

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

JANUARY 15, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority was held on Thursday, January 15, 2015, at 7:30PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30PM 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 Conradi; Members Baldassari, Carroll, Dougherty, Iannaccone*, Johnson, Kissil and Schimpf*

ABSENT: None

*Participated in meeting via telephone and acknowledged that they could hear the Chairman and other participants.

MOTION APPROVING MINUTES OF DECEMBER 18, 2014

Copies of the minutes of the meeting held on December 18, 2014, were distributed to the members prior to the meeting for review and comment. Member Carroll moved that the minutes be adopted as presented. Member Dougherty seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Conradi; Members Baldassari, Carroll, Dougherty, Iannaccone, Johnson and Kissil

NOES: None

ABSTAINS: Member Schimpf

COMMUNICATIONS

1. January 8, 2015 – Copy of letter from Borough of Morris Plains regarding the reappointment of Member Robert Carroll.
2. January 6, 2015 – Copy of letter from Passaic Valley Water Commission regarding its rate increase.

RESOLUTION – APPROVAL OF JANUARY LIST OF BILLS

Copies of the bill list for January were distributed to the members prior to the meeting for comment and approval. Member Dougherty moved to approve the list of bills and offered the following resolution:

RESOLUTION NO. 01-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR JANUARY 2015

“COPY ANNEXED”

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

YEAS: Chairman Conradi; Members Baldassari, Carroll, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

OTHER BUSINESS

- A. Resolution Awarding a Contract for the Painting and Rehabilitation of Picatinny No. 2 Water Storage Tank (Contract C-201403)

Ms. Cummings referred the Board to her memorandum dated January 12, 2015. She reported that the Authority advertised and solicited bids for the project entitled Painting and Rehabilitation of Picatinny No. 2, Morris Plains and Baird Place Water Storage Tank on December 30, 2014. She added that the bid specifications were broken down to a single base bid (Picatinny No. 2 Water Storage Tank) with two supplementary bid items (Morris Plains and Baird Place Water Storage Tanks). Ms. Cummings stated that the totals of the bids received, inclusive of the single base bid and the two supplementary bid items, exceeded the amount budgeted for the contract. She continued that the two supplementary bid items for external repair of the Baird Place Water Storage Tank and rehabilitation of the Morris Plains Water Storage Tank would be eliminated from the Contract at the present time. Ms. Cummings recommended that, based on the endorsements of the Authority's Senior Civil Engineer and Mumford-Bjorkman Associates attached to her memorandum, the contract be awarded to US Tank Painting which has been determined to be the lowest qualified bidder in the total amount of \$817,069 for the base bid only of this contract. Member Baldassari offered the following resolution:

RESOLUTION NO. 02-15

RESOLUTION AWARDING A CONTRACT FOR THE PAINTING AND REHABILITATION OF PICATINNY NO. 2 WATER STORAGE TANK (CONTRACT C-201403)

“COPY ANNEXED”

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

YEAS: Chairman Conradi; Members Baldassari, Carroll, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

B. Resolution Authorizing Award of Contracts Under the Morris County Cooperative Pricing Council

The Authority is a participant in a Cooperative Pricing Agreement with the Morris County Cooperative Pricing Council ("MCCPC"). The purchase of work, materials and supplies through Cooperative Pricing Councils, such as the MCCPC, is authorized without additional advertising by the participants under Section 11 (5) of the Local Public Contracts Law, N.J.S.A. 40A:11-11(5). The Board reviewed a memorandum from the Director of Finance dated January 9, 2015 recommending certain contract awards under the Cooperative Pricing Agreement for the 2015 budget year. Member Dougherty offered the following resolution:

RESOLUTION NO. 03-15

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

"COPY ANNEXED"

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

YEAS: Chairman Conradi; Members Baldassari, Carroll, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

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

The Board reviewed a memorandum from the Director of Finance dated January 9, 2015, requesting authorization to purchase certain items from authorized vendors under the State of New Jersey Cooperative Purchasing Program I-NJCP during the 2015 budget year. The purchases of goods and services by local contracting units through the State agency without advertising is authorized under Section 12 of the Local Public Contracts Law, N.J.S.A. 40A:11-12. The vendors listed in the memorandum have been awarded New Jersey State Contracts by the Division of Purchase and Property in the Department of Treasury. Member Baldassari offered the following resolution:

RESOLUTION NO. 04-15

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

"COPY ANNEXED"

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

YEAS: Chairman Conradi; Members Baldassari, Carroll, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

D. Resolution Approving 2015 Investment Program

Copies of the 2015 Investment Program prepared by the Director of Finance dated January 9, 2015 were distributed to the members prior to the meeting for review and comment. Member Carroll offered the following resolution:

RESOLUTION NO. 05-15

RESOLUTION APPROVING 2015 INVESTMENT PROGRAM

“COPY ANNEXED”

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

YEAS: Chairman Conradi; Members Baldassari, Carroll, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

E. Corrected Resolution Rejecting Certain Bid as Nonresponsive and Authorizing the Award of a Contract for Excavated Spoils Removal

Mr. Weiss stated that a resolution was adopted on January 16, 2014 (the “2014 Resolution”) where the Authority rejected the bid of Grinnell and awarded the contract to Global Development Contractors as the lowest responsive bidder for excavated spoils removal. He continued that the 2014 Resolution incorrectly stated the term of the contract for one year, instead of two years as set forth in the bidding documents. Mr. Weiss stated that the proposed resolution would correct the 2014 Resolution to reflect the accurate term of two years. Member Baldassari offered the following resolution:

RESOLUTION NO. 06-15

CORRECTED RESOLUTION REJECTING CERTAIN BID AS NONRESPONSIVE AND
AUTHORIZING THE AWARD OF A CONTRACT FOR EXCAVATION SPOILS REMOVAL

“COPY ANNEXED”

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

YEAS: Chairman Conradi; Members Baldassari, Carroll, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

F. DISCUSSION – Reorganization Meeting Agenda

Mr. Weiss went through the draft agenda for the Annual Reorganization Meeting of the Authority scheduled for Monday, February 2, 2015. Mr. Weiss added that a reception at H2Ocean Restaurant would immediately follow the meeting.

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer Monthly Report – December 2014
- B. Superintendent Monthly Report – December 2014
- C. Information Technology Monthly Report – December 2014
- D. Finance Department Monthly Reports – December 2014

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Carroll moved that the meeting be adjourned. Member Dougherty seconded the motion. The meeting adjourned at 8:08PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS
Assistant Secretary

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority’s regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority’s offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 7, 2014.

2. By delivering to for filing copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 7, 2014.



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 01-15

RESOLUTION AUTHORIZING PAYMENT OF JANUARY 15 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 \$ 260,471.60

Total Operating Fund Checks and Wire Transfers \$ 380,643.96

GENERAL FUND/SPECIAL ACCOUNT \$ 238,458.92

TOTAL OF JANUARY 2015 LIST OF BILLS \$ 879,574.48

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

WILLIAM J. CONRADI, Chairman

Dated: January 15, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$879,574.48) for payment of the resolution entitled Resolution Authorizing Payment of January 2015 List of Bills in the Authority's 2015 Operating Budget.



JANICE A. CONGLETON, Treasurer

Dated: January 15, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 18, 2014, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: December 18, 2014



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 02-15

RESOLUTION AWARDING A CONTRACT FOR THE PAINTING AND REHABILITATION OF PICATINNY NO. 2 (CONTRACT C-201403)

WHEREAS the Authority has advertised and solicited bids for the project entitled Painting and Rehabilitation of Picatinny No. 2, Morris Plains and Baird Place Water Storage Tank (Contract No. C-201403) on December 30, 2014; and

WHEREAS, five bids were received by the eleven companies who obtained bid packages; and

WHEREAS, the bid specifications were broken down to a single base bid (Picatinny No. 2 Water Storage Tank) with two supplementary bid items (Morris Plains and Baird Place Water Storage Tanks); and

WHEREAS, the totals of the bids submitted, inclusive of the single base bid and the two supplementary bid items, exceeded the \$1,000,000 budgeted for the contract;

WHEREAS, US Tank Painting has been determined to be the lowest qualified bidder in the total amount of \$817,069 for the base bid only of this contract; and

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

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

1. That a contract for the project Painting and Rehabilitation of Picatinny No. 2 (Contract C-201403) be awarded to US Tank Painting in accordance with its base bid submitted on December 30, 2014, in the amount of \$817,069.

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

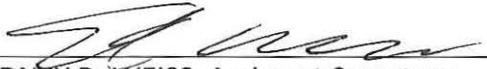
Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

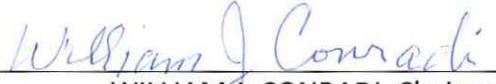
2. That the appropriate officers of the Authority be and they are hereby authorized and directed to execute a contract with regard to said project on behalf of the Authority in the manner provided by law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



WILLIAM J. CONRADI, Chairman

DATED: January 15, 2015

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with US Tank Painting for Painting and Rehabilitation of Picatinny No. 2 Water Storage Tank (C-201403). The total maximum amount of this contract will not exceed \$817,069. This item will be charged to Account No.

02-00-500-364 Capital.



JANICE A. CONGLETON, Treasurer

DATED: January 15, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 18, 2014, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: December 18, 2014



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 03-15

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

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

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

WHEREAS, the vendors listed below have been awarded contracts by the MCCPC for and including the budget year 2015; and

WHEREAS, the Authority wishes to purchase these items listed below from such authorized vendors approved by the MCCPC; and

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

WHEREAS, the Treasurer of the Authority has certified the availability of funds for these contracts in the 2015 Budget;

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the vendors listed below be awarded the contracts set forth below for the budget year 2015:

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CONTRACT	VENDORS	ITEMS	AMOUNT
#5	Tilcon New York	Paving Materials/Crushed Stone, Gravel and Sand	\$30,000
#1	Allied Oil Company Finch Fuel	Unleaded Gasoline	\$110,000
#18	Tree King	Tree Removal	\$6,000
#15-C	Beyer Ford	Utility Vehicles	\$65,000
#13-A	City Fire Equipment	Maintenance Sprinkler System	\$5,500
#16	Office Concepts Staples	Office Supplies and Office Furniture	\$30,000
#12	Finch Fuel Company	Diesel Fuel	\$ 15,000
#17	Seidler Chemical Co.	Chlorine	\$10,000
#28	Garden State Hwy Products	Traffic Cones and Work Zone Signs	\$5,000
#47	Rio Supply HD Waterworks	Water Meters and Parts	\$8,000
#31	Reed & Perrine Sales, Inc.	Calcium Chloride	\$4,000

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



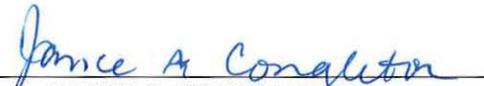
WILLIAM J. CONRADI, Chairman

DATED: January 15, 2015

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the 2015 Budget to purchase work, materials and supplies from the vendors listed below through the Morris County Cooperative Pricing Council in 2015. The contract costs are estimated not to exceed the amounts stated:

CONTRACT	VENDORS	ITEMS	AMOUNT
#5	Tilcon New York	Paving Materials/Crushed Stone, Gravel and Sand	\$30,000
#1	Allied Oil Company Finch Fuel	Unleaded Gasoline	\$110,000
#18	Tree King	Tree Removal	\$6,000
#15-C	Beyer Ford	Utility Vehicles	\$65,000
#13-A	City Fire Equipment	Maintenance Sprinkler System	\$5,500
#16	Office Concepts Staples	Office Supplies and Office Furniture	\$30,000
#12	Finch Fuel Company	Diesel Fuel	\$ 15,000
#17	Seidler Chemical Co.	Chlorine	\$10,000
#28	Garden State Hwy Products	Traffic Cones and Work Zone Signs	\$5,000
#47	Rio Supply HD Waterworks	Water Meters and Parts	\$8,000
#31	Reed & Perrine Sales, Inc.	Calcium Chloride	\$4,000



 JANICE A. CONGLETON, Treasurer

DATED: January 15, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 18, 2014, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: December 18, 2014



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 04-15

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

WHEREAS, the Authority wishes to purchase the items listed below from authorized vendors under the State of New Jersey Cooperative Purchasing Program I-NJCP during the 2015 budget year; and

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

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

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

WHEREAS, the Treasurer of the Authority has certified the availability of funds for these contracts in the 2015 Budget;

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the vendors listed below be awarded the contracts set forth below for the budget year 2015:

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

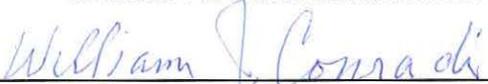
CONTRACT	VENDOR	ITEM	AMOUNT
82528	Bridgestone Tires	Tires	\$ 4,000
70256	Dell Marketing	Computers and Supplies	\$ 10,000
75827 (T0115)	Fischer Scientific	Laboratory Chemicals and Supplies	\$ 8,000
82527	Goodyear Tires	Tires	\$ 4,000
70967 (T-2581)	GovDeals	Internet Auctions	5% of Price
70262	Hewlett Packard	Computer and Server Supplies	\$ 5,000
53090 (T2075)	Kyocera Mita (GE Capital)	Copy Machine Lease, Copies and Supplies	\$ 7,000
75237 (T0200)	Pitney Bowes, Inc.	Mailing System	\$ 4,200
75247 (T0200)	Tempo Systems	Time Clock Hardware and Software	\$ 2,000
80199 (T0142)	Tilcon New York, Inc.	Crushed Stone, Sand and Gravel	\$ 25,000
82583	Verizon Wireless	Wireless Devices and Services	\$ 25,000
85091 (T0983)	Hach Company	Laboratory Chemicals, Supplies and	\$ 25,000

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



WILLIAM J. CONRADI, Chairman

DATED: January 15, 2015

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the 2015 Budget to purchase work, materials and supplies from the vendors listed below through the New Jersey Cooperative Purchasing Program in 2015. The contract costs are estimated not to exceed the amounts stated:

CONTRACT	VENDOR	ITEM	AMOUNT
82528	Bridgestone Tires	Tires	\$ 4,000
70256	Dell Marketing	Computers and Supplies	\$ 10,000
75827 (T0115)	Fischer Scientific	Laboratory Chemicals and Supplies	\$ 8,000
82527	Goodyear Tires	Tires	\$ 4,000
70967 (T-2581)	GovDeals	Internet Auctions	5% of Price
70262	Hewlett Packard	Computer and Server Supplies	\$ 5,000
53090 (T2075)	Kyocera Mita (GE Capital)	Copy Machine Lease, Copies and Supplies	\$ 7,000
75237 (T0200)	Pitney Bowes, Inc.	Mailing System	\$ 4,200
75247 (T0200)	Tempo Systems	Time Clock Hardware and Software	\$ 2,000
80199 (T0142)	Tilcon New York, Inc.	Crushed Stone, Sand and Gravel	\$ 25,000
82583	Verizon Wireless	Wireless Devices and Services	\$ 25,000
85091 (T0983)	Hach Company	Laboratory Chemicals, Supplies and	\$ 25,000

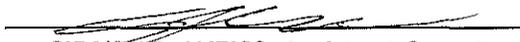


 JANICE A. CONGLETON, Treasurer

DATED: January 15, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 18, 2014, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: December 18, 2014



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 05-15

RESOLUTION APPROVING 2015 INVESTMENT PROGRAM

WHEREAS, the Director of Finance has submitted her recommendations for the Authority's 2015 Investment Program as set forth in a memorandum dated January 9, 2015, a copy of which is annexed hereto as Exhibit "A"; and

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

1. The 2015 Investment Program recommended by the Director of Finance as set forth in the attached memorandum dated January 9, 2015 be and the same is hereby adopted and approved.
2. The Director of Finance is hereby authorized and directed to use the financial institutions set forth in the attached memorandum for investment purposes and to take all appropriate actions with respect thereto.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



WILLIAM J. CONRADI, Chairman

DATED: January 15, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz



MEMORANDUM

TO: SMCMUA Board

FROM: Janice Congleton, Director of Finance

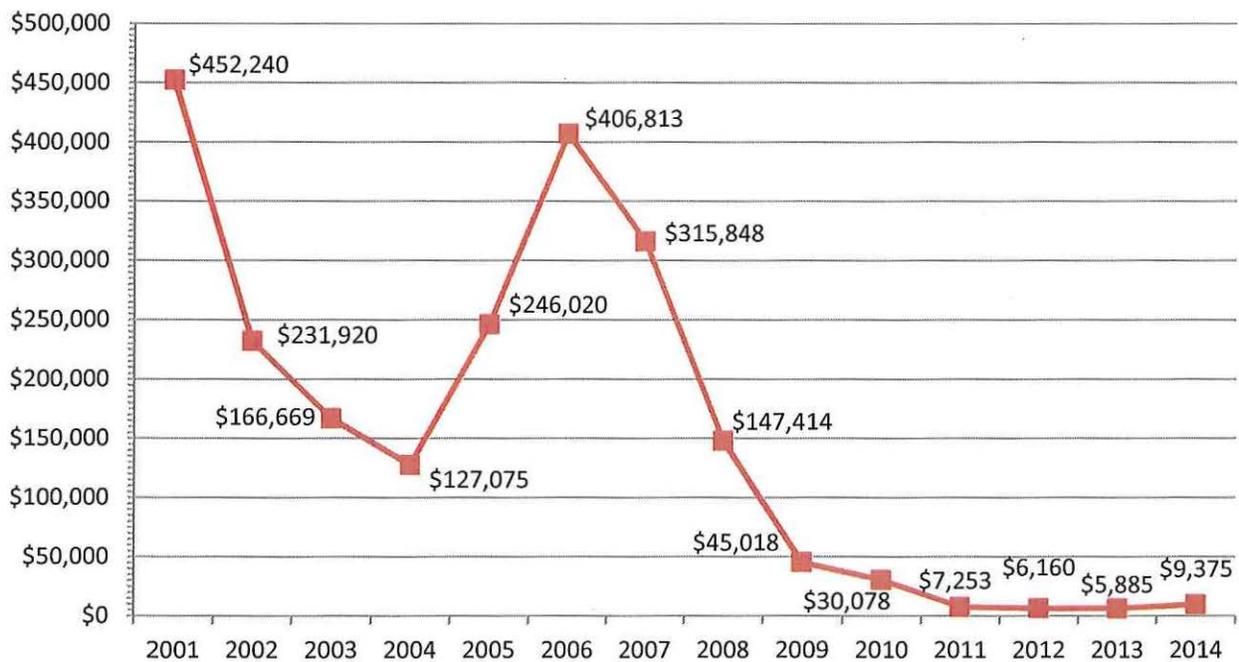
RE: 2015 Investment Program

DATE: January 9, 2015

CC: Laura Cummings, P.E., Executive Director/Chief Engineer

The General Fund monies include the Authority's Capital Budget needs and surplus. In 2014, these monies were on deposit with New Jersey Cash Management Fund, TD Bank General Fund, Provident Bank Money Market Fund and Santander Bank General Fund. The yields for interest continue to be low during the year ranging from 0.00% to 0.03%, Figure 1. Santander Bank offers the best interest rate of 0.03%, so as part of the Authority's investment program, the majority of General Fund monies will be on deposit in this account. The Authority realized approximately \$9,375 in total interest income in 2014, \$3,800 more than realized in 2013.

Figure 1
Interest Revenue 2001 - 2014



GENERAL FUND:

Based on the current yields available from CDs and Money Markets, the General Fund monies were kept in the Santander Bank General Account, Provident Bank Money Market and TD Bank General Checking Account. The balances as of December 31, 2014 after the transfer from the Revenue Trust General Fund are:

Santander Bank General Account	0.03%	\$2,024,506
TD Bank General Checking	0.00%	4,236,264
Provident Bank General Money Market	0.015%	<u>616,331</u>
Total General Fund		\$6,877,101

This includes the \$3,100,000 year end transfer to the TD Bank General Checking Account from the Revenue Trust General Fund as authorized by the Board on December 18, 2014. In January 2015, \$2,500,000 will be transferred to Santander Bank paying .03% and \$1,736,264 will remain in the TD Bank General Checking as a compensating balance to offset banking costs and to pay current capital bills. The total adopted 2015 Capital Budget amount is \$3,095,000.

TRUST FUND:

The monies under the control of the Trustee, TD Bank Wealth Management General Fund (Revenue Trust Fund), are “swept” to the NJ Cash Management Fund on a bi-monthly basis, earning \$1,048 interest in 2014, \$543 less than 2013 earnings.

The Trustee will continue to “sweep” these funds into the NJ Cash Management Fund during 2015. The only alternative to this is TD Bank’s account which is earning 0.0% in the Trust Accounts.

OPERATING FUND:

The Operating/Checking Accounts at TD Bank are earning 0.00%.

CONCLUSION:

New Jersey Statutes Title 40A:5-15.1 regulates the securities which may be purchased by local government agencies. Local units are limited as to the investment instruments and terms. All investments must be covered by Governmental Unit Deposit Protection Act (GUDPA) insurance AND must have terms of 1 year and under. GUDPA protects the deposits of public funds in excess of the FDIC insured limit. This extra “insurance” cost brings the interest rates for government instruments below those seen advertised for the general public and other business investors.

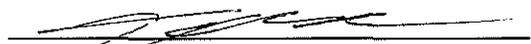
Given this interest rate environment, the overall investment plan for 2015 will be to keep designated general fund monies “liquid”, invested in government approved Money Market Funds and keep overall banking fees as low as possible,. However, short term CD rates will continue to be monitored and, if attractive, available funds will be transferred to these instruments.

For 2015, the following institutions are recommended to be used for investment purposes:

- TD Bank
- Provident Bank
- State of New Jersey Cash Management Fund
- Santander Bank
- Valley National Bank

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 18, 2014, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: December 18, 2014



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 06-15

CORRECTED RESOLUTION REJECTING CERTAIN BID AS NONRESPONSIVE AND AUTHORIZING THE AWARD OF A CONTRACT FOR EXCAVATION SPOILS REMOVAL

WHEREAS, the Authority advertised for public bids pursuant to the Local Public Contracts Law in connection with the removal of excavation spoils; and

WHEREAS, four bids were received on December 12, 2013; and

WHEREAS, the bids were reviewed by the Authority's Superintendent as set forth in a memorandum dated January 16, 2014, a copy of which memorandum is annexed hereto; and

WHEREAS, it was determined that the lowest bid received by Grinnell, in the amount of \$37,875, does not meet the requirements set forth in the bid specifications for the reasons set forth in the attached memorandum; and

WHEREAS, the Authority reserved the right to reject any bids; and

WHEREAS, the Authority's Superintendent recommended that the contract be awarded to Global Development Contractors for its lowest responsive bid of \$41,690 per annum for a two year term; and

WHEREAS, by Resolution adopted on January 16, 2014 (the "2014 Resolution") the Authority rejected the bid of Grinnell and awarded the contract to Global Development Contractors as the lowest responsive bidder; and

WHEREAS, the 2014 Resolution incorrectly stated the term of the contract as for one year instead of two years as set forth in the bidding documents; and

WHEREAS, the Authority wishes to correct the 2014 Resolution to reflect the correct term of two years;

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

WHEREAS, the Treasurer previously certified that funds were available for this award in the 2014 budget and has now certified that funds are available for the second year of the contract term in the 2015 budget recently approved by the Authority;

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the aforesaid Resolution adopted on January 16, 2014 be corrected as follows:

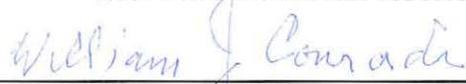
1. That the low bid received by Grinnell, on December 12, 2013 in connection with the removal of excavation spoils is hereby rejected as fatally defective and unresponsive.
2. That the contract be awarded to the second low bidder, Global Development Contractors, for its responsive bid in the amount of \$41,690 per annum for a period of two years.
3. That the Authority's obligations for payment under the contract beyond the first year of the contract term is subject to the availability and appropriation of sufficient funds to meet the extended obligation.
4. That the appropriate officers of the Authority be and they are hereby authorized and directed to execute a contract with regard to said project on behalf of the Authority in the manner provided by law.
5. That the contract be limited to the maximum amount of bid and the term of two years
6. That the January 16, 2014 Resolution as herein corrected be and is hereby ratified and affirmed.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



WILLIAM J. CONRADI, Chairman

DATED: January 15, 2015

TREASURER'S CERTIFICATION

I hereby certify that funds are available in the 2015 Budget for payment of the second year of the contract with Global Development Contractors for Excavation Spoils Removal. The total maximum amount of the second year of this contract will not exceed \$41,690 for 2015.

