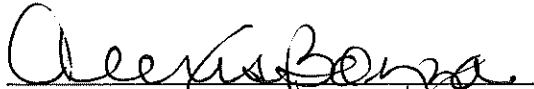
Acting Executive Director and Water Quality Superintendent: Drew Saskowitz


Chief Financial Officer: Charles Maggio, CMFO, QPA

2. That the Acting Executive Director be and is hereby authorized and directed to execute a contract with regard to said contract on behalf of the Authority in the manner provided by law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

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


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

Dated: August 24, 2023



**MEMORANDUM**

TO: SMCMUA Board

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

RE: Recommendation of Award - Baird Place Tank Improvements

DATE: August 10, 2023

CC: Drew Saskowitz, Acting Executive Director/Water Quality Superintendent  
Charles Maggio, CMFO, QPA, Chief Financial Officer  
Alexis Bozza, QPA, Executive Administrative Assistant

Digitally signed by Sophia (Heng) Dyer  
DN: cn=Sophia (Heng) Dyer,  
o=SMCMUA, ou=Engineering,  
email=sdyer@smcmua.org, c=US  
Date: 2023.08.14 22:07:03 -04'00'

Bids for the above referenced project were received on August 10, 2023. Bid packages were obtained by seventeen (17) companies where three (3) companies submitted. A breakdown of the bids received is provided below in Table 1.

**Table 1 - Bid Summary**

Bidder	Total
Dynamic Sandblasting and Painting, LLC	\$1,575,000
Brave Industrial Paint, LLC	\$1,585,000
Manda Corporation	\$1,590,000

**Project Scope**

The project scope is to provide Baird Place Tank Improvements as directed by SMCMUA. Work shall include, but not limited to, the following and related tasks:

- A. This work consists of removing lead based tank coating, application of new coatings on both the interior and exterior of the tank, installation of a frost proof vent, a tank mixer, FAA obstruction lighting, a safety climb system and other miscellaneous tank improvements.
- B. This work also consists of structural investigation by a NJ Licensed Professional Engineer and the design and construction of structural repairs as required.
- C. Work includes coordinating with the AT&T Contractor and the Hanover Township Police for antenna support removal and installation.

**Project Driver**

The project driver is to procure tank improvements as directed by SMCMUA.

**Bid Review and Recommendation**

It is recommended that the contract be awarded to Dynamic Sandblasting and Painting, LLC for its low, responsive, and responsible bid submitted on August 10, 2023, for a total Not-to-Exceed maximum amount of \$1,575,000.

The Treasurer has certified that sufficient funds are available in the 2023 budget as summarized in Table 2.

**Table 2 - Account Allocation**

<b>Description</b>	<b>Amount</b>	<b>Account</b>	<b>Budget Year</b>
Baird Place Tank Improvements	\$1,575,000	02-00-500-495 - Tank Improvement	2023



TREASURER'S CERTIFICATION

I hereby certify that sufficient funds are available in the 2023 Budget for payment of a contract with Dynamic Sandblasting and Painting, LLC, for Baird Place Tank Improvements. The total maximum amount of this contract will not exceed \$1,575,000.00. This item will be charged to Account No. 02-00-500-495 (Tank Improvement).



---

CHARLES MAGGIO, Treasurer

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 93-23

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT WITH H2M ARCHITECTS AND ENGINEERS FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH BAIRD PLACE TANK IMPROVEMENTS

WHEREAS, the Authority requested a proposal from H2M Architects and Engineers (H2M) for professional engineering services in connection with Baird Place Tank Improvements; and

WHEREAS, the proposal dated August 10, 2023, in the not to exceed amount of \$141,400.00, was reviewed by the Engineering Manager as set forth in a memorandum dated August 10, 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, H2M 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 the Authority's legal advertisement;

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

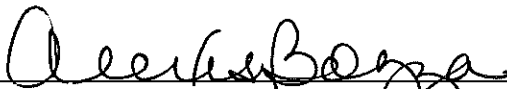
Morris Plains:  
Ralph R. Rotando  
Patricia Webster

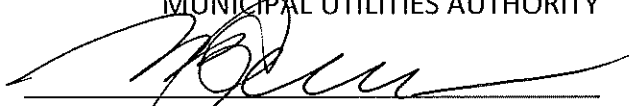
Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

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

1. That the proposal of H2M Architects and Engineers dated August 10, 2023, for professional engineering services in connection with Baird Place Tank Improvements, be and the same is hereby accepted and approved at a total not-to-exceed maximum amount of \$141,400.00.
2. The Acting Executive Director be and is hereby authorized and directed to execute a Professional Service Contract on behalf of the Authority.
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: August 24, 2023