This item will be charged to Account No. 02-60-400-692 Transmissions



JANICE A. CONGLETON, Treasurer

DATED: January 15, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 18, 2014, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: December 18, 2014

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

FEBRUARY 2, 2015

The Organization Meeting of The Southeast Morris County Municipal Utilities Authority was held on Monday, February 2, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Vice Chairman called the meeting to order at 7:30PM and read the attached statement of Public Notice (Sunshine Law) and caused same to be entered into the minutes of the meeting.

Mr. Weiss explained that due to the inclement weather, some of the Members were participating in the meeting by telephone communication as permitted by Article XI, Section 6b of the Authority's By-laws. He stated such participation was permitted as long as all persons participating are able to hear each other. He asked that each Member, during the roll call, acknowledge whether they were participating in person or by telephone and whether they could hear the Chairman's reading of the Sunshine Law Statement.

ROLL CALL

PRESENT: Vice Chairman Baldassari*; Members Carroll*, Dougherty*, Iannaccone*, Kissil* and Schimpf*

ABSENT: Chairman Conradi and Member Johnson

* These Members participated in the meeting via telephone and acknowledged that they could hear the Vice Chairman and other participants.

OATH OF OFFICE FOR REAPPOINTED MEMBER CARROLL

Mr. Weiss directed the oath of office to Robert Carroll who had been reappointed to the Authority's Board of Members.

ELECTION OF OFFICERS

Vice Chairman Baldassari stated it was the annual organizational meeting of The Southeast Morris County Municipal Utilities Authority.

The next item on the agenda was the election of officers for the current year. Vice Chairman Baldassari stated that the following officers were to be elected to hold office until the next annual meeting and selection of their successors: Chairman, Vice Chairman, Secretary, Assistant Secretary, Treasurer, and Assistant Treasurer.

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority’s regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority’s offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 7, 2014.

2. By delivering to for filing copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 7, 2014.

Member Dougherty nominated Dennis Baldassari for the office of Chairman. Member Iannaccone seconded the nomination. There were no other nominations. Member Baldassari was unanimously elected.

Chairman Baldassari commended Member Conradi for an excellent job as Chairman for 2014 and expressed gratitude for his many years of continued and dedicated service to the Authority.

Chairman Baldassari stated the next office to be filled was Vice Chairman. Chairman Baldassari nominated Sal Iannaccone for the office of Vice Chairman. Member Dougherty seconded the nomination. Member Iannaccone was unanimously elected.

Chairman Baldassari stated the next office to be filled was Secretary. Chairman Baldassari nominated Don Kissil for the office of Secretary. Member Dougherty seconded the nomination. Member Kissil was unanimously elected.

Chairman Baldassari stated the next office to be filled was Treasurer. Chairman Baldassari nominated Janice Congleton for the office of Treasurer. Member Dougherty seconded the nomination. Janice Congleton was unanimously elected.

Chairman Baldassari stated the next office to be filled was Assistant Secretary. Chairman Baldassari nominated Sidney Weiss for the office of Assistant Secretary. Member Carroll seconded the nomination. Sidney Weiss was unanimously elected.

Chairman Baldassari stated the next office to be filled was Assistant Treasurer. Member Dougherty nominated Laura Cummings for the office of Assistant Treasurer. Member Iannaccone seconded the nomination. Laura Cummings was unanimously elected.

REORGANIZATION RESOLUTIONS

The Chairman stated the next item on the agenda was the consideration of the annual organization resolutions required by the Public Meetings Law and Mr. Weiss explained the resolutions.

1. DESIGNATION OF OFFICIAL NEWSPAPER

Member Kissil offered the following Resolution:

RESOLUTION NO. 07-15

DESIGNATION OF OFFICIAL NEWSPAPER

“COPY ANNEXED”

Member Dougherty seconded the motion which was unanimously adopted.

2. DESIGNATION OF NEWSPAPERS TO RECEIVE NOTICES PURSUANT TO OPEN PUBLIC MEETINGS LAW

Member Dougherty offered the following Resolution:

RESOLUTION NO. 08-15

DESIGNATION OF NEWSPAPERS TO RECEIVE NOTICES PURSUANT TO OPEN PUBLIC MEETINGS LAW

“COPY ANNEXED”

Chairman Baldassari seconded the motion which was unanimously adopted.

3. APPROVAL OF SCHEDULE OF MEETINGS

Member Dougherty offered the following Resolution:

RESOLUTION NO. 09-15

APPROVAL OF SCHEDULE OF MEETINGS

“COPY ANNEXED”

Member Kissil seconded the motion which was unanimously adopted.

4. ESTABLISHMENT OF COMMITTEES

Mr. Weiss reported that the By-Laws of the Authority provide for the appointment of special committees and in accordance with the past practice has prepared a resolution establishing these committees. Member Dougherty offered the following Resolution:

RESOLUTION NO. 10-15

ESTABLISHMENT OF COMMITTEES

“COPY ANNEXED”

Member Iannaccone seconded the motion which was unanimously adopted.

The Chairman appointed the following members to these Committees:

ENGINEERING COMMITTEE:
William Conradi, Chairman
Saverio Iannaccone
Alan Johnson

FINANCE COMMITTEE:
Alan Johnson, Chairman
Donald Kissil
Adolf Schimpf

PERSONNEL COMMITTEE:
Robert Carroll, Chairman
Mary Dougherty
Saverio Iannaccone

5. APPROVE BANKING RESOLUTIONS

Member Iannaccone offered the following Resolution:

RESOLUTION NO. 11-15

APPROVE BANKING RESOLUTIONS

“COPY ANNEXED”

Member Dougherty seconded the motion which was unanimously adopted.

Mr. Weiss indicated that the next matters involved selection of consultants and that all of the consultants had provided the documentation required by Pay to Play and other applicable State laws and regulations and that the Treasurer had certified that funds were available in the 2015 Budget.

6. SELECTION OF GENERAL COUNSEL FOR 2015

The Board reviewed a proposal for professional services from Sidney D. Weiss, Esq., for the year 2015. Member Dougherty offered the following Resolution:

RESOLUTION NO. 12-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT
WITH SIDNEY D. WEISS, ESQ., AS GENERAL COUNSEL

“COPY ANNEXED”

Member Iannaccone seconded the motion which was unanimously adopted.

7. SELECTION OF CONSULTING ENGINEER FOR 2015

The Board reviewed a proposal for professional services from Hatch Mott MacDonald for the year 2015. Member Dougherty offered the following Resolution:

RESOLUTION NO. 13-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT
WITH HATCH MOTT MACDONALD AS CONSULTING ENGINEERS

“COPY ANNEXED”

Member Iannaccone seconded the motion which was unanimously adopted.

8. SELECTION OF ACCOUNTANT-AUDITOR FOR YEAR ENDED 2014

The Board reviewed a proposal for professional services from Nisivoccia, L.L.P., for the year ended 2014. Member Dougherty offered the following Resolution:

RESOLUTION NO. 14-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT
WITH NISIVOCCIA, L.L.P. AS ACCOUNTANT-AUDITOR

“COPY ANNEXED”

Member Iannaccone seconded the motion which was unanimously adopted.

MOTION APPROVING MINUTES OF JANUARY 15, 2015

Copies of the minutes of the meeting held on January 15, 2015, were distributed to the members prior to the meeting for review and comment. Member Iannaccone moved that the minutes be adopted as presented. Member Dougherty seconded the motion which was duly adopted by the remaining members present.

OTHER BUSINESS

A. Resolution Approving Revised Practice and Procedure for Emergency Purchases and Contracts

Mr. Weiss stated that revisions needed to be made to the Authority’s practice and procedure for emergency purchases and contracts. The Board reviewed a copy of the proposed revised language. Member Dougherty offered the following resolution:

RESOLUTION NO. 15-15

RESOLUTION APPROVING REVISED PRACTICE AND PROCEDURE
FOR EMERGENCY PURCHASES AND CONTRACTS

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Carroll, Dougherty, Iannaccone, Kissil and Schimpf

NOES: None

REPORTS

Copies of the following reports were distributed to the Members for review and comment:

- A. 2014 Annual Report of the Consulting Engineer
- B. 2014 Formal Inspection Report of the Clyde Potts Reservoir Dam

Chairman Baldassari requested that the Members be given additional time to review and discuss the reports and that their comments and questions be held for a future meeting. Member Iannaccone requested that the Engineering Committee review the reports at a meeting to be scheduled after his return from Florida. Ms. Cummings agreed that the opportunity would be provided as requested.

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Dougherty moved that the meeting be adjourned and Member Iannaccone seconded the motion. The meeting adjourned at 8:00 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS
Assistant Secretary



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 07-15

RESOLUTION DESIGNATING OFFICIAL NEWSPAPER

BE IT RESOLVED that the Daily Record be designated as the Official Newspaper of The Southeast Morris County Municipal Utilities Authority for publication and notice requirements.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

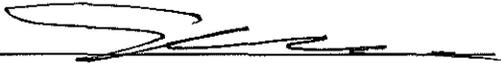
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Monday, February 2, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: February 2, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 08-15

RESOLUTION DESIGNATING NEWSPAPERS TO RECEIVE NOTICES
PURSUANT TO OPEN PUBLIC MEETINGS LAW

BE IT RESOLVED that the Daily Record, the Star Ledger and the Morris News Bee and such other newspapers published within the territory served by the Authority as the Chairman may from time to time designate, be designated as the newspapers to receive notices pursuant to the provisions of the "Open Public Meetings Law", P.L. 1975, c. 231.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Monday, February 2, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: February 2, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 09-15

APPROVAL OF SCHEDULE OF MEETINGS

BE IT RESOLVED that the schedule of regular meetings presented to the Members and annexed hereto, be approved; and the Secretary be authorized and directed to post, file and deliver notice of such schedule as required by and pursuant to the provisions of the Open Public Meetings Law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973/326-6880 • FAX 973/326-9521

ANNUAL NOTICE

SCHEDULE OF MEETINGS

Pursuant to P.L. 1975, c. 231, Section 13, known as the "Open Public Meetings Act", The Southeast Morris County Municipal Utilities Authority gives notice that it will hold regular meetings on the dates listed.

2015

February		19
March	12	26
April	16	23
May	7	21
June	4	18
July	2	16
August	6	20
September	3	17
October	1	22
November	5	12
December	3	17

2016

January	7	21
February	1 (Mon)	(Organization Meeting)

All meetings will be held at the Authority's offices, 19 Saddle Road, Cedar Knolls (Hanover Township), New Jersey 07927, at 7:30PM, except as indicated above or unless notice is given to the contrary.

DATED: February 2, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Monday, February 2, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: February 2, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 10-15

RESOLUTION ESTABLISHING COMMITTEES

BE IT RESOLVED that pursuant to the By-Laws of the Authority, there be established the following special committees, each to consist of three members to be appointed by the Chairman of this Authority.

Engineering Committee
Finance Committee
Personnel Committee

The Chairman appointed the following members to these Committees:

ENGINEERING COMMITTEE:

William Conradi, Chairman
Saverio Iannaccone
Alan Johnson

FINANCE COMMITTEE:

Alan Johnson, Chairman
Donald Kissil
Adolf Schimpf

PERSONNEL COMMITTEE:

Robert Carroll, Chairman
Mary Dougherty
Saverio Iannaccone

ATTEST:

SIDNEY D. WEISS, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Monday, February 2, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: February 2, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 11-15

RESOLUTION APPROVING BANKING RESOLUTION

RESOLVED, that the attached Depository and Signing Resolution and/or Authorization for TD Bank, Provident Bank and Santander Bank, be and the same are hereby approved and adopted.

AND BE IT FURTHER RESOLVED, that the appropriate officers of the Authority be and are hereby authorized and directed to execute and deliver any and all documents implementing the above authorization.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

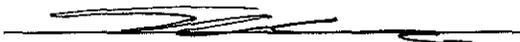
Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Monday, February 2, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: February 2, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 12-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT FOR LEGAL SERVICES WITH SIDNEY D. WEISS, ESQ., AS GENERAL COUNSEL

WHEREAS, the Authority has a need for professional legal services to assist it in fulfilling its statutory and contractual obligations; and

WHEREAS, Sidney D. Weiss, Esq., has submitted a proposal to serve as General Counsel to the Authority for a period of one (1) year at an annual fee of \$119,600 plus expenses as set forth in a proposed Professional Services Contract for Legal Services dated as of February 2, 2015, a copy of which is annexed hereto as Exhibit "A"; 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, Sidney D. Weiss, Esq., has completed and submitted Business Entity Disclosure Certifications which certify that he has not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit him from making any reportable contributions through the term of the contract; and

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

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

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;

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

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

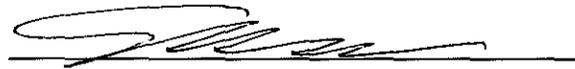
Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

1. That Sidney D. Weiss, Esq., be and is hereby retained as General Counsel to The Southeast Morris County Municipal Utilities Authority to render necessary legal services and advice, as outlined in the Professional Services Contract dated as of February 2, 2015, annexed hereto and made a part hereof;
2. The proper officers of the Authority be and they are hereby authorized to execute the annexed Agreement upon the part of the Authority in the manner prescribed by law;
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 and the contract herein approved shall be filed in the office of the Secretary of the Authority 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:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

Exhibit "A"

PROFESSIONAL SERVICE CONTRACT FOR LEGAL SERVICES

This Agreement made as of this 2nd day of February, 2015 by and between THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY, a body corporate and politic of the State of New Jersey have its principal office at 19 Saddle Road, Cedar Knolls, New Jersey 07927 (the "Authority") and SIDNEY D. WEISS, ESQ., residing at 84 Washington Avenue, Morristown, New Jersey 07960 ("Attorney").

WITNESSETH

RECITALS

- A. The Authority is a municipal utilities authority organized and existing pursuant to the Municipal and County Utilities Authority Law, N.J.S.A. 48:14B-1 et. seq. (the "Act");
- B. Attorney is an attorney at law of the State of New Jersey who has served as attorney and legal adviser to the Authority since its inception in 1977; and
- C. The Authority wishes to retain the services of Attorney as its General Counsel on the terms and conditions hereinafter set forth and Attorney is willing to accept such position on such terms and conditions.

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

1. Position; Title. Attorney is hereby retained as General Counsel for and during the term of this Agreement and any extensions of this Agreement.

2. Services. As General Counsel, Attorney shall provide such legal services as may reasonably be requested by the Executive Director and/or the Members of the Authority. Such services shall consist of attendance at all regular meetings, executive sessions and committee meetings of the Members; preparing and reviewing resolutions; reviewing minutes, reports and correspondence submitted at meetings. In addition, Attorney shall provide other legal services involving interpretation of the Act and other laws and regulations affecting the operation and business of the Authority; labor matters; construction contracts; capital improvement projects; rate revisions and annual connection fee adjustments; acquisition of easements and rights of way;

real property transactions; contractor and customer disputes; oversee litigation, financing and other matters referred to outside counsel; assist in strategic planning for the Authority; and provide general legal advice and services incidental to the above (“Basic Scope of Service”).

3. Compensation; Expenses.

(a) For the foregoing services, Authority shall pay to Attorney a base annual fee of \$119,600 (“Basic Fee”) payable in equal monthly installments on or before the last day of each month during the term of this Agreement; or in such other installments as the parties may agree upon. Such Basic Fee shall be adjusted by the Authority retroactively to February 1, 2015 at the time the Authority adjusts compensation of its regular management employees for 2015.

(b) In addition to the Basic Fee, Attorney shall receive an allowance of \$100.00 per month towards the expense of operating and insuring a motor vehicle on Authority business.

(c) The Authority shall further reimburse Attorney for other reasonable expenses incurred by Attorney on behalf of the Authority subject to submission by Attorney of reasonable substantiation and documentation of such expenses.

4. Availability.

(a) Attorney shall hold himself available to render the services described above for approximately 80 to 100 hours per month (the “Basic Time Parameters”) on days and times reasonably acceptable to the Executive Director and/or the Members. Attorney shall also hold himself available for periods in excess of the Basic Time Parameters and/or for extra-ordinary services beyond the Basic Scope of Services described in Section 2 subject to payment of additional compensation to be agreed upon by and mutually acceptable to the Authority and Attorney. Nothing herein shall require the Authority to retain the services of Attorney beyond the Basic Scope of Services or Basic Time Parameters referred to above.

(b) Attorney shall devote such time and attention and give his best efforts as may be reasonably required to perform the services of General Counsel as set forth in this Agreement; provided, however, that Attorney shall be excused from providing such services during periods of temporary incapacity and reasonable vacation periods without thereby in any way affecting the compensation to be paid hereunder.

(c) Attorney shall be entitled to engage in other activities and represent other clients provided such activities or representation does not conflict or unreasonably interfere with the performance of the services to be provided and time and availability to be expended under this Agreement.

5. Facilities.

(a) The Authority will provide, at Authority expense, a reasonably suitable office to Attorney at its Headquarters Facility at 19 Saddle Road, Cedar Knolls, New Jersey (the “Primary Office”). Attorney shall provide the services to be performed under this Agreement

primarily at the Primary Office but may also provide such services at his home or other locations as he may reasonably determine to be appropriate. Attorney shall advise the Executive Director, or her designee, whenever services are to be performed outside the Primary Office.

(b) The Authority will also provide, at no expense to Attorney, non-exclusive part time secretarial assistance for use by Attorney on Authority business; and where deemed necessary or appropriate by Attorney and the Executive Director, outside temporary secretarial or clerical assistance to perform the services required by this Agreement.

6. Term; Termination. The term of this Agreement shall be for a period of one year commencing February 1, 2015 and terminating January 31, 2016. Either party shall have the right to terminate this Agreement at the end of the initial term or at any time thereafter upon not less than sixty (60) days written notice of any such termination by the terminating party. This Agreement may also be terminated by the Authority for "cause". For purposes of this section "cause" shall mean (i) death or permanent disability; (ii) loss or suspension of Attorney's license to practice law; (iii) fraud, theft, embezzlement or misappropriation of Authority or customer funds; (iv) conviction of a crime of moral turpitude or (v) habitual failure to perform the services required by this Agreement after due notice and an opportunity to cure.

7. Independent Contractor. In the performance of his services under this Agreement it is mutually understood and agreed that Attorney is and at all times shall be an independent contractor and not an employee of the Authority. The Authority shall have no right to direct the time, manner or method by which Attorney shall provide the services to be provided pursuant to this Agreement other than as expressly set forth herein. Attorney shall be responsible, as an independent contractor, for making all payments, declarations and filings with local, state and federal taxing and other governmental authorities with respect to the compensation and fees to be paid pursuant to this Agreement.

8. MISCELLANEOUS PROVISIONS:

(a) Entire Agreement. This Agreement sets forth the entire agreement and understanding of the parties and shall not be modified in any manner except by an instrument in writing executed by the parties. This Agreement supersedes all prior agreements between the parties pertaining to the subject matter.

(b) Waivers. The failure of either party to insist upon strict adherence to any term, covenant or condition of this Agreement on any occasion shall not be considered a waiver or relinquishment of any right of such party or parties to insist upon strict performance of that term, covenant or condition, or any other term, covenant or condition, of this Agreement at any time thereafter.

(c) Headings. The caption headings in this Agreement are solely for convenience or reference and shall not affect its interpretation.

(d) Notices. Notices required or permitted to be given under this Agreement

shall be in writing and shall be sent by certified mail, return receipt requested, by hand delivery or by a nationally recognized overnight delivery service. All notices shall be sent to the addresses of the parties first above written, or to such other address as the parties may from time to time designate in writing, and shall be deemed given when sent.

(e) Binding Effect; Assignment. This Agreement shall be binding upon the parties and their respective heirs, executors, administrators, successors or assigns. However, it is understood and agreed that this Agreement is for the personal services of Attorney and that neither party shall assign this Agreement without the express prior written consent of the other party except that Attorney shall be permitted to assign this Agreement to a professional service corporation, law firm or other entity of which he is a principal owner or shareholder and for which he shall be primarily responsible for performing the services to be provided hereunder.

(f) Severability. If any provision of this Agreement shall be declared invalid or illegal for any reason whatsoever, then notwithstanding such invalidity or illegality, the remaining terms and provisions of this Agreement shall remain in full force and effect in the same manner as if the invalid or illegal provision had not been contained herein.

(g) Governing Law. This Agreement shall be interpreted in accordance with, and the rights of the parties hereto shall be determined by, the laws of the State of New Jersey.

(h) Professional Service Contract. This is a professional service contract awarded without competitive bidding pursuant to the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

SEE ADDENDUM ANNEXED HERETO AND MADE A PART HEREOF.

The parties have executed this Agreement as of the 2nd day of February, 2015.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

DONALD KISSIL, Secretary

DENNIS BALDASSARI, Chairman

WITNESS:

ALEXIS BOZZA

SIDNEY D. WEISS, ESQ., Attorney

NOTICE OF AWARD OF PROFESSIONAL SERVICE CONTRACT

Public Notice is hereby given that on February 2, 2015, The Southeast Morris County Municipal Utilities Authority adopted a Resolution authorizing execution of Professional Service Contract with Sidney D. Weiss, Esq., as General Counsel. The contract is for professional legal services to be performed over a period of one year at a cost to the Authority estimated not to exceed \$119,600 as more particularly set forth in the aforesaid Resolution, copies of which are on file and available for public inspection in the office of the Authority, 19 Saddle Road, Cedar Knolls, New Jersey, and in the respective offices of the Clerks of the Township of Morris, the Township of Hanover, the Town of Morristown and the Borough of Morris Plains.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$119,600) for payment of professional service contract with Sidney D. Weiss to serve as General Counsel for professional legal services to assist it in fulfilling its statutory and contractual obligations. This item will be charged to Account No. 02-10-450-602 Legal.

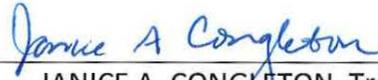


JANICE A. CONGLETON, Treasurer

DATED: February 2, 2015

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

The undersigned hereby certifies that the estimated amount of the contract to be awarded to Sidney D. Weiss for professional legal services to assist it in fulfilling its statutory and contractual obligations exceeds \$17,500.

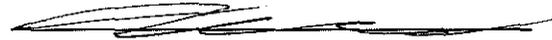


JANICE A. CONGLETON, Treasurer

Dated: February 2, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Monday, February 2, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: February 2, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 13-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT FOR CONSULTING ENGINEERING WITH HATCH MOTT MACDONALD

WHEREAS, the Authority has a need for non-exclusive professional consulting engineering services to assist it in fulfilling its statutory and contractual obligations; and

WHEREAS, Hatch Mott MacDonald has submitted a proposal dated January 8, 2015 for the providing of such services at an estimated maximum amount of \$20,000, a copy of which is annexed hereto as Exhibit "A"; 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, Hatch Mott MacDonald has completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

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

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

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;

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

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

1. That Hatch Mott MacDonald be and is hereby retained as consulting engineers to The Southeast Morris County Municipal Utilities Authority until February 1, 2016 and appointment of their successor, to render necessary consulting engineering services, as outlined in the agreement annexed hereto and made a part hereof; and
2. The services shall be provided on a non-exclusive basis as requested by the Authority from time to time during the term of the annexed agreement; and
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 the Authority 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:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: February 2, 2015



**Hatch Mott
MacDonald**

111 Wood Avenue South
Iselin, NJ 08830-4112
T 973-379-3400

January 8, 2015

Ms. Laura Cummings, PE
Executive Director/Chief Engineer
Southeast Morris County Municipal Utilities Authority
19 Saddle Road
Cedar Knolls, New Jersey 07927

**Re: Southeast Morris County Municipal Utilities Authority
Proposal for Consulting Engineering Services for 2015**

Dear Ms. Cummings:

In accordance with your request for proposal, we are pleased to submit the following proposal to provide General Engineering Services to the Authority in 2015.

As Consulting Engineers to the Authority since 1977, Hatch Mott MacDonald (HMM) has performed general engineering consultation as well as detailed design and construction management tasks for the Authority. Over this period of time, HMM has developed a comprehensive and detailed understanding of the Authority's water system and operations and has been able to provide the Authority with a recommended improvement program, which has been undertaken in stages to reach its current level of service.

As consultants over the years, HMM has also worked closely with the Authority's management and operating staff, which has resulted in an effective management partnership. As General Consultant, we would continue to work closely with the Executive Director and operations staff to provide technical advice on operational, engineering, and construction related issues. As General Consultant, HMM would provide a level of assurance to the Authority that the facilities are being operated and upgraded in a cost-effective manner.

As consultants, the firm can provide more than ample resources to adequately meet any short-term surges in the Authority's workload. The multi-disciplinary nature of the firm, and our close proximity to the Authority, assures that when problems arise requiring expertise in a certain area, generally, that expertise can be found within the firm and delivered in an efficient and timely manner.

The depth of resources and wealth of expertise of HMM can be of great benefit to the Authority, not only with respect to specific assigned tasks, but also as a resource for the individuals who will serve as General Consulting Engineer. Staff that has provided Consulting Engineering Services in the past would continue to provide these services in 2015. James J. Poirier, PE, Executive Vice President will serve as HMM Principal-in-Charge and representative at special meetings and in communication with the Authority. Carol Walczyk, PE, Vice President will serve as the designated Engineering Representative to the Authority and the primary point of contact for day-to-day general engineering assistance.



HMM offers the Authority the following benefits:

- An experienced and capable individual to serve as Principal-in-Charge (James J. Poirier, PE). As Manager of HMM's Water/Wastewater Division, Mr. Poirier has the Authority to commit the resources of the firm to successfully meet the needs of the Authority. Mr. Poirier is also extremely familiar with the Authority's facilities, having work on a wide range of Authority projects since 1979.
- An experienced and capable project management team who have worked together for more than 25 years and successfully completed numerous projects for the Authority. In addition to the principals named herein, we also have an extensive group of support staff that would be available to meet any needs the Authority may have. Mr. Earl Schneider, PE, as Head of HMM's Asset Management Group, has worked closely with the Authority in developing its WaterCAD hydraulic model and current GIS database. Mr. Schneider has also been responsible for the detailed design and construction of a wide range of projects for the Authority over the past 25 years. Ms. Walczyk has worked on a number of projects for the Authority, including preparation of the 2014 water storage tank rehabilitation and inspection bid documents and 2014 Annual Inspection Report, and also has extensive experience in regulatory compliance such as the development of risk management plans and sampling and testing programs.
- A proven track record representing New Jersey municipal utilities and water authorities. HMM currently serves as the named Authority Engineer for many New Jersey utility authorities.
- HMM also provides water utility engineering services to many large investor owned utilities including American Water Works Service Company, New Jersey American Water, Aqua NJ, United Water, and Middlesex Water Company, to name a few.
- HMM has specialized water treatment and transmission facilities design capacities and significant experience in the design of a wide range of rehabilitation techniques for process components and large diameter transmission mains.
- Experience in dealing with regulatory agencies such as the New Jersey Department of Environmental Protection; Army Corps of Engineers; FEMA; USEPA; etc.
- Financial management capabilities, including experience working with Authority budgets and rate schedules, experience in dealing with bond counsel, and capabilities in obtaining financial assistance with agencies such as the New Jersey Drinking Water State Revolving Fund Program.
- Size of firm and depth of resources to provide full service capabilities if needed in areas such as underground storage tank management, wetlands

evaluation, instrumentation and control services, and other environmental services.

- Location of key project personnel in our Iselin, New Jersey headquarters, and with numerous staff who live in the Authority's service area ensuring rapid response to the needs of the Authority.
- HMM is also extremely familiar with the operations of many larger water purveyors throughout the State, and in particular in northern New Jersey. We have extensive "hands-on" design experience with the supply and transmission systems of the Morris County MUA, Passaic Valley Water Commission; New Jersey American Water and many of the municipal purveyors interconnected with the Authority's distribution system. This experience will continue to add significant value in assisting the Authority in understanding and managing any integration scenarios amongst major water purveyors in the region.

As General Consultant, HMM would provide the following services:

▪ **Task 1 – Attend Board Meetings or Standing Committee Meetings as requested**

As General Consultant, we would attend the Authority's monthly meetings when requested by the Executive Director/Chief Engineer, or regularly at the option of the Authority. We would be available to answer questions the Authority may have at these meetings. We would also be available at that time to provide general consulting services to the Executive Director/Chief Engineer and Board on various water related topics.

For Standing Committee meetings, we would be available to answer technical questions raised by the management and operations staff concerning the operations and maintenance of the facilities. Following the meeting, we would be available to review operational problems that may have occurred since the previous meeting. We would also be available to provide advice or assistance to the Authority on capital improvements and routine repairs to the facilities that may be requested or recommended by various operations staff. These services may include additional technical experts to address AutoCAD, GIS, SCADA electrical, structural or other civil and environmental issues that may arise.

▪ **Task 2 – Provide Specific Engineering Consulting Services**

Since technical issues will arise from time to time, HMM will be available to undertake specific engineering assignments as requested and directed by the Executive Director/Chief Engineer or other authorized representative of the Authority. These services may include a wide range of engineering tasks or projects to assist the Authority in implementing capital improvements outlined in the Master Plan; assistance with the development of Contract Documents for the Authority's annual water utility improvement program; and assistance with construction and maintenance projects deemed necessary by the Executive Director/Chief Engineer. Assignments under this Task

would be undertaken on a "Task Order" basis. Based upon information to be provided by the Authority, HMM will prepare a written scope of work and budget and implementation schedule and submit same for review and approval by the Authority. A written "Task Order" will be prepared for execution by the Executive Director/Chief Engineer authorizing the assignment. All work under this task would be completed within the not-to-exceed budget amount, unless written approval is obtained from the Authority to amend said amount.

▪ **Task 3 – Prepare an Annual Inspection Report**

In accordance with the Authority's Bond Resolution, the facilities and operations of the Authority will be inspected and evaluated in the latter part of the year by HMM. A summary Report will then be prepared presenting the findings and recommendations for improving facilities, maintenance operations and equipment repairs. The report will be submitted in draft form for the Authority's review and comment. 15 bound copies of the final report will be submitted.

HMM will provide General Engineering Consulting Services including: attend monthly Board Meetings and/or Standing Committee as requested by the Executive Director/Chief Engineer, and providing consulting services to Authority staff on various technical issues which arise during the month (Task 1); provide "specific" technical consulting services (Task 2); and undertaking the noted annual inspection of the Authority's Facilities and preparation of an annual summary report (Task 3), in accordance with the RFP.

Tasks 1 and 2 services would be billed on a reimbursable basis based upon actual hours applied and our prevailing rate schedule (with the exception of Mr. Poirier and Mr. Schneider's time, which would be capped at \$195/hour), for budget amounts not-to-exceed \$5,000 and \$10,000, respectively, as outlined in the RFP. These services would also be provided on a Task Order basis or project estimate basis, when requested by the Authority. We have included herewith HMM's 2015 Rate Schedule for your reference. Eligible expenses associated with these tasks would be billed at actual cost.

Task 3 services (Annual Inspection and Report preparation) would be undertaken for the lump sum amount of \$5,000.

With respect to other engineering services as may be required and authorized by the Authority, Hatch Mott MacDonald would provide such services on a reimbursable basis in accordance with the enclosed rate schedule, or on a Task Order/competitive cost proposal basis, when requested by the Authority.

We further agree that the provisions of the Master Agreement for Consulting Engineering Services between the Authority and HMM's predecessor, Elson T. Killam Associates, Inc., dated October 25, 1977 (the "1977 Agreement"), shall, to the extent not inconsistent with the provisions of this proposal, be incorporated herein by reference; and that this proposal with the incorporation of such provisions



Hatch Mott
MacDonald

shall supersede the said 1977 Agreement and be the operative agreement between HMM and the Authority from the date of its acceptance by the Authority.

Please be advised that Hatch Mott MacDonald accepts the Mandatory Affirmative Action Language outlined in P.L. 1975, C. 127 (N.J.A.C. 17:27). Attached hereto is a copy of Hatch Mott MacDonald's Certificate of Employee Information Report issued by the State Treasurer.

We have also included herewith completed Business Entity Disclosure Certification forms; Business Registration Certificate; New Jersey Employee Information Report and the requested Pay-to-Play forms.

We are prepared to undertake this work upon your authorization and look forward to our continued association with the Authority.

Very truly yours,

Hatch Mott MacDonald

A handwritten signature in blue ink, appearing to read "James J. Poirier".

James J. Poirier, PE
Executive Vice President
T 973.912.2524 F 973.376.1072
james.poirier@hatchmott.com

Enclosures

Principals / Principal Project Managers / Principal Engineers.....	\$165.00 to \$235.00
Sr. Project Engineer / Sr. Project Architect / Sr. Project Manager /	
Sr. Project Geologist / Sr. Project Scientist	\$120.00 to \$191.00
Sr. Specialist V / Sr. Designer V	\$ 98.00 to \$171.00
Sr. Inspector IV/V / Sr. Surveyor IV/V	\$ 81.00 to \$165.00
Project Engineer / Project Architect / Project Manager	\$104.00 to \$181.00
Project Geologist / Project Scientist.	\$ 92.00 to \$163.00
Engineer III/IV / Architect III/IV.	\$ 78.00 to \$159.00
Specialist III/IV / Designer III/IV.....	\$ 63.00 to \$148.00
Scientist III/IV / Geologist III/IV.	\$ 68.00 to \$125.00
Engineer I/II / Architect I/II	\$ 70.00 to \$111.00
Scientist I/II / Geologist I/II.....	\$ 52.00 to \$ 85.00
Inspector III / Surveyor III / Specialist I/II	\$ 65.00 to \$110.00
Assistant Surveyor I/II / Assistant Inspector I/II	\$ 58.00 to \$ 81.00
Technicians	\$ 37.00 to \$ 88.00
Administration / Project Support	\$ 45.00 to \$115.00

* Hourly rates for special consultations and services in conjunction with litigation are available on request.

EXPENSES

Personal Auto / Company Auto	\$0.56 ¹ / mile
Company Vans / Company Pick-Up	\$0.65 / mile
Photocopies & Offset Reproduction	Variable
UPS / Federal Express /Postage /Messenger Service.....	Variable
Subcontractors (including Contract Laboratory).....	Direct + 15%
Mobile Devices	Variable
Field Equipment.....	Variable
Travel / Lodging Per Diem	As Incurred

¹per IRS standard mileage rate (rate as of January 1, 2014 is shown – subject to change)

Invoices are payable within 30 days of invoice date.
 Delinquent bills are subject to finance charges of 1.5% per month.
 The client shall pay attorney fees, court costs, and related expenses incurred in the collection of delinquent accounts.

NOTICE OF AWARD OF PROFESSIONAL SERVICE CONTRACT

Public Notice is hereby given that on February 2, 2015, The Southeast Morris County Municipal Utilities Authority adopted a Resolution authorizing execution of Professional Service Contract with Hatch Mott MacDonald as Consulting Engineers. The contract is for professional engineering services to be performed over a period of one year at a cost to the Authority estimated not to exceed \$20,000 as more particularly set forth in the aforesaid Resolution, copies of which are on file and available for public inspection in the office of the Authority, 19 Saddle Road, Cedar Knolls, New Jersey, and in the respective offices of the Clerks of the Township of Morris, the Township of Hanover, the Town of Morristown and the Borough of Morris Plains.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$20,000) for payment of a professional service contract with Hatch Mott MacDonald for non-exclusive professional consulting engineering services to assist it in fulfilling its statutory and contractual obligations. This item will be charged to Account No. 02-10-400-601 Engineering

Janice A. Congleton
JANICE A. CONGLETON, Treasurer

DATED: February 2, 2015

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

The undersigned hereby certifies that the estimated amount of the contract to be awarded to Hatch Mott MacDonald for non-exclusive professional consulting engineering services to assist it in fulfilling its statutory and contractual obligations exceeds \$17,500.



JANICE A. CONGLETON, Treasurer

Dated: February 2, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Monday, February 2, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: February 2, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 14-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT FOR ACCOUNTING-AUDITING SERVICES WITH NISIVOC CIA, L.L.P.

WHEREAS, the Authority has a need for professional accounting-auditing services to assist it in fulfilling its statutory and contractual obligations; and

WHEREAS, requests for proposals were issued to five firms, of which four firms submitted proposals; and

WHEREAS, Nisivoccia, L.L.P., has submitted the lowest proposal dated January 15, 2015, for the providing of such services at an estimated maximum amount of \$28,500 for auditing and examining the Authority's financial statements as of December 31, 2014 and related services, a copy of which proposal is annexed hereto as Exhibit "A"; 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, Nisivoccia, L.L.P., has completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

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

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

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:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

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

1. That Nisivoccia, L.L.P., be and is hereby retained as accountants-auditors to The Southeast Morris County Municipal Utilities Authority for the year ending December 31, 2014, and appointment of their successor, to render necessary accounting-auditing services and advice, as outlined in the letter-agreement annexed hereto as Exhibit "A" and made a part hereof;
2. The proper officers of the Authority be and they are hereby authorized to execute the annexed letter agreement on the part of the Authority in the manner prescribed by law;
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 the Authority 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:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

Exhibit "A"



Mount Arlington Corporate Center
200 Valley Road, Suite 300
Mt. Arlington, NJ 07856
973-328-1825 | 973-328-0507 Fax
Lawrence Business Center
11 Lawrence Road
Newton, NJ 07860
973-383-6699 | 973-383-6555

January 15, 2015

The Honorable Chairman and Members of
the Authority Board
Southeast Morris County Municipal Utilities Authority
19 Saddle Road
Cedar Knolls, NJ 07927

We are pleased to confirm our understanding of the services we are to provide the Southeast Morris County Municipal Utilities Authority ("the Authority") for the year ended December 31, 2015. We will audit the financial statements – *regulatory basis* - of the various funds of the Southeast Morris County Municipal Utilities Authority, including the related notes to the financial statements, as of and for the years ended December 31, 2014 and 2013.

We have also been engaged to report on supplementary information that accompanies the Southeast Morris County Municipal Utilities Authority's *regulatory basis* financial statements. We will subject the following supplementary information to the auditing procedures applied in our audit of the *regulatory basis* financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the various funds financial statements or to the various funds financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America and we will provide an opinion on it in relation to the *regulatory basis* financial statements as a whole:

- 1) Schedules of expenditures of federal and state awards.
- 2) Supplementary Data Schedules

Audit Objectives

The objective of our audit is the expression of opinions as to whether your financial statements – *regulatory basis* - are fairly presented, in all material respects, in conformity with accounting practices prescribed or permitted by the Department of Community Affairs, Division of Local Government Services, State of New Jersey (the "Division") and to report on the fairness of the supplementary information referred to in the second paragraph when considered in relation to the *regulatory basis* financial statements as a whole.

The objective also includes reporting on —

- Internal control related to the *regulatory basis* financial statements and compliance with the provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a material effect on the *regulatory basis* financial statements in accordance with *Government Auditing Standards*.

The Honorable Chairman and Members of
the Authority Board
Southeast Morris County Municipal Utilities Authority
Page 2
January 15, 2015

- Internal control related to major programs and an opinion (or disclaimer of opinion) on compliance with laws, regulations, and the provisions of contracts or grant agreements that could have a direct and material effect on each major program in accordance with the Single Audit Act Amendments of 1996, OMB Circular A-133, *Audits of States, Local Governments, and Non-Profit Organizations* and New Jersey's OMB Circular 04-04, *Single Audit Policy for Recipients of Federal Grants, State Grants, and State Aid*.

The *Government Auditing Standards* report on internal control over financial reporting and on compliance and other matters will include a paragraph that states that the purpose of the report is solely to (1) describe the scope of testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance, and (2) that the report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance.

The OMB Circular A-133 and NJ OMB 04-04 report on internal control over compliance will include a paragraph that states that the purpose of the report on internal control over compliance is solely to describe the scope of testing of internal control over compliance and the results of that testing based on the requirements of OMB Circular A-133 and NJ OMB 04-04. Both reports will state that the report is not suitable for any other purpose.

Our audit will be conducted in accordance with auditing standards generally accepted in the United States of America; the standards for financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; the Single Audit Act Amendments of 1996; and the provisions of OMB Circular A-133 and NJ OMB 04-04, and will include tests of accounting records, a determination of major program(s) in accordance with OMB Circular A-133 and NJ OMB 04-04, and other procedures we consider necessary to enable us to express such opinions. We will issue written reports upon completion of our single audit. Our reports will be addressed to the Honorable Chairman and Members of the Authority Board. We cannot provide assurance that unmodified opinions will be expressed. Circumstances may arise in which it is necessary for us to modify our opinions or add emphasis-of-matter or other-matter paragraphs. If our opinions on the *regulatory basis* financial statements or the Single Audit compliance opinions are other than unmodified, we will discuss the reasons with you in advance. If circumstances occur related to the condition of your records, the availability of sufficient, appropriate audit evidence, or the existence of a significant risk of material misstatement of the *regulatory basis* financial statements caused by error, fraudulent financial reporting, or misappropriation of assets, which in our professional judgment prevent us from completing the audit or forming an opinion on the *regulatory basis* financial statements, we retain the right to take any course of action permitted by professional standards, including declining to express an opinion or issue a report, or withdrawing from the engagement.

Management Responsibilities

Management is responsible for the *regulatory basis* financial statements, schedules of expenditures of federal and state awards, and all accompanying information as well as all representations contained therein. Management is also responsible for identifying all federal and state awards received and understanding and complying with the compliance requirements, and for preparation of the schedules of expenditures of federal and state awards (including notes and noncash assistance) in accordance with the requirements of OMB

Circular A-133. In addition, we will assist with preparation of your *regulatory basis* financial statements, schedules of expenditures of federal and state awards, and related notes. These nonaudit services do not constitute an audit under *Government Auditing Standards* and such services will not be conducted in accordance with *Government Auditing Standards*. You agree to assume all management responsibilities relating to the *regulatory basis* financial statements, schedules of expenditures of federal and state awards, and related notes and any other nonaudit services we provide. You will be required to acknowledge in the written representation letter our assistance with preparation of the *regulatory basis* financial statements and schedules of expenditures of federal and state awards and related notes and that you have reviewed and approved the *regulatory basis* financial statements, schedules of expenditures of federal and state awards, and related notes prior to their issuance and have accepted responsibility for them. Further, you agree to oversee the nonaudit services by designating an individual, preferably from senior management, with suitable skill, knowledge, or experience; evaluate the adequacy and results of those services; and accept responsibility for them. We understand that you have designated the Director of Finance, Janice Congleton, to be responsible and accountable for overseeing our services.

Management is responsible for (1) establishing and maintaining effective internal controls, including internal controls over compliance, and for evaluating and monitoring ongoing activities to help ensure that appropriate goals and objectives are met; (2) following laws and regulations; (3) ensuring that there is reasonable assurance that government programs are administered in compliance with compliance requirements; and (4) ensuring the management and financial information is reliable and properly reported. Management is also responsible for implementing systems designed to achieve compliance with applicable laws, regulations, contracts, and grant agreements. You are also responsible for the selection and application of accounting principles/practices; for the preparation and fair presentation of the *regulatory basis* financial statements in conformity with accounting practices prescribed or permitted by the Department of Community Affairs, Division of Local Government Services, State of New Jersey (the "Division"); and for compliance with applicable laws and regulations and the provisions of contracts and grant agreements.

You are responsible for including all informative disclosures that are appropriate for the *regulatory basis* financial statements prepared in conformity with accounting practices prescribed or permitted by the Division. Those disclosures will include (1) a description of the accounting policies of the Authority which conform to the accounting practices applicable to municipalities which have been prescribed or permitted by the Division, including a summary of significant accounting policies, and how this basis of accounting differs from GAAP; (2) informative disclosures similar to those required by GAAP; and (3) additional disclosures beyond those specifically required that may be necessary for the *regulatory basis* financial statements to achieve fair presentation.

Management is also responsible for making all financial records and related information available to us and for the accuracy and completeness of that information. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the *regulatory basis* financial statements, (2) additional information that we may request for the purpose of the audit, and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence.