## MEMORANDUM

TO: SMCMUA Board

FROM: Sophia (Heng) Dyer, PE, Engineering Manager  Digitally signed by Sophia (Heng) Dyer  
DN: cn=Sophia (Heng) Dyer,  
o=SMCMUA, ou=Engineering,  
email=sdyer@smcmua.org, c=US  
Date: 2023.08.17 14:58:54 -0400

RE: Recommendation of Award - Professional Engineering Services-Baird Place Tank

DATE: August 10, 2023

CC: Drew Saskowitz, Acting Executive Director/Water Quality Superintendent  
Charles Maggio, CMFO, QPA, Chief Financial Officer  
Alexis Bozza, QPA, Executive Administrative Assistant

---

Proposals for Professional Engineering Services in connection with Baird Place Tank Improvements were received from two (2) firms on August 8, 2023.

### Project Scope

The Consultant was asked to provide partial construction administration and full-time construction observation as the improvements to the Baird Place tank progress. Work shall include reviewing shop drawings and performing construction observation including inspecting tank coating and structural repairs.

### Project Drivers

This contract is to be performed in conjunction with the improvements to the Baird Place Tank which is being awarded concurrently.

### Proposal Review and Recommendation for Award

Table 1 provides a comparison of the two (2) proposals.

**Table 1 - Proposal Summary**

Company	Task 1 Shop Drawing Review	Task 2 Construction Observation	Expenses	Total (Excluding Expenses)
H2M	\$15,000	\$108,000	\$18,000	\$123,400
CP Engineers	\$14,250	\$67,000	Not itemized	\$81,250

A follow-up request was made to both firms to provide a cost breakdown based on an estimated total number of hours and expenses established by SMCMUA. The rates and task totals were provided by both firms as shown in the table below. In this comparison, the total estimate provided by H2M was closer to their budget estimate in their proposal while CP Engineers increased by 30%.

TASK 1- STRUCTURAL ASSESSMENT REVIEW AND SHOP DRAWING REVIEW		CP		H2M	
JOB TITLE	ESTIMATED HOURS	HOURLY RATE	TOTAL	HOURLY RATE	TOTAL
Principal	2	\$198	\$396	\$225	\$450
Project Manager	10	\$182	\$1,820	\$170	\$1,700
Project Engineer	60	\$167	\$10,020	\$145	\$8,700
Engineering Technician	5	\$115	\$575	\$115	\$575
Administration	5	\$60	\$300	\$95	\$475
	<b>SUB-TOTAL</b>		<b>\$13,111</b>		<b>\$11,900</b>
TASK 2- CONSTRUCTION OBSERVATION		CP		H2M	
JOB TITLE	ESTIMATED HOURS	HOURLY RATE	TOTAL	HOURLY RATE	TOTAL
Principal	3	\$198	\$594	\$225	\$675
Project Manager	15	\$182	\$2,730	\$170	\$2,550
Level 2 Tank Inspector	700	\$127	\$88,900	\$150	\$105,000
Senior Inspector	40	\$114	\$4,560	\$130	\$5,200
Administration	5	\$60	\$300	\$95	\$475
	<b>SUB-TOTAL</b>		<b>\$97,084</b>		<b>\$113,900</b>
OTHER- MEETINGS		CP		H2M	
JOB TITLE	ESTIMATED HOURS	HOURLY RATE	TOTAL	HOURLY RATE	TOTAL
Principal	6	\$198	\$1,188	\$225	\$1,350
Project Manager	6	\$182	\$1,092	\$170	\$1,020
Inspector	6	\$127	\$762	\$130	\$780
	<b>SUB-TOTAL</b>		<b>\$3,042</b>		<b>\$3,150</b>
OTHER- EXPENSES		CP		H2M	
ESTIMATED DAYS	PER DAY	TOTAL	PER DAY	TOTAL	
Mileage and other expenses	90	\$46	\$4,140	\$200	\$18,000

(List anticipated expenses below)				
	SUB-TOTAL		\$4,140	\$18,000
	OVERALL TOTAL		\$117,377	\$146,950

The proposal submitted by H2M was the most responsive to the requested scope of services at a total cost of \$141,400 including expenses with the addition of the cost breakdown review.

After the review of the two (2) proposals, it is recommended that a contract be awarded to H2M in the total not-to-exceed maximum amount of \$141,400.

The Treasurer has certified that sufficient funds are available in the 2023 budget as summarized in Table 2.