Your responsibilities also include identifying significant vendor relationships in which the vendor has responsibility for program compliance and for the accuracy and completeness of that information. Your responsibilities include adjusting the *regulatory basis* financial statements to correct material misstatements

and confirming to us in the written representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the *regulatory basis* financial statements taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, grantors, regulators, or others. In addition, you are responsible for identifying and ensuring that the entity complies with applicable laws, regulations, contracts, agreements, and grants. Management is also responsible for taking timely and appropriate steps to remedy fraud and noncompliance with provision of laws, regulations, contracts, and grant agreements, or abuse that we report. Additionally, as required by OMB Circular A-133 and NJ OMB 04-04, it is management's responsibility to follow up and take corrective action on reported audit findings and to prepare a summary schedule of prior audit findings and a corrective action plan.

You are responsible for preparation of the schedule of expenditures of state and federal awards in conformity with OMB Circular A-133 and NJ OMB 04-04. You agree to include our report on the schedule of expenditures of state and federal awards in any document that contains and indicates that we have reported on the schedule of expenditures of federal awards. You also agree to include the audited financial statements with any presentation of the schedules of expenditures of federal and state awards that includes our report thereon OR make the audited financial statements readily available to intended users of the schedule of expenditures of federal awards no later than the date the schedule of expenditures of state and federal awards is issued with our report thereon OR make the audited financial statements readily available to intended users of the schedules of expenditures of federal and state awards no later than the date the schedules of expenditures of federal and state awards is issued with our report thereon. Your responsibilities include acknowledging to us in the written representation letter that (1) you are responsible for presentation of the schedules of expenditures of federal and state awards in accordance with OMB Circular A-133 and NJ OMB 04-04; (2) you believe the schedules of expenditures of federal and state awards, including its form and content, are fairly presented in accordance with OMB Circular A-133 and NJ OMB 04-04; (3) the methods of measurement or presentation have not changed from those used in the prior period (or, if they have changed, the reasons for such changes); and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the schedules of expenditures of federal and state awards.

You are also responsible for the preparation of the other supplementary information, which we have been engaged to report on, in conformity with accounting practices prescribed or permitted by the Division. You agree to include our report on the supplementary information in any document that contains, and indicates that we have reported on, the supplementary information. You also agree to include the audited *regulatory basis* financial statements with any presentation of the supplementary information that includes our report thereon OR make the audited *regulatory basis* financial statements readily available to users of the supplementary information no later than the date the supplementary information is issued with our report thereon. Your responsibilities include acknowledging to us in the written representation letter that (1) you are responsible for presentation of the supplementary information in accordance with accounting practices prescribed or permitted by the Division; (2) you believe the supplementary information, including its form

and content, is fairly presented in accordance with accounting practices prescribed or permitted by the Division; (3) the methods of measurement or presentation have not changed from those used in the prior period (or, if they have changed, the reasons for such changes); and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the supplementary information.

Management is responsible for establishing and maintaining a process for tracking the status of audit findings and recommendations. Management is also responsible for identifying for us previous financial audits, attestation engagements, performance audits, or other studies related to the objectives discussed in the Audit Objectives section of this letter. This responsibility includes relaying to us corrective actions taken to address significant findings and recommendations resulting from those audits, attestation engagements, performance audits, or studies. You are also responsible for providing management's views on our current findings, conclusions, and recommendations, as well as your planned corrective actions, for the report, and for the timing and format for providing that information.

With regard to using the auditors' report, you understand that you must obtain our prior written consent to reproduce or use our report in bond offering official statements or other documents. With regard to the electronic dissemination of audited *regulatory basis* financial statements, including *regulatory basis* financial statements published electronically on your website, you understand that electronic sites are a means to distribute information and, therefore, we are not required to read the information contained in these sites or to consider the consistency of other information in the electronic site with the original document.

Audit Procedures—General

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the *regulatory basis* financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the *regulatory basis* financial statements. We will plan and perform the audit to obtain reasonable rather than absolute assurance about whether the *regulatory basis* financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the entity or to acts by management or employees acting on behalf of the entity. Because the determination of abuse is subjective, *Government Auditing Standards* do not expect auditors to provide reasonable assurance of detecting abuse.

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements or noncompliance may exist and not be detected by us, even though the audit is properly planned and performed in accordance with U.S. generally accepted auditing standards and *Government Auditing Standards*. In addition, an audit is not designed to detect immaterial misstatements or violations of laws or governmental regulations that do not have a direct and material effect on the *regulatory basis* financial statements or major programs. However, we will inform the appropriate level of management of any material errors, any fraudulent financial reporting, or misappropriation of assets that come to our attention. We will also inform the appropriate level of management of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential, and of any material

abuse that comes to our attention. We will include such matters in the reports required for a Single Audit. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts, and direct confirmation of receivables and certain other assets and liabilities by correspondence with selected individuals, funding sources, creditors, and financial institutions. We will request written representations from your attorneys as part of the engagement, and they may bill you for responding to this inquiry. At the conclusion of our audit, we will require certain written representations from you about your responsibilities for the *regulatory basis* financial statements; schedules of expenditures of federal and state awards; federal and state award programs; compliance with laws, regulations, contracts, and grant agreements; and other responsibilities required by generally accepted auditing standards.

Audit Procedures—Internal Controls

Our audit will include obtaining an understanding of the entity and its environment, including internal control, sufficient to assess the risks of material misstatement of the *regulatory basis* financial statements and to design the nature, timing, and extent of further audit procedures. Tests of controls may be performed to test the effectiveness of certain controls that we consider relevant to preventing and detecting errors and fraud that are material to the *regulatory basis* financial statements and to preventing and detecting misstatements resulting from illegal acts and other noncompliance matters that have a direct and material effect on the *regulatory basis* financial statements. Our tests, if performed, will be less in scope than would be necessary to render an opinion on internal control and, accordingly, no opinion will be expressed in our report on internal control issued pursuant to *Government Auditing Standards*.

As required by OMB Circular A-133, we will perform tests of controls over compliance to evaluate the effectiveness of the design and operation of controls that we consider relevant to preventing or detecting material noncompliance with compliance requirements applicable to each major federal and state award program. However, our tests will be less in scope than would be necessary to render an opinion on those controls and, accordingly, no opinion will be expressed in our report on internal control issued pursuant to OMB Circular A-133.

An audit is not designed to provide assurance on internal control or to identify significant deficiencies or material weaknesses. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards, *Government Auditing Standards*, OMB Circular A-133 and NJ OMB 04-04.

Audit Procedures—Compliance

As part of obtaining reasonable assurance about whether the *regulatory basis* financial statements are free of material misstatement, we will perform tests of the Southeast Morris County Municipal Utilities Authority's compliance with provisions of applicable laws, regulations, contracts, and agreements, including grant agreements. However, the objective of those procedures will not be to provide an opinion on overall compliance and we will not express such an opinion in our report on compliance issued pursuant to *Government Auditing Standards*.

The Honorable Chairman and Members of
the Authority Board
Southeast Morris County Municipal Utilities Authority
Page 7
January 15, 2015

OMB Circular A-133 and NJOMB 04-04 require that we also plan and perform the audit to obtain reasonable assurance about whether the auditee has complied with applicable laws and regulations and the provisions of contracts and grant agreements applicable to major programs. Our procedures will consist of tests of transactions and other applicable procedures described in the *OMB Circular A-133 Compliance Supplement* and the *State Aid/Grant Compliance Supplement* for the types of compliance requirements that could have a direct and material effect on each of Southeast Morris County Municipal Utilities Authority's major programs. The purpose of these procedures will be to express an opinion on Southeast Morris County Municipal Utilities Authority's compliance with requirements applicable to each of its major programs in our report on compliance issued pursuant to OMB Circular A-133 and NJ OMB 04-04.

Engagement Administration, Fees, and Other

You may request that we perform additional services not addressed in this engagement letter. If this occurs, we will communicate with you regarding the scope of the additional services and the estimated fees. We also may issue a separate engagement letter covering the additional services. In the absence of any other written communication from us documenting such additional services, our services will continue to be governed by the terms of this engagement letter. We will not proceed with any additional services without prior written authorization from the MUA's Executive Director.

We understand that your employees will prepare all cash, accounts receivable, or other confirmations we request and will locate any documents selected by us for testing.

At the conclusion of the engagement, we will complete the appropriate sections of the Data Collection Form, if applicable, that summarizes our audit findings. It is management's responsibility to submit the reporting package (including *regulatory basis* financial statements, schedule of expenditures of federal awards, summary schedule of prior audit findings, auditors' reports, and corrective action plan) along with the Data Collection Form to the federal audit clearinghouse. We will coordinate with you the electronic submission and certification. If applicable, we will provide copies of our report for you to include with the reporting package you will submit to pass-through entities. The Data Collection Form and the reporting package must be submitted within the earlier of 30 days after receipt of the auditors' reports or nine months after the end of the audit period, unless a longer period is agreed to in advance by the cognizant or oversight agency for audits.

We will provide copies of our reports to the Southeast Morris County Municipal Utilities Authority and the Division; however, management is responsible for distribution of the reports and the *regulatory basis* financial statements to any other required parties. Unless restricted by law or regulation, or containing privileged and confidential information, copies of our reports are to be made available for public inspection.

The audit documentation for this engagement is the property of Nisivoccia, LLP and constitutes confidential information. However, subject to applicable laws and regulations, audit documentation and appropriate individuals will be made available upon request and in a timely manner to a Cognizant or Oversight Agency for Audit or its designee, a federal or state agency providing direct or indirect funding, or the U.S. Government Accountability Office for purposes of a quality review of the audit, to resolve audit findings, or to carry out oversight responsibilities. We will notify you of any such request. If requested, access to such audit documentation will be provided under the supervision of Nisivoccia, LLP personnel. Furthermore, upon request, we may provide copies of selected audit documentation to the aforementioned parties. These

The Honorable Chairman and Members of
the Authority Board
Southeast Morris County Municipal Utilities Authority
Page 8
January 15, 2015

parties may intend, or decide, to distribute the copies or information contained therein to others, including other governmental agencies.

The audit documentation for this engagement will be retained for a minimum of five years after the report release date or for any additional period requested by the a Cognizant Agency, Oversight Agency for Audit, or Pass-through Entity. If we are aware that a federal or state awarding agency, pass-through entity, or auditee is contesting an audit finding, we will contact the party(ies) contesting the audit finding for guidance prior to destroying the audit documentation.

We expect to issue our reports no later than April 30, 2015. Kathryn L. Mantell is the engagement partner and is responsible for supervising the engagement and signing the reports. Our fee for performance of the audit will be \$28,500. Our fee includes performance of the audit, preliminary review of the Authority's operating and capital budgets prior to submission to the State (in accordance with LFB and DLGS regulations), assistance with the requirements imposed by GASB #34, and completion deadlines as outlined in the "RFP" and at the end of this section of our proposal. Our fee also includes normal correspondence, phone calls and questions. We encourage continuous communication with our client's financial administration throughout the year in order to be kept apprised of any potential problem situations and to hopefully attempt to minimize or correct them on a timely basis. We believe this open communication enhances our ability to perform a quality audit and minimize year-end audit findings.

Our firm is committed to providing our clients with personal services. Although we have the resources and capabilities of a larger firm, we choose to operate like a small firm. Our staff is diversified in experience and is closely supervised by the engagement partner (both onsite and offsite) in the performance of their duties. We are confident that we have the resources available to best serve your needs.

The performance of the audit will be scheduled in advance with the Director of Finance based upon the Authority's projection of their readiness for audit. We will schedule interim procedures prior to the final audit fieldwork which would include planning the audit, reading minutes, testing internal controls and other procedures. We anticipate that the balance of the audit will take approximately one week to perform. We expect that the entire staff assigned to your audit, staff accountants and the in-charge accountant, will be on site for a majority of the time. The engagement partner will be in contact both on and off site during the engagement.

We will conduct an exit conference with the Director of Finance and Executive Director prior to delivery of the draft audit which will occur approximately three weeks after our last day of field work for review by the Authority's Board Finance Committee. We will meet with the Authority Board's Finance Committee to discuss the audit and any findings and/or recommendations and meet with the full Authority Board, if desired. Additionally, we will work together with your staff in order to deliver the draft audit no later than April 10, 2015, meet and discuss the draft audit with the Authority Board's Finance Committee during the week of April 13, 2015, and present the audit to the full Authority Board at a public meeting on April 23, 2015, if desired. We feel that we will have no internal constraints in meeting the specified deadlines and will assist your staff in meeting them as well (by streamlining our requests for information and performing the audit in an extremely organized fashion).

Our invoices for these fees will be rendered each month as work progresses and are payable on presentation. In accordance with our firm policies, work may be suspended if your account becomes 120 days or more overdue and may not be resumed until your account is paid in full. If we elect to terminate our services for nonpayment, our engagement will be deemed to have been completed upon written notification of

The Honorable Chairman and Members of
the Authority Board
Southeast Morris County Municipal Utilities Authority
Page 9
January 15, 2015

termination, even if we have not completed our report(s). You will be obligated to compensate us for all time expended and to reimburse us for all out-of-pocket costs through the date of termination. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs.

Our fees for additional services you may request would be billed at our standard hourly rates (which vary according to the degree of responsibility involved and the experience level of the personnel assigned to your audit) which are as follows:

Partner/Principal	\$150-\$175
Manager/Supervisor	\$135-\$145
Senior (In-Charge) Accountants	\$115-\$130
Staff Accountants	\$95-\$110

Other Matters:

Nisivoccia, LLP will not act as dissemination agent for the Southeast Morris County Municipal Utilities Authority in connection with the Southeast Morris County Municipal Utilities Authority's obligations, if any, to provide secondary market disclosure. Our work to prepare secondary market disclosure documents shall consist of and be limited to (1) distribution of the Southeast Morris County Municipal Utilities Authority's audited *regulatory basis* financial statements to the Southeast Morris County Municipal Utilities Authority or its designated dissemination agent in an electronic format that complies with the requirements of the Municipal Securities Rulemaking Board's Electronic Municipal Market Access Data Port, and (2) preparation of certain operating data, customarily consisting of the financial information, readily available in the *regulatory basis* financial statements of the Authority, contained in Appendix A to an Official Statement, and distribution of that data to the Southeast Morris County Municipal Utilities Authority or its designated dissemination agent in an electronic format that complies with the requirements of the Municipal Securities Rulemaking Board's Electronic Municipal Market Access Data Port. The Southeast Morris County Municipal Utilities Authority, or its designated dissemination agent, shall remain responsible for filing required secondary market disclosure information and "material event" notices in accordance with any prior undertakings, and Nisivoccia, LLP shall not have any responsibility nor liability for the failure of the Southeast Morris County Municipal Utilities Authority, or its designated dissemination agent, to comply with the Southeast Morris County Municipal Utilities Authority's secondary market disclosure undertakings.

With regard to the electronic dissemination of audited *regulatory basis* financial statements, including *regulatory basis* financial statements published electronically on your website and on the **Municipal Securities Rulemaking Board's Electronic Municipal Market Access Data Port**, you understand that electronic sites are a means to distribute information and, therefore, we are not required to read the information contained in these sites or to consider the consistency of other information in the electronic site with the original document.

MSRB Municipal Advisor Rule:

On September 18, 2013, the Securities and Exchange Commission (the "SEC") adopted a rule requiring that "municipal advisors" register with the Securities and Exchange Commission. A "municipal advisor" is

someone that "provides advice to or on behalf of a municipal entity with respect to municipal financial products or the issuance of municipal securities, including advice with respect to the structure, timing, terms, and other similar matters concerning such financial products or issues[.]" Nisivoccia, LLP is not a registered Municipal Advisor and is not subject to the fiduciary duty established in Section 15B(c)(1) of the Exchange Act with respect to the municipal financial product or issuance of municipal securities. Accordingly, pursuant to the new Municipal Advisor rule and absent the available exception to the rule discussed below, Nisivoccia, LLP cannot provide the Southeast Morris County Municipal Utilities Authority with advice or recommendations regarding the issuance of municipal securities.

Under the Municipal Advisor rule, the Southeast Morris County Municipal Utilities Authority may continue to receive advice from its auditor, bond counsel and other professionals, provided both the Southeast Morris County Municipal Utilities Authority and the professional satisfy the "Issuer Has Hired an Independent Municipal Advisor Exemption". First, as municipal issuer, the Southeast Morris County Municipal Utilities Authority needs to have (i) engaged an independent registered municipal advisor and (ii) made such engagement known in writing to the person seeking to rely on the exemption and/or post this declaration on the Southeast Morris County Municipal Utilities Authority's web site. Second, the person relying on this exemption, such as us, your bond counsel and others, must:

1. obtain a written representation from the Southeast Morris County Municipal Utilities Authority that it is represented by, and will rely on the advice of, an independent registered municipal advisor. The written representation from the Southeast Morris County Municipal Utilities Authority may be a declaration posted on the Southeast Morris County Municipal Utilities Authority's web site as long as the posting states that the representation is intended to establish the independent municipal advisor exemption pursuant to the Municipal Advisor rule;
2. provide written disclosure to the Southeast Morris County Municipal Utilities Authority and its independent registered municipal advisor that, by obtaining such representation from the Southeast Morris County Municipal Utilities Authority, the firm is not a municipal advisor and is not subject to the fiduciary duty established in Section 15B(c)(1) of the Exchange Act with respect to the municipal financial product or issuance of municipal securities; and
3. provide the written disclosure described above at a time and in a manner reasonably designed to allow the Southeast Morris County Municipal Utilities Authority to assess the material incentives and conflicts of interest that such person may have in connection with the municipal advisory activities.

If the Southeast Morris County Municipal Utilities Authority has engaged the services of a registered Municipal Advisor, we encourage you to notify us in accordance with paragraph 1 above. We have already provided to you in this letter the disclosure contained in paragraph 2 above, which we trust is being provided to you in the time and manner set forth in paragraph 3 above. If the Southeast Morris County Municipal Utilities Authority has not engaged the services of a registered Municipal Advisor, or has, but has not satisfied the requirements of the "Issuer Has Hired an Independent Municipal Advisor Exemption", then any services performed by us in connection with the issuance of municipal securities shall be performed pursuant to the Statements on Standards for Attestation Engagements and related Attestation Interpretations as issued by the American Institute of Certified Public Accountants, then currently in effect.

The Honorable Chairman and Members of
the Authority Board
Southeast Morris County Municipal Utilities Authority
Page 11
January 15, 2015

We appreciate the opportunity to be of service to Southeast Morris County Municipal Utilities Authority and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Government Auditing Standards require that we provide you with a copy of our most recent external peer review report and any letter of comment, and any subsequent peer review reports and letters of comment received during the period of the contract. Our 2011 peer review report is included with this letter.

Very truly yours,

NISIVOCCIA, LLP


Kathryn L. Mantell, Partner

RESPONSE:

This letter correctly sets forth the understanding of the Southeast Morris County Municipal Utilities Authority.

By: _____

Title: _____

Date: _____



Malin, Bergquist & Company, LLP
CERTIFIED PUBLIC ACCOUNTANTS & BUSINESS ADVISORS

System Review Report

December 9, 2011

To the Partners
Nisivoccia LLP
and the Peer Review Committee of the New Jersey Society of CPAs

We have reviewed the system of quality control for the accounting and auditing practice of Nisivoccia LLP (the firm) in effect for the year ended June 30, 2011. Our peer review was conducted in accordance with the Standards for Performing and Reporting on Peer Reviews established by the Peer Review Board of the American Institute of Certified Public Accountants. The firm is responsible for designing a system of quality control and complying with it to provide the firm with reasonable assurance of performing and reporting in conformity with applicable professional standards in all material respects. Our responsibility is to express an opinion on the design of the system of quality control and the firm's compliance therewith based on our review. The nature, objectives, scope, limitations of, and the procedures performed in a System Review are described in the standards at www.aicpa.org/prsummary.

As required by the standards, engagements selected for review included engagements performed under *Government Auditing Standards* and audits of employee benefit plans.

In our opinion, the system of quality control for the accounting and auditing practice of Nisivoccia LLP in effect for the year ended June 30, 2011, has been suitably designed and complied with to provide the firm with reasonable assurance of performing and reporting in conformity with applicable professional standards in all material respects. Firms can receive a rating of *pass*, *pass with deficiency(ies)* or *fail*. Nisivoccia LLP has received a peer review rating of *pass*.

Malin, Bergquist & Company, LLP

Erie, Pennsylvania

NOTICE OF AWARD OF PROFESSIONAL SERVICE CONTRACT

Public Notice is hereby given that on February 2, 2015, The Southeast Morris County Municipal Utilities Authority adopted a Resolution authorizing execution of Professional Service Contract with Nisivoccia, L.L.P., as Accountants-Auditors. The contract is for professional accounting/auditing services to be performed over a period of one year at a cost to the Authority estimated not to exceed \$28,500 as more particularly set forth in the aforesaid Resolution, copies of which are on file and available for public inspection in the office of the Authority, 19 Saddle Road, Cedar Knolls, New Jersey, and in the respective offices of the Clerks of the Township of Morris, the Township of Hanover, the Town of Morristown and the Borough of Morris Plains.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$28,500) for payment of a professional service contract with Nisivoccia, LLP, for professional accounting-auditing services to assist it in fulfilling its statutory and contractual obligations. This item will be charged to Account No. 02-30-400-613 Auditing

Janice A Congleton
JANICE A. CONGLETON, Treasurer

DATED: February 2, 2015

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

The undersigned hereby certifies that the estimated amount of the contract to be awarded to Nisivoccia, LLP, for professional accounting-auditing services to assist it in fulfilling its statutory and contractual obligations exceeds \$17,500.

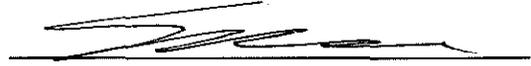


JANICE A. CONGLETON, Treasurer

Dated: February 2, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Monday, February 2, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: February 2, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 15-15

RESOLUTION APPROVING REVISED PRACTICE AND PROCEDURE FOR EMERGENCY PURCHASES AND CONTRACTS

WHEREAS, the Authority wishes to revise and update its practice and procedure for emergency purchases and contracts; and

WHEREAS, a copy of the proposed revised practice and procedure is annexed hereto as Exhibit "A".

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the proposed revised Practice and Procedure for Emergency Purchases and Contracts annexed hereto as Exhibit "A" be and the same is hereby accepted and approved.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

DATED: February 2, 2015

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

PRACTICE AND PROCEDURE FOR EMERGENCY PURCHASES AND CONTRACTS

1. In the event of an emergency affecting the public health, safety or welfare, requiring the immediate delivery of materials or supplies or performance of services, the Authority may contract for the providing of such materials, supplies or services at a cost in excess of \$2,500 the bidding threshold at the time provided pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (the "LPCL Bidding Threshold"), without public bidding, under the following procedure:
 - a. The precise nature of the emergency and the type of materials, supplies or services required to resolve the emergency shall have first been ascertained by the Superintendent.
 - b. The Superintendent shall have contacted potential provider(s) of the needed materials, supplies or services to determine the costs of procuring same and their availability for immediate delivery or performance. Whenever practicable, at least three providers should be contacted by the Superintendent.
 - c. Whenever practicable, the Executive Director or the Superintendent should telephone the Chairman or Vice Chairman (or if they are not available, another Member of the Authority) and counsel to the Authority for advice and guidance.
 - d. A written requisition for the goods or services, describing the nature of the emergency, the time of its occurrence and the need for invoking emergency procedures, certified by the Superintendent or such other employee as may be authorized to act in place of said Superintendent, shall be filed with the Executive Director.
 - e. The Executive Director shall then determine whether sufficient time exists in order to present the matter to a meeting of the Members before proceeding.
 - (1) If the nature of the emergency is such that sufficient time is not available, the Executive Director is authorized to award a contract for the immediate provision of such work, materials, supplies or services, notwithstanding the fact that the cost may exceed \$2,500the LPCL Bidding Threshold. In making this determination the Executive Director shall take into account issues of price, availability, speed in resolving the emergency, qualifications of the provider and such other relevant factors as may exist in each particular case.

- (2) If the Executive Director shall determine that sufficient time exists to present the matter to a meeting of the Members before proceeding, the Executive Director shall prepare and certify a written request for presentation at that meeting requesting that the award be made without competitive bidding as an emergency contract. The request shall contain the information hereinafter set forth in section 1f of this practice.
 - f. In any event, the Executive Director shall prepare a report to the Members setting forth all relevant facts pertaining to the award or proposed award, including a description of the nature of the emergency and the type of emergency work, materials, supplies or services required to meet the emergency, the time of its occurrence, the need for invoking emergency procedures, the provider(s) contacted and the quotes (written or verbal) procured from such provider(s), and any other relevant facts which may exist under the circumstances. A copy of the written requisition referred to in section 1d shall be attached to the report. If Member approval or ratification is sought, the report shall contain an appropriate request to that effect.
2. Upon the furnishing of such work or labor, materials, supplies or services, in accordance with the terms of any contract or agreement authorized as herein provided, the contractor furnishing such work or labor, materials, supplies or services shall be entitled to be paid ~~therefor~~ for same and the Authority shall be obligated for said payment. The Members shall take such action as shall be required to provide for the payment of the contract price.
 3. The duties and responsibilities of the Executive Director under this practice shall be discharged, in the Executive Director's absence, by the Director of Finance as acting deputy-in-charge.

Requisition for Emergency Purchase of Goods for Services ~~In Excess of \$2500.00~~ Without Public Bidding

To: Executive Director

1. On _____, 20___, an emergency, affecting the public health, safety and/or welfare and requiring immediate action occurred as follows:

2. The goods and/or services necessary to meet the emergency are:

3. The reasons for invoking emergency purchasing procedures are:

4. The [actual/estimated] cost of the goods and/or services is \$_____.

I certify the above statements to be true:

Superintendent

Dated: _____

The foregoing requisition is hereby:

Approved ()

Denied ()

Action deferred pending presentation to Members ()

Executive Director

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Monday, February 2, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: February 2, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

FEBRUARY 19, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority was held on Thursday, February 19, 2015, at 7:30PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30PM and read the attached statement of Public Notice (Sunshine Law) and caused same to be entered into the minutes of the meeting.

OATH OF OFFICE FOR REAPPOINTED MEMBER DOUGHERTY

Mr. Weiss directed the oath of office to Mary Dougherty who had been reappointed to the Authority's Board of Members.

ROLL CALL

PRESENT: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone*, Johnson and Schimpf*

ABSENT: Members Carroll and Kissil

* Participated in meeting via telephone and acknowledged that they could hear the Chairman and other participants.

MOTION APPROVING MINUTES OF FEBRUARY 2, 2015

Copies of the minutes of the meeting held on February 2, 2015, were distributed to the members prior to the meeting for review and comment. Member Dougherty moved that the minutes be adopted as presented. Member Conradi abstained. Member Johnson seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

ABSTAINS: Member Conradi

RESOLUTION – APPROVAL OF FEBRUARY LIST OF BILLS

Copies of the bill list for February were distributed to the members prior to the meeting for comment and approval. Member Dougherty moved to approve the list of bills and offered the following resolution:

RESOLUTION NO. 16-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR FEBRUARY 2015

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

OTHER BUSINESS

A. Resolution Authorizing Closed Session Discussion

Chairman Baldassari stated that the following Agenda item may be held in closed session pursuant to the exceptions set forth in the Open Public Meetings Law:

1. Report of the Personnel Committee
 - a. Compensation of management personnel and General Counsel

The Chairman then moved the following resolution:

RESOLUTION NO. 17-15

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSION

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

[CLOSED SESSION MEETING FOLLOWED]

[RESUMPTION OF PUBLIC MEETING]

B. Resolution Approving Salary Compensation for Management Personnel and General Counsel for 2015

Following the Report of the Personnel Committee and discussions held in Closed Session, the Board reviewed a draft resolution authorizing salary increases for specific management employees and General Counsel for 2015. The Personnel Committee recommended the authorization of the salary

increases as outlined in the proposed resolution. Member Baldassari pointed out that the effective date of the increases is retroactive to January 1, 2015. Member Dougherty offered the following resolution:

RESOLUTION NO. 18-15

RESOLUTION APPROVING SALARY COMPENSATION FOR MANAGEMENT PERSONNEL AND GENERAL COUNSEL FOR 2015

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer Monthly Report – January 2015
- B. Superintendent Monthly Report – January 2015
- C. Information Technology Monthly Report – January 2015
- D. Finance Department Monthly Reports – January 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Conradi moved that the meeting be adjourned. Member Dougherty seconded the motion. The meeting adjourned at 8:00PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS
Assistant Secretary

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority's regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority's offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 4, 2015.

2. By delivering to, for filing, copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 4, 2015.



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 16-15

RESOLUTION AUTHORIZING PAYMENT OF FEBRUARY 2015 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 \$ 267,481.95

Total Operating Fund Checks and Wire Transfers \$ 587,611.44

GENERAL FUND/SPECIAL ACCOUNT \$ 41,372.00

TOTAL OF FEBRUARY 2015 LIST OF BILLS \$ 896,465.39

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

Dated: February 19, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$896,465.39) for payment of the resolution entitled Resolution Authorizing Payment of February 2015 List of Bills in the Authority's 2015 Operating Budget.



JANICE A. CONGLETON, Treasurer

Dated: February 19, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, February 19, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: February 19, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 17-15

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSIONS

RESOLVED that discussion of:

1. Report of the Personnel Committee

a) Compensation of management personnel and General Counsel

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

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

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

DATED: February 19, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, February 19, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: February 19, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 18-15

RESOLUTION APPROVING SALARY COMPENSATION FOR MANAGEMENT PERSONNEL AND GENERAL COUNSEL FOR 2015

WHEREAS, the Personnel Committee has reviewed the recommendations of the Executive Director, and the Policy of the Authority regarding salary increases for management personnel and General Counsel; and

WHEREAS, the Personnel Committee has recommended to the Board of Members that the current salary ranges within the Policy are adequate; and

WHEREAS, the Personnel Committee has recommended salary increases for specific management employees and General Counsel for 2015 as set forth in the Schedule annexed hereto as Exhibit "A"; and

WHEREAS, the Board of The Southeast Morris County Municipal Utilities Authority has reviewed the recommendations of the Personnel Committee with respect to the attached compensation plan for 2015;

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the following Compensation Plan annexed hereto as Exhibit "A" be and is hereby adopted and approved.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: February 19, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

Exhibit "A"

COMPENSATION PLAN FOR MANAGEMENT EMPLOYEES

1. The following exempt and management positions are established:

<u>Position</u>	<u>Position Classification</u>
Payroll/Benefits Administrator	E-1
Administrative Assistant	M-1
Program Coordinator Supervisor	M-1
Supervisor of Finance	M-1
Senior Civil Engineer	M-2
Supervisor, Transmission and Distribution	M-2
Supervisor, Treatment and Pumping	M-2
Water Quality/Regulatory Specialist	M-2
Assistant Superintendent	M-3
Manager, Information Technology & Systems Support	M-3
Director of Finance	M-4
Superintendent	M-4
Executive Director/Chief Engineer	M-5

2. The approved base salary ranges for the above-cited positions are as follows:

<u>Salary Guide</u>	<u>Minimum</u>	<u>Maximum</u>
E-1	\$43,857	\$60,147
M-1	\$50,122	\$75,184
M-2	\$75,184	\$106,511
M-3	\$87,715	\$119,041
M-4	\$106,511	\$137,838
M-5	\$125,307	\$169,163

3. The Executive Director shall maintain and periodically update job descriptions for each of the positions authorized above. Recommendations for changes in job titles and salary levels shall be reviewed and endorsed by the Personnel Committee subject to final approval of the Board.
4. The Executive Director shall prepare an annual performance evaluation for each management position. The Executive Director shall submit recommendations for management salary adjustments to the Personnel Committee before the end of each year. The Personnel Committee shall review the Executive Director's report and recommend a compensation package to the Board of Members for consideration not later than the Board's first meeting in December. The Board may, but shall not be obligated to, act on such recommendation.

5. The Personnel Committee shall review the minimum and maximum salary levels for each position at least every two years and may recommend changes based on market conditions, Consumer Price Index or other recognized index which accurately measures the cost of living or upon any other relevant economic and performance factors. The Board of Members shall consider changes in the minimum and maximum levels along with the compensation recommendations of the Personnel Committee.

2015 APPROVED SALARY CHANGES

Employee	2014 Salary	Rate	Amount	2015 Salary	Non-salary Bonus
Boudreau, John	\$ 88,941	4.0%	\$ 3,558	\$ 92,499	-
Bozza, Alexis	\$ 66,300	5.0%	\$ 3,315	\$ 69,615	-
Buono, Nicholas	\$111,168	5.0%	\$ 5,558	\$116,726	\$3,000
Congleton, Janice	\$109,200	3.0%	\$ 3,276	\$112,476	-
Crawford, Kenneth	\$ 94,580	2.0%	\$ 1,892	\$ 96,472	-
Cummings, Laura	\$152,000	5.0%	\$ 7,600	\$159,600	-
Heng, Sophia	\$ 79,200	0.0%	-	\$ 79,200	-
Kozakiewicz, Paul	\$131,274	3.0%	\$ 3,938	\$135,212	-
Maggio, Charles	\$ 72,000	0.0%	-	\$ 72,000	-
Mercado, Celenia	\$ 65,000	0.0%	-	\$ 65,000	-
Saskowitz, Andrew	\$ 73,604	2.0%	\$ 1,472	\$ 75,076	-
Zimmermann, Geri	\$ 54,416	2.0%	\$ 1,088	\$ 55,504	-
Weiss, Sid (General Counsel)	\$119,600	0.0%	-	\$119,600	\$5,000

TREASURER'S CERTIFICATION

I hereby certify funds are available in the 2015 Budget in the amount of \$1,256,980 for payment of compensation for management employees and General Counsel retroactive to January 1, 2015.

This item will be charged to Account No. Various Salary & Wage Accounts
+ Legal Services 02-10-400-602

Janice A. Congleton
JANICE A. CONGLETON, Treasurer

DATED: February 19, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, February 19, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

DATED: February 19, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

MARCH 26, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority was held on Thursday, March 26, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30 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 Baldassari; Members Conradi, Dougherty*, Iannaccone**, Kissil and Schimpf**

ABSENT: Members Carroll and Johnson

* Arrived at 7:38 PM.

** Participated in meeting via telephone and acknowledged that they could hear the Chairman and other participants.

MOTION APPROVING MINUTES OF FEBRUARY 19, 2015

Copies of the minutes of the meeting held on February 19, 2015, were distributed to the members prior to the meeting for review and comment. Member Conradi moved that the minutes be adopted as presented. Member Iannaccone seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone and Schimpf

NOES: None

ABSTAINS: Member Kissil

RESOLUTION APPROVING CLOSED SESSION MINUTES OF FEBRUARY 19, 2015

Copies of the minutes of the closed session portion of the meeting held on February 19, 2015, were distributed to the members prior to the meeting for review and comment. Member Conradi moved that the minutes be adopted as presented and offered the following resolution:

RESOLUTION NO. 19-15

RESOLUTION APPROVING CLOSED SESSION MINUTES OF FEBRUARY 19, 2015

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Kissil and Schimpf

NOES: None

ABSTAINS: Member Kissil

COMMUNICATIONS

1. New Jersey Section AWWA 2015 Drinking Water Week Poster Competition notice
2. New Jersey Section AWWA Drinking Water Scholarships notice

RESOLUTION – APPROVAL OF MARCH LIST OF BILLS

Copies of the bill list for March were distributed to the members prior to the meeting for comment and approval. Member Conradi moved to approve the list of bills and offered the following resolution:

RESOLUTION NO. 20-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR MARCH 2015

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Kissil and Schimpf

NOES: None

OTHER BUSINESS

A. Public Hearing –

1. Connection Fee for the Year 2015

A public hearing was held to adopt the 2015 Connection Fee. A complete transcript was taken by a court reporter according to law and is made a part of these minutes.

B. Resolution Approving Adjustment of Connection Fee for 2015

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

RESOLUTION NO. 21-15

RESOLUTION APPROVING ADJUSTMENT OF CONNECTION FEE FOR 2015

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Kissil and Schimpf

NOES: None

C. Resolution Awarding Contract for Water Works Materials

The Board reviewed a memorandum dated March 16, 2015, from the Superintendent outlining the bids received for the Water Works Materials Contract. Three companies picked up bid specifications and two submitted bids for this contract. It was recommended that the contracts be awarded to the lowest responsive bidders, Water Works Supply Company in the total maximum amount of \$69,725.82 and HD Supply Waterworks in the total maximum amount of \$78,294.18. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that portions to be expended in 2016 are subject to funds being available in the 2016 Budget. After discussion, Member Dougherty offered the following resolution:

RESOLUTION NO. 22-15

RESOLUTION AWARDING A CONTRACT FOR WATER WORKS MATERIALS

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Kissil and Schimpf

NOES: None

D. Resolution Awarding Contract for Mechanical and Electrical Maintenance, Servicing and Repair of Potable Water Wells, Pumping and Related Facilities

The Board reviewed a memorandum dated March 26, 2015 from the Superintendent outlining the bids received for the contract for mechanical and electrical maintenance, servicing and repair of potable water wells, pumping and related facilities. Twelve companies picked up bid specifications and three submitted bids for this contract. It was recommended that the contract be awarded to the lowest responsive bidder, Longo Electrical-Mechanical, Inc., in the total maximum amount of \$225,400. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that portions to be expended in 2016 are subject to funds being available in the 2016 Budget. After discussion, Member Dougherty offered the following resolution:

RESOLUTION NO. 23-15

RESOLUTION AWARDING A CONTRACT FOR MECHANICAL AND ELECTRICAL MAINTENANCE,
SERVICING AND REPAIR OF POTABLE WATER WELLS, PUMPING AND RELATED FACILITIES

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Kissil and Schimpf

NOES: None

E. Resolution Authorizing Contract Extension for Fixed Radio Network Meter Transmission Units

The Authority had entered into a contract dated May 1, 2013, with KP Electronics, Inc., for Fixed Radio Network Meter Transmission Units which contract was duly awarded and approved by resolution dated April 18, 2013. That 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. A contract extension was authorized by resolution dated April 24, 2014 for a period of one year on the same terms and conditions, including price, set forth in the existing contract. The

Superintendent and Information Technology Manager of the Authority find that the services are being performed by KP Electronics, Inc., under the contract in an effective and efficient manner and have recommended that the contract be extended for an additional period of one year. The extension will be on the same terms and conditions, including price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), set forth in the existing contract. The total maximum cost to the Authority is \$466,000 for the one-year extension. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that portions to be expended in 2016 are subject to funds being available in the 2016 Budget. Member Dougherty offered the following resolution:

RESOLUTION NO. 24-15

RESOLUTION AUTHORIZING A CONTRACT EXTENSION FOR FIXED RADIO NETWORK METER TRANSMISSION UNITS

“COPY ANNEXED”

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

- YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Kissil and Schimpf
- NOES: None

SUCH OTHER MATTERS TO LEGALLY COME BEFORE THE BOARD

1. Mr. Weiss reported that Barry Krauser of Integra Realty Resources advised that the Littleton Well property located in the Township of Parsippany-Troy Hills is over assessed. The Authority had retained the services of Omland Engineering to prepare a constraint map and based upon the findings, the Authority plans to file a tax appeal from the Township of Parsippany-Troy Hills assessment of this property. He continued that the Authority would also be retaining the services of Integra Realty Resources to prepare a report to determine the true value of the Littleton Well property in the Township. Member Iannaccone stated that the property was largely wetlands and the assessment should be appealed.
2. Member Dougherty requested that Board Members be notified when main breaks or other important situations arise within the municipality served.

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer Monthly Report – February 2015
- B. Superintendent Monthly Report – February 2015
- C. Information Technology Monthly Report – February 2015
- D. Finance Department Monthly Reports – February 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Conradi moved that the meeting be adjourned. Member Dougherty seconded the motion. The meeting adjourned at 8:09 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS
Assistant Secretary

SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

PUBLIC HEARING

DATE: MARCH 26, 2015 - 7:30 P.M.

IN THE MATTER OF

THE PUBLIC HEARING

RE: CONNECTION FEE FOR THE YEAR 2015

BEFORE: DENNIS BALDASSARI, CHAIRMAN
SAVERIO C. IANNACONE, VICE CHAIRMAN
(Via Telephone)
DONALD KISSIL, SECRETARY
WILLIAM CONRADI, MEMBER
MARY E. DOUGHERTY, MEMBER
ADOLF SCHIMPF, MEMBER
(Via Telephone)

A L S O P R E S E N T:

JANICE CONGLETON,
DIRECTOR OF FINANCE/TREASURER

LAURA CUMMINGS, P.E.,
EXECUTIVE DIRECTOR/CHIEF ENGINEER

PAUL KOZAKIEWICZ, SUPERINTENDENT

ALEXIS BOZZA, RECORDING SECRETARY

A P P E A R A N C E S:

SIDNEY D. WEISS, ESQ.
19 Saddle Road
Cedar Knolls, New Jersey 07927
Attorney for SMCMUA

J.H. BUEHRER & ASSOCIATES
2295 Big Enough Way
Toms River, NJ 08755

Page 2

1
2 WITNESS I N D E X
3 JANICE CONGLETON DIRECT
4 BY: MR. WEISS 5
5
6
7
8
9 E X H I B I T S
10 NUMBER DESCRIPTION I.D. EVID.
11 A-1 Certification of Service 3 4
12 A-2 Affidavit of Publication 3 4
13 A-3 Affidavit of Publication 3 4
14 Star-Ledger
15 A-4 SMCMUA 2015 Connection 3 8
16 Fee Calculation
17
18
19
20
21
22
23
24
25

Page 4

1 has been filed by Alexis Bozza on February 25th, 2015,
2 which is more than 20 days prior to the date of this
3 hearing. I ask that this be accepted as Exhibit A-1 in
4 evidence.
5 CHAIRMAN BALDASSARI: A-1 is accepted.
6 (A-1, Certification of Service, received in
7 evidence.)
8 MR. WEISS: And the statute also requires
9 that notice be published in two newspapers in the area
10 and I have an affidavit of publication for the Daily
11 Record certifying that notice of this hearing was
12 published on February 27th, 2015, again more than 20
13 days prior to the date of this hearing. And I ask that
14 that be accepted as Exhibit A-2 in evidence.
15 CHAIRMAN BALDASSARI: Accepted.
16 (A-2, Affidavit of Publication, Daily Record,
17 received in evidence.)
18 MR. WEISS: And, finally, an affidavit of
19 service from the Star-Ledger certifying that notice of
20 this hearing was published in that newspaper on
21 March 5th, 2015, again 20 days prior to the date of
22 this hearing as required by statute. And I ask that
23 that be accepted as Exhibit A-3 in evidence.
24 CHAIRMAN BALDASSARI: So accepted.
25 (A-3, Affidavit of Publication, Star-Ledger,

Page 3

1 (A-1, Certification of Service, marked for
2 identification.)
3 (A-2, Affidavit of Publication, Daily Record,
4 marked for identification.)
5 (A-3, Affidavit of Publication, Star-Ledger,
6 marked for identification.)
7 (A-4, SMCMUA 2015 Connection Fee Calculation,
8 marked for identification.)
9 CHAIRMAN BALDASSARI: Okay. We move to other
10 business. It's time for our public hearing regarding
11 the connection fee for the year 2015.
12 MR. WEISS: Thank you, Mr. Chairman.
13 For the record, my name is Sidney Weiss. I'm
14 general counsel for the Authority and this is the
15 public hearing on the annual adjustment of the
16 connection fee which is required by statute.
17 As Sal affectionately refers to it, another
18 dog and pony show.
19 Sorry about that, Sal, but we have to do it.
20 I have a couple of exhibits marked for
21 identification, Mr. Chairman. I would like to have
22 them moved into evidence.
23 The statute requires that notice of this
24 hearing be served on all the clerks of the
25 municipalities served by the Authority. Such notice

Page 5

1 received in evidence.)
2 MR. WEISS: Thank you, Mr. Chairman.
3 At this point I would like to call Janice
4 Congleton and ask that she'd be sworn.
5 J A N I C E C O N G L E T O N, Director of
6 Finance/Treasurer, SMCMUA, having been duly sworn by
7 the Notary, testified as follows:
8 DIRECT EXAMINATION BY MR. WEISS:
9 Q. Ms. Congleton, can you tell us by whom are
10 you employed for the record?
11 A. The Southeast Morris County Municipal Utilities
12 Authority.
13 Q. And what is your position with the Authority?
14 A. I am the Director of Finance and the CFO.
15 Q. How long have you served in that capacity?
16 A. Two years and ten months?
17 Q. Can you briefly describe your professional
18 and educational qualifications?
19 A. I have a CFO license through the State of
20 New Jersey and Rutgers University and I have a
21 bachelor's degree in business.
22 Q. And are you familiar with the connection fee
23 which is included in the Authority's rate schedules?
24 A. Yes.
25 Q. Are you familiar with statutory requirements

Page 6

1 and formula for adjusting the connection fee as set
2 forth in N.J.S.A. 40:14B-21?
3 A. Yes.
4 Q. How often must the connection fee be
5 recomputed under that statute?
6 A. The statute requires that the connection fee be
7 recomputed annually at the end of each fiscal year of
8 the Authority.
9 Q. Now, I'm going to ask you, have you
10 recomputed or participated in the calculation for the
11 current connection fee in accordance with the statute?
12 A. Yes.
13 Q. I show you an exhibit entitled Southeast
14 Morris County Municipal Utilities Authority 2015
15 Connection Fee Calculation which has been marked A-4
16 for identification and ask whether you can identify it?
17 A. Yes. That's the calculation.
18 Q. That's the calculation that you prepared?
19 A. Yes, it is.
20 Q. And does the exhibit recompute the connection
21 fee based upon the statutory formula?
22 A. Yes, it does.
23 Q. And it was done by you or under your direct
24 supervision?
25 A. It was done by me.