**Table 2 - Account Allocation**

Description	Amount	Account	Year
Contract Administration and Construction Observation	\$141,400	02-00-500-495 – Tank Improvements	2023

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 H2M Architects and Engineers for professional engineering services in connection with Baird Place Tank Improvements exceeds \$17,500.



---

CHARLES MAGGIO, Treasurer

Dated: August 24, 2023



TREASURER'S CERTIFICATION

I hereby certify funds are available in the Budget for payment of a professional service contract with H2M Architects and Engineers for professional engineering services in connection with Baird Place Tank Improvements. The total maximum amount of this contract will not exceed \$141,400.00. This item will be charged to Capital Account No. 02-00-500-495 (Tank Improvement).



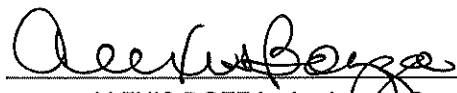
---

CHARLES MAGGIO, Treasurer

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

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

Dated: August 24, 2023



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

Resolution No. 94-23

RESOLUTION INCREASING AUTHORIZED AMOUNT OF  
APPROVED VENDOR UNDER COOPERATIVE PRICING AGREEMENT  
WITH THE HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION

WHEREAS, SMCMUA is a participant in a Cooperative Pricing Agreement with the Hunterdon County Educational Services Commission ("HCESC"); and

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

WHEREAS, SMCMUA wishes to purchase items from such authorized vendor approved by the HCESC; 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:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023

Board Members

Morristown:  
Max Huber

Morris Township:  
Dennis Baldassari  
Michael Chumer, PhD

Morris Plains:  
Ralph R. Rotondo  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

Chief Financial Officer: Charles Maggio, CMFO, QPA

EXHIBIT "A"

CONTRACT	VENDORS	ITEMS	ACCOUNT NUMBER	ACCOUNT NAME	INITIAL AMOUNT REQUESTED	REVISED AMOUNT REQUESTED
HCESC-SER-20F	Northeastern Interior Services	General Construction Services	02-00-500-509	Ops. Risk Mgmt. – Construction Services Etc.	\$30,000	\$45,000

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 Hunterdon County Educational Services Commission in 2023. The cost is estimated not to exceed the amount stated:

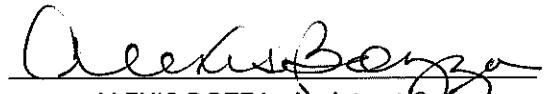
CONTRACT	VENDORS	ITEMS	ACCOUNT NUMBER	ACCOUNT NAME	INITIAL AMOUNT REQUESTED	REVISED AMOUNT REQUESTED
HCESC-SER-20F	Northeastern Interior Services	General Construction Services	02-00-500-509	Ops. Risk Mgmt. – Construction Services Etc.	\$30,000	\$45,000

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

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 95-23

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 an authorized vendor 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 vendor listed in Exhibit "A" attached hereto has been awarded a contract by the MCCPC for and including the budget year 2023; and

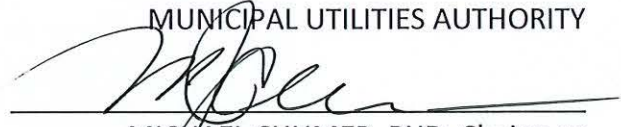
WHEREAS, the cost is estimated not to exceed the amount stated; and

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 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  
  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Exhibit "A"

CONTRACT	VENDOR	ITEMS	AMOUNT
49	Custom Environmental Management Company Inc.	Disposal/Recycling of Municipal Road Wastes	\$30,000



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 Morris County Cooperative Pricing Council in 2023. The cost is estimated not to exceed the amount stated:

CONTRACT	VENDOR	ITEMS	CONTRACT EXP DATE	BUDGET ACCT #	ACCOUNT NAME	AMOUNT REQUESTED
49	Custom Environmental Management Company Inc.	Disposal/Recycling of Municipal Road Wastes	12/31/23	02-60-400-692	Trans: Street Repair/ Spoil Removal	\$30,000



---

CHARLES MAGGIO, Treasurer

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 96-23

RESOLUTION INCREASING AWARD AMOUNT OF CONTRACT UNDER COOPERATIVE PRICING AGREEMENT WITH THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

WHEREAS, the Authority is a participant in a Cooperative Pricing System Agreement with the North Jersey Wastewater Cooperative Pricing System (“NJWCPS”); 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 the Local Public Contracts Law; and

WHEREAS, the vendor listed in Exhibit “A” attached hereto has been awarded a contract by the NJWCPS for and including the budget year 2023; and