Page 7

1 Q. Would you just briefly describe the
2 methodology you used to make the calculation?
3 A. The connection fee is calculated by taking the
4 total of all the debt service paid, including the
5 interest, as of the end of 2014, plus all of the
6 capital expenditures for the system development and
7 improvements. This number is then divided by the
8 number of service units at the end of 2014.
9 Q. Okay. Now, based upon your calculation, what
10 is the recomputed connection fee for 2015 and how does
11 it compare with the present connection fee?
12 A. The connection fee for 2015 is \$4,367. In 2014,
13 it was \$4,145. So it's an increase of \$222.
14 Q. And was the methodology which you used for
15 the calculation consistent and in compliance with the
16 statutory requirements?
17 A. Yes.
18 Q. Are the calculation and methodology
19 consistent with that used in prior years?
20 A. Yes.
21 Q. What is the effective date of the new
22 connection fee?
23 A. The effective date is March 26 -- anything paid
24 after March 26th, 2015.
25 Q. And in your opinion is the proposed new

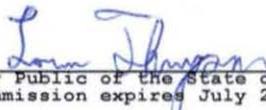
Page 8

1 connection fee fair and reasonable and in compliance
2 with all requirements of law?
3 A. Yes.
4 MR. WEISS: All right. Mr. Chairman -- may I
5 have that exhibit back, please, Janice?
6 Mr. Chairman, I ask that Exhibit A-4 that's
7 been marked for identification entitled 2015 Connection
8 Fee be accepted in evidence.
9 CHAIRMAN BALDASSARI: It's accepted into
10 evidence.
11 (A-4, SMCMUA 2015 Connection Fee Calculation,
12 received in evidence.)
13 MR. WEISS: Okay. I have nothing further.
14 CHAIRMAN BALDASSARI: Are there any comments
15 or questions?
16 Being no one is here from the public, I
17 presume we can move on to a motion to accept the
18 connection fee.
19 MR. WEISS: Thank you, Mr. Chairman.
20 I have a resolution entitled Resolution
21 Approving Adjustment of Connection Fee.
22 WHEREAS, the Authority's enabling legislation
23 requires annual adjustment of the connection fee
24 permitted pursuant to N.J.S.A. 40:14B-21; and
25 WHEREAS, the Authority published notice of

Page 9

1 the proposed adjusted connection fee in the Daily
2 Record on February 27th, 2015, and in the Star-Ledger
3 on March 5th, 2015; and
4 WHEREAS, notice of the proposed adjusted
5 connection fee was served upon each municipality
6 serviced by the authority within the time permitted by
7 law; and
8 WHEREAS, a public hearing on the proposed
9 adjustment was held on March 26th, 2015, as required by
10 law; and
11 WHEREAS, the proposed adjusted connection fee
12 complies with the provisions of N.J.S.A. 40:14B-21 and
13 was recomputed as therein provided.
14 NOW, THEREFORE, BE IT RESOLVED by the
15 Southeast Morris County Municipal Utilities Authority
16 that the revised connection fee as set forth in the
17 revised scheduled annexed hereto, be and is hereby
18 approved for connection fees paid on and after
19 March 26th, 2015.
20 MS. DOUGHERTY: I'll move it.
21 MR. WEISS: Moved by.
22 MR. CONRADI: Second.
23 MR. KISSIL: Second.
24 CHAIRMAN BALDASSARI: We have a motion and a
25 second.

1 Any comments or questions regarding the
2 resolution?
3 MR. WEISS: We should have a roll call on
4 this.
5 CHAIRMAN BALDASSARI: Roll call, please?
6 MS. BOZZA: Mr. Conradi?
7 MR. CONRADI: Yes.
8 MS. BOZZA: Ms. Dougherty?
9 MS. DOUGHERTY: Yes.
10 MS. BOZZA: Mr. Iannaccone?
11 MR. IANNACCONI: Aye.
12 MS. BOZZA: Mr. Kissil?
13 MR. KISSIL: Yes.
14 MS. BOZZA: Dr. Schimpf?
15 DR. SCHIMPF: Yes.
16 MS. BOZZA: Chairman Baldassari?
17 CHAIRMAN BALDASSARI: Yes.
18 Motion carries.
19 (Whereupon motion as approved.)
20 MR. WEISS: Thank you.
21 MS. DOUGHERTY: Thank you.
22 (Proceedings concluded at 7:51 p.m.)
23
24
25

1 CERTIFICATE
2
3 I, Lorin Thompson, a Notary Public and
4 Shorthand Reporter of the State of New Jersey, do
5 hereby certify that prior to the commencement of the
6 examination JANICE CONGLETON was duly sworn to testify
7 the truth, the whole truth and nothing but the truth.
8 I DO FURTHER CERTIFY that the foregoing is a
9 true and accurate transcript of the testimony as taken
10 stenographically by and before me at the time, place
11 and on the date hereinbefore set forth.
12 I DO FURTHER CERTIFY that I am neither a
13 relative nor employee nor attorney nor counsel of any
14 of the parties to this action, and that I am neither a
15 relative nor employee of such attorney or counsel, and
16 that I am not financially interested in the action.
17
18
19 
20 Notary Public of the State of New Jersey
21 My commission expires July 26, 2016
22
23 Dated: March 26, 2015
24
25

	bachelor's (1) 5:21	CONRADI (3) 9:22;10:6,7	EXAMINATION (1) 5:8	Iannaccone (2) 10:10,11
§	back (1) 8:5	consistent (2) 7:15,19	Exhibit (7) 4:3,14,23;6:13,20;	identification (7) 3:2,4,6,8,21;6:16;8:7
\$222 (1) 7:13	BALDASSARI (10) 3:9;4:5,15,24;8:9,14;	counsel (1) 3:14	8:5,6	identify (1) 6:16
\$4,145 (1) 7:13	based (2) 6:21;7:9	County (3) 5:11;6:14;9:15	exhibits (1) 3:20	improvements (1) 7:7
\$4,367 (1) 7:12	Bozza (7) 4:1;10:6,8,10,12,14,16	couple (1) 3:20	expenditures (1) 7:6	included (1) 5:23
A	briefly (2) 5:17;7:1	current (1) 6:11	F	including (1) 7:4
A-1 (4) 3:1;4:3,5,6	business (2) 3:10;5:21	D	fair (1) 8:1	increase (1) 7:13
A-2 (3) 3:3;4:14,16	C	Daily (4) 3:3;4:10,16;9:1	familiar (2) 5:22,25	interest (1) 7:5
A-3 (3) 3:5;4:23,25	calculated (1) 7:3	date (5) 4:2,13,21;7:21,23	February (3) 4:1,12;9:2	into (2) 3:22;8:9
A-4 (4) 3:7;6:15;8:6,11	Calculation (10) 3:7;6:10,15,17,18;	debts (3) 4:2,13,21	Fee (25) 3:7,11,16;5:22;6:1,4,	J
accept (1) 8:17	7:2,9,15,18;8:11	debt (1) 7:4	6,11,15,21;7:3,10,11,	Janice (2) 5:3;8:5
accepted (8) 4:3,5,14,15,23,24;	call (3) 5:3;10:3,5	degree (1) 5:21	12,22;8:1,8,11,18,21,	Jersey (1) 5:20
8:8,9	can (4) 5:9,17;6:16;8:17	describe (2) 5:17;7:1	23;9:1,5,11,16	K
accordance (1) 6:11	capacity (1) 5:15	development (1) 7:6	fees (1) 9:18	KISSIL (3) 9:23;10:12,13
adjusted (3) 9:1,4,11	capital (1) 7:6	DIRECT (2) 5:8;6:23	filed (1) 4:1	L
adjusting (1) 6:1	carries (1) 10:18	Director (2) 5:5,14	finally (1) 4:18	law (3) 8:2;9:7,10
adjustment (4) 3:15;8:21,23;9:9	Certification (2) 3:1;4:6	divided (1) 7:7	Finance (1) 5:14	legislation (1) 8:22
affectionately (1) 3:17	certifying (2) 4:11,19	dog (1) 3:18	Finance/Treasurer (1) 5:6	license (1) 5:19
Affidavit (6) 3:3,5;4:10,16,18,25	CFO (2) 5:14,19	done (2) 6:23,25	fiscal (1) 6:7	long (1) 5:15
again (2) 4:12,21	CHAIRMAN (16) 3:9,12,21;4:5,15,24;	DOUGHERTY (4) 9:20;10:8,9,21	follows (1) 5:7	M
Alexis (1) 4:1	5:2;8:4,6,9,14,19;9:24;	Dr (2) 10:14,15	formula (2) 6:1,21	March (6) 4:21;7:23,24;9:3,9,
annexed (1) 9:17	10:5,16,17	duly (1) 5:6	forth (2) 6:2;9:16	19
annual (2) 3:15;8:23	clerks (1) 3:24	E	further (1) 8:13	marked (7) 3:1,4,6,8,20;6:15;8:7
annually (1) 6:7	comments (2) 8:14;10:1	educational (1) 5:18	G	may (1) 8:4
approved (2) 9:18;10:19	compare (1) 7:11	effective (2) 7:21,23	general (1) 3:14	methodology (3) 7:2,14,18
Approving (1) 8:21	compliance (2) 7:15;8:1	employed (1) 5:10	H	months (1) 5:16
area (1) 4:9	complies (1) 9:12	enabling (1) 8:22	hearing (9) 3:10,15,24;4:3,11,13,	more (2) 4:2,12
Authority (9) 3:14,25;5:12,13;6:8,	concluded (1) 10:22	end (3) 6:7;7:5,8	20,22;9:8	Morris (3) 5:11;6:14;9:15
14;8:25;9:6,15	Congleton (2) 5:4,9	entitled (3) 6:13;8:7,20	held (1) 9:9	motion (4) 8:17;9:24;10:18,19
Authority's (2) 5:23;8:22	Connection (26) 3:7,11,16;5:22;6:1,4,	evidence (10) 3:22;4:4,7,14,17,23;	hereby (1) 9:17	move (3) 3:9;8:17;9:20
Aye (1) 10:11	6,11,15,20;7:3,10,11,	5:1;8:8,10,12	I	
B	12,22;8:1,7,11,18,21,			
	23;9:1,5,11,16,18			

SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY
PUBLIC HEARING

March 26, 2015

<p>moved (2) 3:22;9:21 Municipal (3) 5:11;6:14;9:15 municipalities (1) 3:25 municipality (1) 9:5 must (1) 6:4</p>	<p>7:11 presume (1) 8:17 prior (4) 4:2,13,21;7:19 Proceedings (1) 10:22 professional (1) 5:17 proposed (5) 7:25;9:1,4,8,11 provided (1) 9:13 provisions (1) 9:12 public (4) 3:10,15;8:16;9:8 Publication (5) 3:3,5;4:10,16,25 published (4) 4:9,12,20;8:25 pursuant (1) 8:24</p>	<p>10:3,5 Rutgers (1) 5:20</p>	<p>4:9;5:16</p>	<p>4:21;9:3</p>
<p>N</p>	<p>Q</p>	<p>S</p>	<p>U</p>	<p>7</p>
<p>name (1) 3:13 New (3) 5:20;7:21,25 newspaper (1) 4:20 newspapers (1) 4:9 NJSA (3) 6:2;8:24;9:12 Notary (1) 5:7 notice (7) 3:23,25;4:9,11,19; 8:25;9:4 number (2) 7:7,8</p>	<p>R</p>	<p>Sal (2) 3:17,19 scheduled (1) 9:17 schedules (1) 5:23 Schimpf (2) 10:14,15 Second (3) 9:22,23,25 served (4) 3:24,25;5:15;9:5 Service (5) 3:1;4:6,19;7:4,8 serviced (1) 9:6 set (2) 6:1;9:16 show (2) 3:18;6:13 Sidney (1) 3:13 SMCMUA (3) 3:7;5:6;8:11 Sorry (1) 3:19 Southeast (3) 5:11;6:13;9:15 Star-Ledger (4) 3:5;4:19,25;9:2 State (1) 5:19 statute (7) 3:16,23;4:8,22;6:5,6, 11 statutory (3) 5:25;6:21;7:16 supervision (1) 6:24 sworn (2) 5:4,6 system (1) 7:6</p>	<p>under (2) 6:5,23 units (1) 7:8 University (1) 5:20 upon (3) 6:21;7:9;9:5 used (3) 7:2,14,19 Utilities (3) 5:11;6:14;9:15</p>	<p>7:51 (1) 10:22</p>
<p>O</p>	<p>qualifications (1) 5:18</p>	<p>T</p>	<p>W</p>	<p>WEISS (12) 3:12,13;4:8,18;5:2,8; 8:4,13,19;9:21;10:3,20 WHEREAS (5) 8:22,25;9:4,8,11 Whereupon (1) 10:19 within (1) 9:6</p>
<p>often (1) 6:4 one (1) 8:16 opinion (1) 7:25</p>	<p>rate (1) 5:23 reasonable (1) 8:1 received (4) 4:6,17;5:1;8:12 recompute (1) 6:20 recomputed (5) 6:5,7,10;7:10;9:13 Record (6) 3:3,13;4:11,16;5:10; 9:2 refers (1) 3:17 regarding (2) 3:10;10:1 required (3) 3:16;4:22;9:9 requirements (3) 5:25;7:16;8:2 requires (4) 3:23;4:8;6:6;8:23 Resolution (3) 8:20,20;10:2 RESOLVED (1) 9:14 revised (2) 9:16,17 right (1) 8:4 roll (2)</p>	<p>ten (1) 5:16 testified (1) 5:7 THEREFORE (1) 9:14 therein (1) 9:13 total (1) 7:4 two (2)</p>	<p>Y</p>	<p>year (2) 3:11;6:7 years (2) 5:16;7:19</p>
<p>P</p>	<p>2</p>	<p>20 (3) 4:2,12,21 2014 (3) 7:5,8,12 2015 (15) 3:7,11;4:1,12,21; 6:14;7:10,12,24;8:7, 11;9:2,3,9,19 25th (1) 4:1 26 (1) 7:23 26th (3) 7:24;9:9,19 27th (2) 4:12;9:2</p>	<p>4</p>	<p>40:14B-21 (3) 6:2;8:24;9:12</p>
<p>paid (3) 7:4,23;9:18 participated (1) 6:10 permitted (2) 8:24;9:6 please (2) 8:5;10:5 plus (1) 7:5 pm (1) 10:22 point (1) 5:3 pony (1) 3:18 position (1) 5:13 prepared (1) 6:18 present (1)</p>	<p>5</p>	<p>5th (2)</p>	<p>5</p>	<p>5</p>

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority’s regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority’s offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 4, 2015.

2. By delivering to, for filing, copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 4, 2015.



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 19-15

RESOLUTION APPROVING CLOSED SESSION MINUTES

RESOLVED that the attached minutes of the Closed Session Meeting held on February 19, 2015, be and the same are hereby approved but withheld from public inspection and insertion in the regular Minute Book pending release for public disclosure pursuant to the provisions of the Open Public Meetings Act; and

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

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

Dated: March 26, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

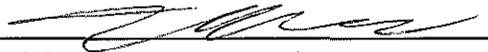
Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, March 26, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: March 26, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 20-15

RESOLUTION AUTHORIZING PAYMENT OF MARCH 2015 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 \$ 292,825.02

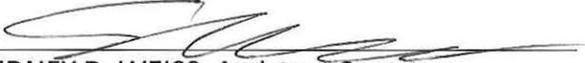
Total Operating Fund Checks and Wire Transfers \$ 489,055.58

GENERAL FUND/SPECIAL ACCOUNT \$ 41,372.00

TOTAL OF MARCH 2015 LIST OF BILLS \$ 823,252.60

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

Dated: March 26, 2015

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

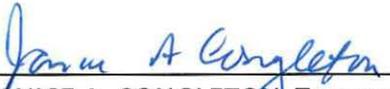
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$823,252.60) for payment of the resolution entitled Resolution Authorizing Payment of March 2015 List of Bills in the Authority's 2015 Operating Budget.



JANICE A. CONGLETON, Treasurer

Dated: March 26, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, March 26, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: March 26, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 21-15

RESOLUTION APPROVING ADJUSTMENT OF CONNECTION FEE

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

WHEREAS, the Authority published notice of the proposed adjusted connection fee in the Daily Record on February 27, 2015 and in the Star Ledger on March 5, 2015; and

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

WHEREAS, a public hearing on the proposed adjustment was held on March 26, 2015, as required by law; and

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

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the revised connection fee, as set forth in the revised schedule annexed hereto, be and is hereby approved effective for connection fees paid on and after March 26, 2015.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

DATED: March 26, 2015

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

EXHIBIT A

Schedule No. 13 (Revised)
Effective March 26, 2015

**THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY**

**SCHEDULE NO. 13
CONNECTION FEE**

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

Connection Fee

(Per Equivalent Dwelling Unit)

\$ 4,367.00

An equivalent dwelling unit is defined as usage of 198.361 gallons per day.

Reduced Rate/Credit for Public Housing Authorities and Non-profit Organizations Building Affordable Housing

- A. Effective January 26, 2005, public housing authorities and non-profit organizations building affordable housing shall be allowed a fifty percent (50%) reduction in the Connection Fee for new connections to the Water System.
- B. For units previously connected to the Water System that were demolished or refurbished to allow for new affordable housing units for which a Connection Fee was previously paid, public housing authorities and non-profit organizations shall be entitled to a credit against the Connection Fee equal to the Connection Fee previously assessed and paid for connection to the Water System for units previously connected to the Water System.
- C. The Connection Fee assessable against a public housing authority or non-profit organization for units previously connected to the Water System that were demolished or refurbished to allow for new affordable housing units shall be the lesser of the reduced rate provided for in Paragraph A above; or the current Connection Fee applicable to other types of housing developments minus the credit provided under Paragraph B above provided that the public housing authority or non-profit organization can establish that a Connection Fee was previously assessed and paid for connecting to the Water System. If the public housing authority or non-profit organization cannot establish that a Connection Fee was previously assessed and paid for connection to the Water System, the reduced rate provided for in Paragraph A above (i.e. fifty percent (50%) of the regular Connection Fee) shall be assessed.

The reductions set forth in Paragraphs A, B and C above are provided pursuant to the provisions of P.L. 2005, Chapter 29 of the Laws of the State of New Jersey (N.J.S.A. 40:14B-23) adopted and effective on January 26, 2005.

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, March 26, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: March 26, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 22-15

RESOLUTION AWARDING CONTRACT FOR WATER WORKS MATERIALS

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has advertised and received bids for Water Works Materials, consisting of eight (8) items described in the project specifications on March 10, 2015; and

WHEREAS, the Superintendent has reviewed the bids and set forth his recommendations in a report dated March 16, 2015, for the award of the various items, said report attached hereto and made a part hereof; and

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget; and

NOW, THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that contracts for Water Works Materials be awarded as follows:

HD Supply Waterworks, Ltd.

Bid No. 1	DICL Pipe and MJ Fittings	\$	14,899.36
Bid No. 2	MJ Seat Gate Valves	\$	13,230.00
Bid No. 3	Tapping Sleeves and Valves	\$	8,447.00
Bid No. 4	Valve and Curb Boxes and Parts; MJ Restraints	\$	8,824.00
Bid No. 5	Copper Tubing	\$	18,005.00
Bid No. 7	Repair Clamps and Sleeves	\$	14,888.82
		Total:	\$ 78,294.18

Water Works Supply Co., Inc.

Bid No. 6	Water Service Materials	\$	19,704.66
Bid No. 8	Fire Hydrants and Repair Parts	\$	50,021.16
		Total:	\$ 69,725.82

in accordance with their bids submitted on March 10, 2015; and

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

BE IT FURTHER RESOLVED that the appropriate officers of the Authority be and they are hereby authorized and directed to execute appropriate contracts with regard to said project on behalf of the Authority in the manner prescribed by law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: March 26, 2015



MEMORANDUM

To: Laura Cummings, PE, Executive Director / Chief Engineer

From: Paul A. Kozakiewicz, Superintendent 

Re: Contracts for Providing Water Works Materials

Date: March 16, 2015

Cc: Janice Congleton, CMFO, QPA, Treasurer

Sealed bids were received on March 10, 2015 at 2:00 PM for the procurement of Water Works Materials. The Specifications and Bid Proposals were organized in a manner that provided for the submission of bids in eight individual categories.

Specifications/Bid Packages were issued to three companies and two submitted proposals. A copy of the Bid Tabulation sheet is attached for your review.

I recommend that the Authority **accept** the following bids:

HD Supply Waterworks, LTD.

Bid #1 DICL Pipe and Fittings for an amount not to exceed \$14,899.36.

Bid #2 Gate Valves for an amount not to exceed \$13,230.00.

Bid #3 Tapping Sleeves & Valves for an amount not to exceed \$8,447.00.

Bid #4 Valve Boxes and MJ Restraint for an amount not to exceed \$8,824.00.

Bid #5 Copper Tubing for an amount not to exceed \$18,005.00.

Bid #7 Repair Clamps & Sleeves for an amount not to exceed \$14,888.82.

Water Works Supply Co., Inc.

Bid #6 Water Service Materials for an amount not to exceed \$19,704.66.

Bid #8 Fire Hydrants & Repair Parts for an amount not to exceed \$50,021.16.

Please note that these are annual contracts to supply the specified materials "as needed". The CMFO/Treasurer will certify as to the availability of funds.

**WATER WORKS MATERIALS
 BID RESULTS
 MARCH 10, 2015**

Bid No.	Description	Capitol Supply	HD Supply Waterworks	Water Works Supply
1	DICL Pipe and MJ Fittings	No Bid	\$14,899.36	\$14,995.32
2	MJ Seat Gate Valves	No Bid	\$13,230.00	\$15,209.00
3	Tapping Sleeves and Valves	No Bid	\$8,447.00	\$8,565.00
4	Valve and Curb Boxes and Parts; MJ Restraints	No Bid	\$8,824.00	\$8,825.90
5	Copper Tubing	No Bid	\$18,005.00	\$20,096.00
6	Water Service Materials	No Bid	Incomplete	\$19,704.66
7	Repair Clamps and Sleeves	No Bid	\$14,888.82	\$16,291.29
8	Fire Hydrants and Repair Parts	No Bid	No Bid	\$50,021.16
Totals of low bids received		No Bid	\$78,294.18	\$69,725.82

TREASURER'S CERTIFICATION

I hereby certify funds for payment of contracts for Water Works Materials as follows:

1. To HD Supply Waterworks, Ltd., in the total maximum amount of \$78,294.18:
 - a. In 2015, funds are available in the amount of \$58,720.64; and
 - b. In 2016, funds will be available in the amount of \$19,573.54 subject to the approval of the 2016 Budget.

2. To Water Works Supply Co., Inc. in the total maximum amount of \$69,725.82:
 - a. In 2015, funds are available in the amount of \$52,294.37; and
 - b. In 2016, funds will be available in the amount of \$17,431.45 subject to the approval of the 2016 Budget.

The total maximum amount of these contracts will not exceed \$148,020. This item will be charged to Account No. 02-60-400-634 02-00-500-363.

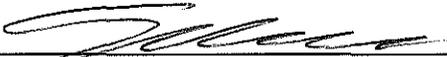


JANICE A. CONGLETON, Treasurer

Dated: March 26, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, March 26, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: March 26, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 23-15

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

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has advertised and received bids, pursuant to a fair and open process, for the project entitled Mechanical and Electrical Maintenance, Servicing and Repair of Potable Water Wells, Pumping and Related Facilities, on March 19, 2015; and

WHEREAS, Longo Electrical-Mechanical, Inc., has been determined to be the lowest qualified bidder in the total amount of \$225,400.00 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 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget; and

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

1. That a contract for the project entitled Mechanical and Electrical Maintenance, Servicing and Repair of Potable Water Wells, Pumping and Related Facilities be awarded to Longo Electrical-Mechanical, Inc., in accordance with its bid submitted on March 19, 2015 in the maximum amount of \$225,400.00.
2. That the appropriate officers of the Authority be and they are hereby authorized and directed to execute a contract with regard to said project on behalf of the Authority in the manner provided by law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

Dated: March 26, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Longo Electrical-Mechanical, Inc., for Mechanical and Electrical Maintenance, Servicing and Repair of Potable Water Wells, Pumping and Related Facilities as follows:

1. In 2015, funds are available in the amount of \$169,050.00; and
2. In 2016, funds will be available in the amount of \$56,350.00 subject to the approval of the 2016 Budget.

The total maximum amount of this contract will not exceed \$225,400.00. This item will be charged to Account No. 02-70-400-775 02-70-400-651.

02-70-400-641
C- 02-00-500-368
C- 02-00-500-366

02-700-400-649

Janice A. Congleton
JANICE A. CONGLETON, Treasurer

Dated: March 26, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, March 26, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: March 26, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 24-15

RESOLUTION AUTHORIZING CONTRACT EXTENSION FOR FIXED RADIO NETWORK METER TRANSMISSION UNITS

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") had entered into a contract dated May 1, 2013, with KP Electronics, Inc., for Fixed Radio Network Meter Transmission Units which contract was duly awarded and approved by resolution dated April 18, 2013 (the "Contract"); and

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

WHEREAS, a contract extension was authorized by resolution dated April 24, 2014 for a period of one year on the same terms and conditions, including price, set forth in the existing Contract; and

WHEREAS, the Information Technology Manager of the Authority has recommended that the Contract be extended for an additional period of one year; and

WHEREAS, the Members of the Authority hereby find, based upon memorandum of the Information Technology Manager dated March 23, 2015, a copy of which is annexed hereto, that the services are being performed by KP Electronics, Inc., under the Contract in an effective and efficient manner; and

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

WHEREAS, the total maximum cost to the Authority is \$466,000 for the one-year extension; and

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget; and

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

1. The term of the Contract dated May 1, 2013, between the Authority and KP Electronics, Inc., be and the same is hereby extended for an additional period of one year as provided in the Contract and permitted by the Local Public Contracts Law, N.J.S.A. 40A:11-15;
2. The extension shall be on the same terms and conditions, including price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), set forth in the existing Contract, which Contract was awarded by the Authority by resolution duly adopted on April 18, 2013 and extended by the Authority by resolution duly adopted on April 24, 2014;
3. The Chairman or Vice Chairman and Secretary or Assistant Secretary be and they are hereby authorized and directed to execute and deliver the extension agreement or other document as may be required, and approved by the General Counsel, in order to effectuate the intent of this resolution.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIBNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

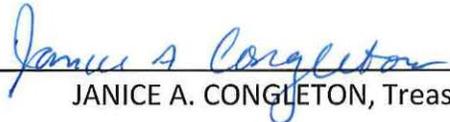
Dated: March 26, 2015

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with KP Electronics, Inc., for Fixed Radio Network Meter Transmission Units as follows:

1. In 2015, funds are available in the amount of \$310,666.67; and
2. In 2016, funds will be available in the amount of \$155,333.33 subject to the approval of the 2016 Budget.

The total maximum amount of this contract will not exceed \$466,000. This item will be charged to Account No. 02-00-500-359 + 02-00-500-343



JANICE A. CONGLETON, Treasurer

Dated: March 26, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973/326-6860 • FAX 973/326-9521

MEMORANDUM

To: Laura Cummings, PE
Executive Director/Chief Engineer

From: Nicholas Buono, 
IT Manager

Cc: Paul A. Kozakiewicz, Superintendent
Sidney D. Weiss, General Counsel
Janice Congleton, Treasurer/CFO

Re: **Contract Extension for Fixed Radio Network Meter Transmission Units**

Date: March 23, 2015

KP Electronics, Inc. of Horsham, PA currently has a contract to supply Fixed Radio Network Meter Transmission Units in accordance with the above referenced contract. The original contract, awarded by Resolution No. 35-13 on April 18, 2013 was for one year. KP Electronics was granted a one year contract extension in 2014. This extension expires on May 1st, 2015.

Elad Orenstein, General Manager of KP Electronics has submitted a request to extend the current contract for the final year in accordance with the extension clause. The letter mentions there will be no increase in the original (2013) contract prices. A copy of the letter dated March 23, 2015 is attached for your review. The LPCL - Current Index Rate in accordance with N.J.S.A. 40A:11-15 is one percent (1%).

KP Electronics has consistently performed their work in an efficient and effective manner throughout the existing contract. I recommend that the Authority extend this contract for the final one year period at the current prices as requested. The total maximum amount will remain \$466,000.00.

Please note that this remains a unit price contract for materials "as needed". Janice Congleton, Treasurer/CFO will certify that the total contract amount of Four Hundred Sixty Six Thousand Dollars (\$466,000.00) is available.

If approved, a Contract Extension document will be prepared and forwarded to KP Electronics, Inc. for execution.



415 Sargin Way / Gate F
Parsippany NJ 07054

T 913-442-7460
F 216-442-7461

info@kpelectronics.com
www.kpelectronics.com

March 23, 2015

RE: Extension of MTU supply contract beyond the Original Term

To whom it may concern,

KP Electronics Inc. is interested in extending the MTU supply contract ending on April 30, 2015 for an extended period of one year at no additional cost to South Morris County Municipal Utilities Authority. All pricing proposed in the original contract will be extended for an additional year.

We thank you for using our products, and look forward to serving you for many years to come.

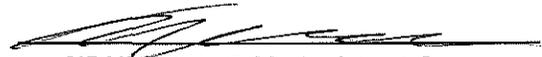
A handwritten signature in black ink, appearing to read 'Elad Orenstein', is written over a horizontal line.

Sincerely,

Elad Orenstein, GM
KP Electronics, Inc.

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, March 26, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: March 26, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

APRIL 23, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority was held on Thursday, April 23, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30 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 Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson*, Kissil and Schimpf**

ABSENT: None

* Participated in meeting via telephone and acknowledged that he could hear the Chairman and other participants.

** Arrived at 7:33 PM.

MOTION APPROVING MINUTES OF MARCH 26, 2015

Copies of the minutes of the meeting held on March 26, 2015, were distributed to the members prior to the meeting for review and comment. Member Dougherty moved that the minutes be adopted as presented. Members Carroll and Johnson abstained. Member Kissil seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Kissil and Schimpf

NOES: None

ABSTAINS: Members Carroll and Johnson

RESOLUTION – APPROVAL OF APRIL LIST OF BILLS

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

RESOLUTION NO. 25-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR APRIL 2015

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

OTHER BUSINESS

A. Report of the Finance Committee

Member Johnson reported that the Finance Committee had met on April 16, 2015, with Authority staff and the auditors, Nisivoccia, L.L.P., to review the 2014 Audit. He stated that in the Committee's examination of the Auditors' Report on the basic financial statements and supplementary schedules of expenditures, no major findings had been reported in the Audit. Member Johnson added that the audit report for 2014 was clean and the Authority was in good financial standing.

Kathryn Mantell of Nisivoccia, L.L.P., was present at the meeting. Ms. Mantell reviewed the highlights of the 2014 Audit with the Board. She also reported on the Authority's internal control and compliance with applicable laws and regulations, and findings. She acclaimed the Authority for its efforts in providing fiscal accountability to its ratepayers.

B. Resolution Accepting 2014 Audit

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

RESOLUTION NO. 26-15

RESOLUTION ACCEPTING 2014 AUDIT

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

C. Resolution Authorizing Contract Extension for Liquid Non-hazardous Waste Removal

The Authority had entered into a contract dated June 1, 2014, with Russell Reid Waste Hauling and Disposal Service Co., Inc., for Liquid Non-hazardous Waste Removal, which contract was duly awarded and approved by resolution dated April 24, 2014. That 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 Superintendent finds that the services are being performed by Russell Reid Waste Hauling and Disposal Service Co., Inc., under the contract in an effective and efficient manner and has recommended that the contract be extended for a period of two years. The extension will be on the same terms and conditions, including price, set forth in the existing contract. The total maximum cost to the Authority is \$47,970 per year of the two-year extension. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; that portions to be expended in 2016 are subject to funds being available in the 2016 Budget; and that portions to be expended in 2017 are subject to funds being available in the 2017 Budget. Member Carroll offered the following resolution:

RESOLUTION NO. 27-15

RESOLUTION AUTHORIZING A CONTRACT EXTENSION FOR
LIQUID NON-HAZARDOUS WASTE REMOVAL

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

D. Resolution Authorizing Contract Extension for Laboratory Testing Services for Potable Water Testing

The Authority had entered into a contract dated June 1, 2011, with Underwriters Laboratories, Inc., for Laboratory Testing Services for Potable Water Testing, which contract was duly awarded and approved by resolution dated April 20, 2011. That contract was for an initial term of one year with an option to renew by the Authority for up to four additional years under certain conditions as permitted by N.J.S.A. 40A:11-4.2 of the Local Public Contracts Law. Upon written consent from the Authority, Underwriters Laboratories, Inc., assigned its rights and obligations under the Contract to UL LLC effective December 31, 2011. A contract extension was authorized by resolution dated May 17, 2012 for a period of one year on the same terms and conditions, including price, set forth in the existing Contract. A second contract extension was authorized by resolution dated February 21, 2013 for a period of one year on the same terms and conditions, including price, set forth in the existing Contract. Upon written consent

from the Authority, UL LLC assigned its rights and obligations under the Contract to Eurofins Eaton Analytical to be effective May 1, 2014. A third contract extension was authorized by resolution dated April 24, 2014 for a period of one year on the same terms and conditions, including price, set forth in the existing Contract. The Superintendent finds that the services are being performed by Eurofins Eaton Analytical, Inc., under the contract in an effective and efficient manner and has recommended that the contract be extended for an additional and final period of one year. The extension will be on the same terms and conditions, including price, set forth in the existing contract. The total maximum cost to the Authority is \$49,479 for the one-year extension. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that portions to be expended in 2016 are subject to funds being available in the 2016 Budget. Member Dougherty offered the following resolution:

RESOLUTION NO. 28-15

RESOLUTION AUTHORIZING A CONTRACT EXTENSION FOR
LABORATORY TESTING SERVICES FOR POTABLE WATER TESTING

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone,
Johnson, Kissil and Schimpf

NOES: None

E. Resolution Awarding Contract for Permanent Pavement Replacements

The Board reviewed a memorandum dated April 17, 2015 from the Superintendent outlining the bids received for the contract for permanent pavement replacements. Seven companies picked up bid specifications and three submitted bids for this contract. It was recommended that the contract be awarded to the lowest responsive bidder, Crossroads Pavement Maintenance, L.L.C., in the total maximum amount of \$267,800. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that portions to be expended in 2016 are subject to funds being available in the 2016 Budget. After discussion, Member Carroll offered the following resolution:

RESOLUTION NO. 29-15

RESOLUTION AWARDING A CONTRACT FOR PERMANENT PAVEMENT REPLACEMENTS

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

F. Resolution Authorizing the Finance Department to Decrease the Monetary Amount of Petty Cash Fund

N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any local unit by application and resolution. The Authority established a Petty Cash Fund in January 2010 in the amount of \$2,000 and made application therefore to the Division of Local Government Services, New Jersey Department of Community Affairs. The Authority wishes to decrease the Petty Cash Fund for the Finance Department from \$2,000 to \$500. Member Iannaccone offered the following resolution:

RESOLUTION NO. 30-15

RESOLUTION AUTHORIZING THE FINANCE DEPARTMENT TO DECREASE THE MONETARY AMOUNT OF PETTY CASH FUND

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

G. Resolution Approving Right of Entry and Indemnification Agreement with the Township of Mendham

The Board reviewed a request from Chief Peter Dwyer of the Township of Mendham’s Brookside Engine Company dated February 3, 2015 requesting permission for the Brookside Engine Company No. 1 and/or Ralston Engine Company to enter upon the Authority’s Clyde Potts Reservoir and Watershed property to perform surface and ice rescue training. The Board also reviewed a draft Right of Entry and Indemnification Agreement (the “Agreement”) prepared by the Authority’s General Counsel affirming that the Authority is agreeable to permitting such entry and use on the conditions set forth in the Agreement. Member Dougherty offered the following resolution:

RESOLUTION NO. 31-15

RESOLUTION APPROVING RIGHT OF ENTRY AND INDEMNIFICATION AGREEMENT WITH THE TOWNSHIP OF MENDHAM

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

SUCH OTHER MATTERS TO LEGALLY COME BEFORE THE BOARD

1. Ms. Cummings stated that the May 7, 2015 regularly scheduled meeting of the Authority Board is not anticipated to be cancelled.
2. Chairman Baldassari commended the Authority's management on the clean audit report for 2014.

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer Monthly Report – March 2015
- B. Superintendent Monthly Report – March 2015
- C. Information Technology Monthly Report – March 2015
- D. Finance Department Monthly Reports – March 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Carroll moved that the meeting be adjourned. Member Conradi seconded the motion. The meeting adjourned at 8:17 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS
Assistant Secretary

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority's regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority's offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 4, 2015.

2. By delivering to, for filing, copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 4, 2015.



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 25-15

RESOLUTION AUTHORIZING PAYMENT OF APRIL 2015 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	\$ 410,779.80
Total Operating Fund Checks and Wire Transfers	\$ 1,185,755.80
GENERAL FUND/SPECIAL ACCOUNT	\$ <u>74,945.00</u>
TOTAL OF APRIL 2015 LIST OF BILLS	\$ 1,671,580.60

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: April 23, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$1,671,580.60) for payment of the resolution entitled Resolution Authorizing Payment of April 2015 List of Bills in the Authority's 2015 Operating Budget.

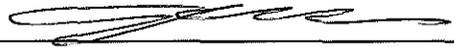


JANICE A. CONGLETON, Treasurer

Dated: April 23, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, April 23, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: April 23, 2015



Resolution No. 26-15

RESOLUTION ACCEPTING 2014 AUDIT

WHEREAS, N.J.S.A. 40A:5A-15 requires the governing body of every local Authority to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2014 has been filed by a Certified Public Accountant with the Authority as per the requirements of N.J.S.A. 40A:5A-15, and a copy has been received by each member of the Authority; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each Authority shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

; and

WHEREAS, the Members of the Authority have personally reviewed, as a minimum, the Annual Report of the Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

as evidenced by the group affidavit form of the Authority; and

WHEREAS, such resolution of certification shall be adopted by the Authority no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Authority have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S.52:27BB-52 – to wit:

R.S. 52:27BB-52 – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW THEREFORE BE IT RESOLVED that the Members of The Southeast Morris County Municipal Utilities Authority, hereby state that they have complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and do hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary

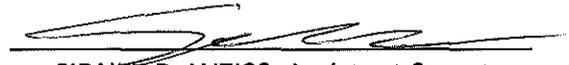


DENNIS BALDASSARI, Chairman

Dated: April 23, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, April 23, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: April 23, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 27-15

RESOLUTION AUTHORIZING A CONTRACT EXTENSION FOR THE PROJECT ENTITLED LIQUID NON-HAZARDOUS WASTE REMOVAL

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has entered into a contract dated June 1, 2014, with Russell Reid Waste Hauling and Disposal Service Co., Inc., (the "Contractor") for the project entitled "Liquid Non-Hazardous Waste Removal", which was duly awarded and approved by resolution dated April 24, 2014 (the "Contract"); and

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

WHEREAS, the Superintendent of the Authority has recommended that the Contract be extended for an additional period of two years; and

WHEREAS, the Members of the Authority hereby find, based upon the memorandum of the Superintendent dated April 13, 2015, a copy of which is annexed hereto, 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, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), set forth in the existing Contract; and

WHEREAS, the maximum cost to the Authority is \$47,970 per year; and

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget; and portions to be expended in 2017 are subject to funds being available in the 2017 Budget; and

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

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

1. The term of the Contract dated June 1, 2015 between the Authority and Russell Reid Waste Hauling and Disposal Service Co., Inc., be and the same is hereby extended for a period of two years at a total contract price of \$47,970 per year as provided in the Contract and permitted by the Local Public Contracts Law (N.J.S.A. 40A:11-15);
2. The extension shall be on the same terms and conditions, including price, set forth in the original Contract dated June 1, 2014 which Contract was awarded by the Authority by resolution duly adopted on April 24, 2014;
3. The Chairman or Vice Chairman and Secretary or Assistant Secretary be and they are hereby authorized and directed to execute and deliver an extension agreement or other document as may be required, and approved by the General Counsel, in order to effectuate the intent of this resolution.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: April 23, 2015



MEMORANDUM

Date: April 13, 2015

To: Laura Cummings, P.E.
Executive Director / Chief Engineer

From: Paul Kozakiewicz 
Superintendent

Cc: Sidney D. Weiss, General Counsel
Janice Congleton, Treasurer/CFO
Kenneth Crawford, Treatment & Pumping Supervisor

Re: Contract Extension for Liquid Non-Hazardous Waste Removal

Russell Reid Waste Hauling and Disposal Service Co., Inc. of Keasbey, NJ was awarded the contract for Liquid Non-Hazardous Waste Removal in 2014. This contract is due to expire on June 1, 2015. The contract documents provide an option for renewal for one or two years under conditions allowed by the Local Public Contracts Law, N.J.S.A. 40A:11-15.

Attached you will find a letter from David J. Dam, Executive Vice President of Russell Reid requesting a two year extension to this contract with no price increase for the contract extension. The current DCA – LPCL Index Rate is 1%.

The work they performed for the Authority under this contract has been done expeditiously and in a professional manner. I recommend without reservation that Russell Reid be awarded the requested two (2) year contract extension with the original unit price of \$0.1066/gallon.

Please note that this remains a unit price contract for services “as needed”. Janice Congleton, Treasurer/CFO will certify that the total contract amount of Forty Seven Thousand Nine Hundred Seventy Dollars (\$47,970.00) is available.

If approved, a Contract Extension document will be prepared and forwarded to Russell Reid for execution.



Alexis K. Bozza
SMCMUA
19 Saddle Road
Cedar Knolls, NJ 07927

Reference: liquid non-hazardous waste removal contract

Dear Ms. Bozza:

Please accept this letter as our offer of a two year contract extension at the current rate of:

\$.1066 per gallon

Thank you for the opportunity to serve your wastewater management needs.

Sincerely,
RUSSELLREID

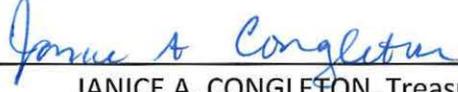
David J. Dam
Executive Vice President

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Russell Reid Waste Hauling and Disposal Service Co., Inc., for Liquid Non-hazardous Waste Removal as follows:

1. In 2015, funds are available in the amount of \$27,982.50; and
2. In 2016, funds will be available in the amount of \$47,970.00 subject to the approval of the 2016 Budget.
3. In 2017, funds will be available in the amount of \$19,987.50 subject to the approval of the 2017 Budget.

The total maximum amount of this contract will not exceed \$47,970.00 per extension. This item will be charged to Account No. 5-02-70-400-640.

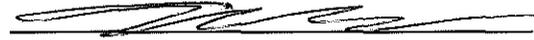


JANICE A. CONGLETON, Treasurer

DATED: April 23, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, April 23, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: April 23, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 28-15

RESOLUTION AUTHORIZING CONTRACT EXTENSION FOR LABORATORY SERVICES FOR POTABLE WATER TESTING WITH EUROFINS EATON ANALYTICAL, INC.

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") had entered into a contract dated June 1, 2011, with Underwriters Laboratories, Inc. (the "Contractor"), for Laboratory Testing Services for Potable Water Testing, which contract was duly awarded and approved by resolution dated April 20, 2011 (the "Contract"); and

WHEREAS, the Contract was for an initial term of one year with an option to renew by the Authority for up to four additional years under certain conditions as permitted by N.J.S.A. 40A:11-4.2 of the Local Public Contracts Law; and

WHEREAS, upon written consent from the Authority, Underwriters Laboratories, Inc. assigned its rights and obligations under the Contract to UL LLC effective December 31, 2011; and

WHEREAS, a contract extension was authorized by resolution dated May 17, 2012 for a period of one year on the same terms and conditions, including price, set forth in the existing Contract; and

WHEREAS, a second contract extension was authorized by resolution dated February 21, 2013 for a period of one year on the same terms and conditions, including price, set forth in the existing Contract; and

WHEREAS, upon written consent from the Authority, UL LLC assigned its rights and obligations under the Contract to Eurofins Eaton Analytical to be effective May 1, 2014; and

WHEREAS, a third contract extension was authorized by resolution dated April 24, 2014 for a period of one year on the same terms and conditions, including price, set forth in the existing Contract; and

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

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

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, as set forth in the existing Contract; and

WHEREAS, the maximum cost to the Authority is \$49,479 covering a one year period; and

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget; and

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

1. The term of the Contract dated June 1, 2011, between the Authority and Eaton Eurofins Analytical, Inc., be and the same is hereby extended for an additional period of one year as provided in the Contract and permitted by the Local Public Contracts Law, N.J.S.A. 40A:11-4.2;
2. The extension shall be on the same terms and conditions, including price, as set forth in the existing Contract, which Contract was awarded by the Authority by resolution duly adopted on April 20, 2011 and extended by resolutions duly adopted on May 17, 2012, February 21, 2013 and April 24, 2014;
3. The Chairman or Vice Chairman and Secretary or Assistant Secretary be and they are hereby authorized and directed to execute and deliver the extension agreement or other document as may be required, and approved by the General Counsel, in order to effectuate the intent of this resolution.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

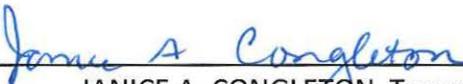
Dated: April 23, 2015

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Eurofins Eaton Analytical, Inc., for laboratory testing services for potable water testing as follows:

1. In 2015, funds are available in the amount of \$28,863; and
2. In 2016, funds will be available in the amount of \$20,616 subject to the approval of the 2016 Budget.

The total maximum amount of this contract will not exceed \$49,479. This item will be charged to Account No. 5-02-70-400-644.