WHEREAS, the Authority wishes to purchase certain items under the item category listed below from such authorized vendor approved by the NJWCPS; and

WHEREAS, the purchase of said items requires the Authority to increase the NJWCPS purchase cap from the previously approved amount; and

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

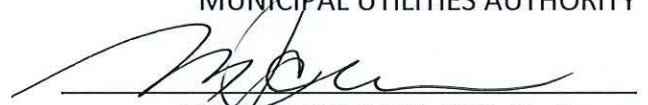
WHEREAS, the Treasurer of the Authority has certified the availability of funds for this contract in the 2023 Budget;

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:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE


Exhibit "A"

CONTRACT	VENDOR	ITEMS	ACCOUNT NUMBER	ACCOUNT NAME	PREVIOUSLY AUTHORIZED	REVISED AMOUNT
B345	Office Concepts Group	Furnish & Deliver Janitorial & Office Supplies and Equipment	02-00-500-498	Facility Improvements HQ Upgrade	\$16,997	\$71,335
			02-70-400-637	Finance: Office Supplies & Misc.	\$0	\$42,000
			02-40-550-690	Health, Safety & Security: Equipment	\$0	\$5,000

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 North Jersey Wastewater Cooperative Pricing System in 2023. The cost is estimated not to exceed the amount stated:

CONTRACT	VENDOR	ITEMS	ACCOUNT NUMBER	ACCOUNT NAME	PREVIOUSLY AUTHORIZED	REVISED AMOUNT
B345	Office Concepts Group	Furnish & Deliver Janitorial & Office Supplies and Equipment	02-00-500-498	Facility Improvements HQ Upgrade	\$16,997	\$71,335
			02-70-400-637	Finance: Office Supplies & Misc.	\$0	\$42,000
			02-40-550-690	Health, Safety & Security: Equipment	\$0	\$5,000



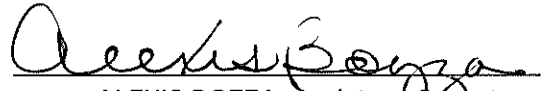

---

CHARLES MAGGIO, Treasurer

Dated: August 24, 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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023



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

Resolution No. 97-23

RESOLUTION APPROVING ESTABLISHMENT AND APPOINTMENT  
OF AD HOC TRANSITION COMMITTEE

WHEREAS, the Authority's By-Laws permit the creation of ad hoc Special Committees by the Members; and

WHEREAS, the Members have determined that it is desirable to create such a Special Committee to address and oversee the search for and hiring of an Executive Director and to in conjunction with same review and update as needed the Authority's By-laws and organizational structure, as well as address such other tasks as may be related to same.


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

1. An ad hoc Special Committee to be known as the "Transition Committee" be and the same is hereby established.
2. The Transition Committee shall be comprised of the following Members: Max Huber, Nicholas Marucci and Ralph Rotando, and shall be chaired by Member Rotando.
3. Chairman Chumer may attend and participate in all meetings and deliberations of the Transition Committee in an *ex officio* role.
4. The Transition Committee shall operate in the same manner as set forth in the By-Laws for the Authority's standing Committees.

ATTEST:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

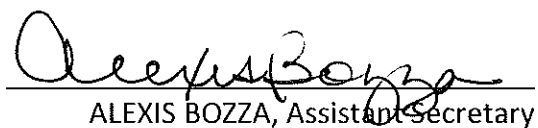
Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023





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

Resolution No. 98-23

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSION


RESOLVED that the discussion of matters falling within attorney-client privilege be held in closed session pursuant to subsection 7 of Section 12b of the Open Public Meetings Act (NJSA 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 is to 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:

THE SOUTHEAST MORRIS COUNTY  
MUNICIPAL UTILITIES AUTHORITY

  
ALEXIS BOZZA, Assistant Secretary

  
MICHAEL CHUMER, PHD, Chairman

Dated: August 24, 2023

Board Members

Morristown:  
Max Huber

Morris Township:  
Michael Chumer, PhD  
Matthew Loughman

Morris Plains:  
Ralph R. Rotando  
Patricia Webster

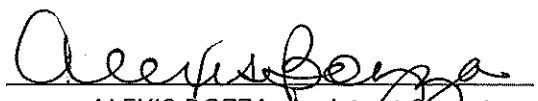
Hanover Township:  
Nathan Kiracofe, EIT  
Nicola Marucci, PE

Acting Executive Director and Water Quality Superintendent: Drew Saskowitz

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 August 24, 2023, at a meeting duly convened of the Authority.

  
ALEXIS BOZZA, Assistant Secretary

Dated: August 24, 2023