JANICE A. CONGLETON, Treasurer

DATED: April 23, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, April 23, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: April 23, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 29-15

RESOLUTION AWARDING CONTRACT FOR THE CONTRACT ENTITLED PERMANENT PAVEMENT REPLACEMENTS

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has advertised and received bids, pursuant to a fair and open process, for the contract entitled Permanent Pavement Replacements on April 16, 2015; and

WHEREAS, Crossroads Pavement Maintenance, L.L.C., of Nutley, New Jersey, has been determined to be the lowest qualified bidder in the total amount of \$267,800 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 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget; and

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

1. That a contract entitled Permanent Pavement Replacements be awarded to Crossroads Pavement Maintenance, L.L.C., in accordance with its bid submitted on April 16, 2015 in the maximum amount of \$267,800.
2. That the appropriate officers of the Authority be and they are hereby authorized and directed to execute a contract with regard to said project on behalf of the Authority in the manner provided by law.
3. That the contract be limited to the maximum amount of bid and the term of one year after signing the contract.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

DATED: April 23, 2015

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

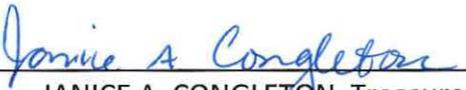
Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Crossroads Pavement Maintenance, LLC, for Permanent Pavement Replacements as follows:

1. In 2015, funds are available in the amount of \$156,217.00; and
2. In 2016, funds will be available in the amount of \$111,583.00 subject to the approval of the 2016 Budget.

The total maximum amount of this contract will not exceed \$267,800.00. This item will be charged to Account No. 5-02-60-400-692.



JANICE A. CONGLETON, Treasurer

Dated: April 23, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, April 23, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: April 23, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 30-15

RESOLUTION AUTHORIZING THE FINANCE DEPARTMENT TO DECREASE THE MONETARY AMOUNT OF PETTY CASH FUND

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any local unit by application and resolution; and

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") established a Petty Cash Fund in January 2010 in the amount of \$2,000 and made application therefore to the Division of Local Government Services, New Jersey Department of Community Affairs; and

WHEREAS, the Authority wishes to decrease the Petty Cash Fund for the Finance Department from \$2,000.00 to \$500.00;

NOW, THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the Petty Cash Fund for the Finance Department be decreased from \$2,000.00 to \$500.00; and

BE IT FURTHER RESOLVED that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

Dated: April 23, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, April 23, 2015, at a meeting duly convened of said Authority.

A handwritten signature in black ink, appearing to read 'Sidney D. Weiss', written over a horizontal line.

SIDNEY D. WEISS, Assistant Secretary

Dated: April 23, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 31-15

RESOLUTION APPROVING RIGHT OF ENTRY AND INDEMNIFICATION AGREEMENT
WITH THE TOWNSHIP OF MENDHAM

WHEREAS, the Authority is the owner of lands partially located in the Township of Mendham and partially located in the Township of Randolph used for the purpose of a public water supply reservoir and watershed, commonly known as the Clyde Potts Reservoir and Watershed (the "Property"); and

WHEREAS, the Township of Mendham ("Mendham") has requested permission for its Brookside Engine Company No. 1 and/or Ralston Engine Company to enter upon the Property to perform surface and ice rescue training ("Ice Rescue Training") on the Property;

WHEREAS, the Authority is agreeable to permitting such entry and use on the conditions set forth in the proposed Right of Entry and Indemnification Agreement annexed hereto as Exhibit "A" (the "Agreement"); and

WHEREAS, the Agreement has been approved and signed by Mendham;

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

1. The proposed Right of Entry and Indemnification Agreement with the Township of Mendham, a copy of which is annexed hereto as Exhibit "A", be and the same is hereby approved;
2. The Executive Director and the Secretary or Assistant Secretary be and are hereby authorized and directed to sign and deliver the Agreement hereby approved on the part of the Authority.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

DATED: April 23, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

Exhibit A

RIGHT OF ENTRY AND INDEMNIFICATION AGREEMENT

This Agreement, made by and between THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY, a body corporate and politic of the State of New Jersey, having its office at 19 Saddle Road, Cedar Knolls, New Jersey 07927 (hereinafter the "Owner"); and the TOWNSHIP OF MENDHAM, a municipal corporation of the State of New Jersey, having its office at 2 West Main Street, Brookside, New Jersey 07926 (hereinafter the "Township").

WITNESSETH:

WHEREAS, the Owner is the owner of lands partially located in the Township and partially located in the Township of Randolph used for the purpose of a public water supply reservoir and watershed, commonly known as the Clyde Potts Reservoir and Watershed (the "Property"); and

WHEREAS, the Township has requested permission for its Brookside Engine Company No. 1 and/or Ralston Engine Company to enter upon the Property to perform surface and ice rescue training ("Ice Rescue Training") on the Property;

WHEREAS, the Owner is agreeable to permitting such entry and use on the conditions hereinafter set forth;

NOW THEREFORE, for good and valuable consideration the parties agree as follows:

1. The Owner will permit the Township's Brookside Engine Company No. 1 and/or Ralston Engine Company to enter upon and use portions of the Property for the aforementioned purposes on dates and times agreed upon by the parties; and for no other purpose without the further prior written consent of Owner.
2. In consideration of such permission, the Township hereby agrees to release, indemnify and hold harmless, the Owner, its officers, employees and agents (the "Indemnities"), from all loss, damage, suits, claims, costs, expenses, demands, judgments or liabilities of every nature whatsoever arising out of the Township's undertakings, activities or any related actions on the Property, including but not limited to reasonable attorneys' fees. It is understood that this indemnification is limited only to liability caused in whole or in part by the acts and omissions of the Township's aforementioned fire departments' Ice Rescue Training and related activities on the Property in 2015.

3. The Township shall maintain and keep in force, at Township's expense, general liability and workers' compensation insurance with insurance carriers authorized to issue policies in New Jersey and in amounts reasonably acceptable to Owner; and shall provide acceptable certificates of insurance naming Owner as additional insured with respect to the indemnification provided by this Agreement.
4. The rights herein granted apply only to the limited right of entry referred to above and confer no other rights in the property to the Township or shall be construed to obligate Owner to grant any other rights in the property to the Township in the future.

In witness whereof, the parties have signed this Agreement this ____ day of April, 2015.

WITNESS OR ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

Sidney D. Weiss, Esq.
Assistant Secretary

By: _____
Laura Cummings, P.E.
Executive Director/Chief Engineer

TOWNSHIP OF MENDHAM

Signature

By: _____
Signature

Print Name and Title

Print Name and Title

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, April 23, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: April 23, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

MAY 7, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority was held on Thursday, May 7, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30 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 Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

ABSENT: None

MOTION APPROVING MINUTES OF APRIL 23, 2015

Copies of the minutes of the meeting held on April 23, 2015, were distributed to the members prior to the meeting for review and comment. Member Carroll moved that the minutes be adopted as presented. Member Conradi seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

COMMUNICATIONS

1. The Board reviewed a memorandum prepared by General Counsel Sidney Weiss dated April 29, 2015 regarding the Authority's Tax Appeal to Parsippany-Troy Hills for the Littleton Well property. Mr. Weiss stated that the Authority has been able to negotiate a settlement with the Parsippany-Troy Hills Tax Assessor, subject to approval of the Members. Under the proposed settlement, the assessment on the property will be reduced from \$830,600 to \$142,500 and a corresponding reduction of the tax from \$22,318 per year to \$3,828 per year under the current tax rate. The reduced assessment of \$10,000 an acre is the same as the assessment on the portion of the same property in Hanover Township, which the Authority previously negotiated with the Hanover Tax Assessor some years ago.

Mr. Weiss added that the reduced assessment will be effective for the 2016 tax year and forward; and the settlement is subject to the Authority withdrawing the pending appeal of the 2015 Assessment. He continued that Barry Krauser, the Authority's real estate appraiser, has advised that the reduced assessment is in line with the true value of the property and recommends its acceptance in which Mr. Weiss concurred. Member Dougherty moved that the proposed settlement be approved. Member Conradi seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

OTHER BUSINESS

A. Report of the Finance Committee

Member Johnson reported that the Finance Committee met on April 30, 2015. The Finance Committee reviewed, in detail, the draft Amended Water Supply Agreement with Wharton to increase the existing contract from 0.350 MGD to 0.500 MGD with a maximum month of 15 MG including a minimum reservation rate fee that will generate an initial minimum revenue stream of \$2,355 per month. He stated that the Finance Committee recommended the amendment of this contract to the new contract terms.

Member Johnson continued that Sidney Weiss also presented the results of the negotiated settlement for a tax appeal for the section of the Littleton Well Property located in Parsippany-Troy Hills as mentioned under Communications.

Member Johnson stated that the Finance Committee also discussed: a requested amendment to the existing Morris County MUA contract; shared service concepts with the Borough of Madison; the planned schedule for Union contract negotiations and for development of the 2016 to 2021 Capital and Operating Budgets; outstanding connection fee collections and large industrial account billing corrections.

B. Report of the Engineering Committee

Member Conradi reported that the Engineering Committee also met on April 30, 2015 to review and discuss the Amended Water Supply Agreement with Wharton to increase the existing contract from 0.350 MGD to 0.500 MGD with a maximum month of 15 MG including a minimum reservation rate fee that will generate an initial minimum revenue stream of \$2,355 per month. He added that the Engineering Committee also recommended amendment of this contract to the new contract terms.

Member Conradi stated that Sidney Weiss also presented the results of the negotiated settlement for a tax appeal for the section of the Littleton Well Property located in Parsippany-Troy Hills as mentioned under Communications.

Other items discussed included a requested amendment to the existing Morris County MUA contract, shared service concepts with the Borough of Madison and the planned schedule for Union contract negotiations and for development of the 2016 to 2021 Capital and Operating Budgets.

C. Resolution Approving Amended Water Supply Agreement with the Borough of Wharton

Mr. Weiss recalled that the Authority entered into a Water Supply Agreement with the Borough of Wharton ("Wharton") dated July 21, 2011, for the sale of up to a maximum of 350,000 gallons of water a day for a period of ten years (the "Original Wharton Agreement"). He continued that the Authority and Wharton have agreed to amend the Original Wharton Agreement to increase the maximum amount of water to be sold to Wharton, increase the term of the Agreement, and in certain other respects, all as set forth in the proposed form of Amended Water Supply Agreement previously provided to the Board for their review and consideration (the "Amended Wharton Agreement").

Mr. Weiss stated the additional water to be sold to Wharton will come from water presently available to the Authority from the Morris County Municipal Utilities Authority ("MCMUA") pursuant to an Amended Water Supply Agreement between the Authority and the MCMUA dated September 10, 2002.

Mr. Weiss added that the proposed Amended Wharton Agreement is subject to the Authority receiving approval of the Authority's four Creating Municipalities, the MCMUA and the New Jersey Department of Environmental Protection ("NJDEP").

Member Dougherty offered the following resolution:

RESOLUTION NO. 32-15

RESOLUTION APPROVING AMENDED WATER SUPPLY AGREEMENT
WITH THE BOROUGH OF WHARTON

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

SUCH OTHER MATTERS TO LEGALLY COME BEFORE THE BOARD

1. Ms. Cummings announced that the American Water Works Association and its members have celebrated Drinking Water Week for over 35 years—a unique opportunity for both water professionals and the communities they serve to join together in recognizing the vital role water plays in our daily lives. She stated that Drinking Water Week was May 3 through May 9. She reported that lunch was provided for Authority staff in recognition of Drinking Water Week and that water license lapel pins were distributed to the Authority's water licensees.
2. Member Dougherty commended Authority staff on the water system tour provided to her and Member Johnson on May 4, 2015, and on the facilities themselves.

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Carroll moved that the meeting be adjourned. Member Conradi seconded the motion. The meeting adjourned at 8:01 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS
Assistant Secretary

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority's regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority's offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 4, 2015.

2. By delivering to, for filing, copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 4, 2015.



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 32-15

RESOLUTION APPROVING AMENDED WATER SUPPLY AGREEMENT WITH THE BOROUGH OF WHARTON

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") entered into a Water Supply Agreement with the Borough of Wharton ("Wharton") dated July 21, 2011, for the sale of up to a maximum of 350,000 gallons of water a day for a period of ten years (the "Original Wharton Agreement"); and

WHEREAS, the Authority and Wharton have agreed to amend the Original Wharton Agreement to increase the maximum amount of water to be sold to Wharton, increase the term of the Agreement, and in certain other respects, all as set forth in the proposed form of Amended Water Supply Agreement annexed hereto as Exhibit "A" and made part hereof (the "Amended Wharton Agreement"); and

WHEREAS, the additional water to be sold to Wharton will come from water presently available to the Authority from the Morris County Municipal Utilities Authority ("MCMUA") pursuant to an Amended Water Supply Agreement between the Authority and the MCMUA dated September 10, 2002; and

WHEREAS, the proposed Amended Wharton Agreement is subject to the Authority receiving approval of the Authority's four Creating Municipalities, the MCMUA and the New Jersey Department of Environmental Protection ("NJDEP");

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

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

1. The proposed Amended Water Supply Agreement between the Authority and the Borough of Wharton be and the same is hereby approved substantially in the form annexed hereto as Exhibit "A" together with such changes or modifications, if any, as shall be approved by the Chairman or Vice Chairman with the advice of the General Counsel; the execution of such agreement by the Chairman or Vice Chairman with any such changes or modifications to be conclusive proof of such approval.
2. The proper officers of the Authority be and they are hereby authorized and directed to execute the Proposed Agreement as hereby approved on behalf of the Authority in the manner prescribed by law;
3. The Officers, Executive Director and staff of the Authority be and are hereby authorized and directed to make applications to the Authority's four creating municipalities, the MCMUA and the NJDEP for approval of the agreement and sale of water hereby approved; and to take such further actions and do all things necessary or convenient to effectuate the intent and purposes of such agreement and this resolution.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: May 7, 2015

Exhibit "A"

AMENDED WATER SUPPLY AGREEMENT

AGREEMENT made the 7th day of May, 2015

BETWEEN: THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY, a public corporate body of the State of New Jersey, 19 Saddle Road, Cedar Knolls, NJ 07927 (hereinafter referred to as "SOUTHEAST");

AND: the BOROUGH OF WHARTON, a municipal corporation of the State of New Jersey, 10 Robert Street, Wharton, NJ 07885-1949 (hereinafter referred to as "WHARTON").

WITNESSETH:

WHEREAS, SOUTHEAST and WHARTON are parties to a certain Water Supply Agreement dated July 21, 2011 for the wholesale supply of potable water (the "2011 Agreement"); and

WHEREAS, the parties have agreed to amend and supplement the 2011 Agreement as hereinafter set forth in this Amended Water Supply Agreement (hereinafter the "Amended Agreement"); and

WHEREAS, the effectuation of such amendments to the 2011 Agreement are subject to and contingent upon securing the approval of SOUTHEAST's Creating Municipalities (as defined and provided in Section 3.1 of this Amended Agreement) and are also subject to SOUTHEAST securing the consent of the Morris County Municipal Utilities Authority ("MCMUA") and the approval of the New Jersey Department of Environmental Protection ("NJDEP") as also provided herein; and

WHEREAS, MCMUA and SOUTHEAST are parties to a certain amended water supply agreement dated September 10, 2002 for the wholesale supply of water from MCMUA to SOUTHEAST and from SOUTHEAST to MCMUA (the "MCMUA/SOUTHEAST Agreement") under the terms of which SOUTHEAST has the right to purchase additional supplies of water beyond that currently being purchased by it.

NOW THEREFORE, in consideration of the premises, the mutual covenants herein set forth, and the respective undertakings of each party to the other, the parties hereby agree that as of the Effective Date of this Amended Agreement (as hereinafter defined in Section 4.8), the 2011 Agreement is hereby amended and superseded in its entirety by the following:

ARTICLE I

PROVISION OF SOUTHEAST WATER TO WHARTON

1.1 From and after the Effective Date of this Amended Agreement, SOUTHEAST agrees to purchase additional water in accordance with the MCMUA/SOUTHEAST Agreement for sale to WHARTON, as required by WHARTON, up to a maximum of 500,000 gallons per day (0.500 mgd) and up to a maximum of 15,000,000 gallons per month (15.000 MGM.).

1.2 Upon the Effective Date of this Amended Agreement, SOUTHEAST will initiate delivery of water to WHARTON and WHARTON shall accept and pay for such water in accordance with the terms herein set forth. The delivery of such water to WHARTON from SOUTHEAST shall take place only after WHARTON has first satisfied its obligation to utilize the nominal daily average of 600,000 gallons per day (0.600 mgd) and upon reaching the total monthly volume of 18.6 million gallons pursuant to WHARTON's existing contract with the MCMUA. Thereafter, the amount to be delivered from SOUTHEAST shall not exceed 500,000 gallons per day (0.500 mgd) up to a maximum of 15,000,000 gallons per month (15.000 MGM) unless a greater amount shall be agreed upon by the parties in writing.

1.3 In no event shall WHARTON be obligated to pay for water that is not delivered as a result of a supply interruption not caused or contributed to by WHARTON or resulting from SOUTHEAST's negligent or willfully wrongful actions.

1.4 Water will be delivered to WHARTON from SOUTHEAST through and at a point of entry on the MCMUA's distribution system at Old Irondale Road in WHARTON. The point of entry, together with the required water facilities and equipment ("facilities"), are owned and maintained by the MCMUA and provide for an existing meter or meters or other devices, methods or procedures for delivering the volume of water (either directly, by differentials, or otherwise) to WHARTON, including water delivered by MCMUA to WHARTON in accordance with the MCMUA/WHARTON Agreement, and water to be delivered to WHARTON from SOUTHEAST as provided in this Article.

1.5 WHARTON shall have joint access with SOUTHEAST AND MCMUA for purposes of reading, testing, monitoring and calibrating such meters and associated equipment in similar form as stipulated in the MCMUA/SOUTHEAST Agreement and shall provide calibration data from a certified source annually as to any meter installed or used in connection with this Amended Agreement.

1.6 This Amended Agreement provides for the sale of water to WHARTON for its retail sale within its permitted service area and to areas currently served by WHARTON in the Town of Dover; and for sale to a proposed expansion of the existing service area to include a portion of the Township of Rockaway, including, without limitation, the development known as Pondview Estates and certain other properties to be separately agreed upon by WHARTON and the Township of Rockaway. The proposed expansion of the existing WHARTON service area is subject to enabling ordinances being enacted by both WHARTON and the Township of Rockaway.

1.7 During the term of this Amended Agreement or any extension thereof in accordance with Section 4.8 herein WHARTON agrees not to provide water to any customer within SOUTHEAST's service district (the "SOUTHEAST District") unless required by law or governmental regulations. It is the intention of the parties that only SOUTHEAST may supply and sell water to users within the SOUTHEAST District (consisting of the combined geographical areas of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains) and the other municipalities that SOUTHEAST supplies by contract outside the SOUTHEAST District.

ARTICLE II

SOUTHEAST WATER CHARGES AND PAYMENT THEREOF

2.1 Charges for water sales from SOUTHEAST to WHARTON pursuant to this Amended Agreement shall be at the rate of \$2,826 per million gallons (the "Gross Rate") calculated on the basis of the rate charged to SOUTHEAST by MCMUA pursuant to the MCMUA/SOUTHEAST Agreement for 2015, which rate is \$2,265 per million gallons and is subject to revision from time to time by MCMUA (the "MCMUA Rate"), plus the charge by SOUTHEAST for the reservation or utilization of its capacity as provided in said Section 2.1, which is currently \$561 per million gallons (the "Reservation Rate"). The Reservation Rate shall be adjusted from time to time by the same percentage of any increase in charges by MCMUA pursuant to the MCMUA/SOUTHEAST Agreement. SOUTHEAST shall promptly notify WHARTON of any increases proposed or approved by MCMUA and/or SOUTHEAST.

2.2 The parties agree that commencing on the Effective Date of this Amended Agreement WHARTON shall purchase from or pay for a minimum of 4,163,000 gallons per month (4.163 MGM) to SOUTHEAST (the "Monthly Minimum"). SOUTHEAST will render bills monthly to Wharton for the greater of the actual quantity of water delivered by SOUTHEAST to WHARTON or the Monthly Minimum at the Gross Rate defined in Section 4 of this Amended Agreement and as adjusted accordingly from time to time. In any month in which the quantity of water actually delivered by SOUTHEAST to WHARTON is less than the Monthly Minimum, SOUTHEAST will reflect a credit on the monthly bill to WHARTON. The amount of the credit will be calculated by multiplying the MCMUA Rate (see Section 2.1 above) by the difference between the Monthly Minimum and the Amount of water actually delivered by SOUTHEAST to

WHARTON. The Monthly Minimum shall be re-calculated on an annual basis by SOUTHEAST using the average monthly water sales during the previous two years, though in no case shall it be less than the Monthly Minimum set forth herein. Each year's recalculated Monthly Minimum shall be effective on a calendar year basis from January through December and shall establish a new Monthly Minimum, which future Monthly Minimums may not be less than.

2.3 SOUTHEAST shall bill WHARTON on a monthly basis which bills shall be due and payable within forty-five (45) days of issuance by SOUTHEAST. WHARTON shall in each year make all budgetary, emergency, and other provisions or appropriations necessary to provide for and authorize the prompt payment of all amounts payable to SOUTHEAST as stated in the aforesaid bills. In the event WHARTON shall fail to make any payment as provided in this Section, and such failure shall continue for thirty (30) days after written notice by SOUTHEAST TO WHARTON, SOUTHEAST shall have the right to cease delivery or cause MCMUA to cease delivery of water pursuant to this Amended Agreement until all such payments together with interest as hereinafter provided shall be paid in full. In the event such failure shall continue for two (2) successive months, SOUTHEAST shall have the right to terminate this Amended Agreement on written notice to WHARTON and MCMUA, without prejudice to its right to collect from WHARTON any amounts due and owing at the time of termination and other damages as provided by law.

2.4 Bills not paid within forty-five (45) days as aforesaid shall be subject to the imposition of interest at the same rate as provided under the Municipal and County Utilities Law, N.J.S.A. 40:14B-1 et seq. (the "Act"), for the payment of interest on unpaid service charges (currently 18%), or as the same may be amended from time to time. In addition to the right to

impose interest charges on delinquent payments, SOUTHEAST reserves all of the rights and powers with respect thereto as are set forth in the Act.

2.5 It is understood by the parties that consistent with its contract obligations to WHARTON and SOUTHEAST, MCMUA shall periodically sample the quality of water delivered to WHARTON by SOUTHEAST pursuant to this Amended Agreement and shall make such tests, measurements, and analyses thereof as shall assure its quality and the compliance by MCMUA with applicable regulations and drinking water standards. In fulfilling its obligations to provide water service hereunder and subject to the consent of MCMUA, SOUTHEAST shall have the right to utilize such sources of potable water as they shall subsequently develop provided that the same shall meet applicable regulations and drinking water standards.

2.6 SOUTHEAST and WHARTON will make and keep permanent records of the volumes of water delivered and, when ascertained, of the quality thereof. SOUTHEAST and WHARTON will keep proper books or records and account in which complete and correct entries shall be made of its transactions related to their water system, or any part thereof, and which shall be available for inspection by duly authorized representatives of the parties during regular business hours at their respective offices. SOUTHEAST will cause its books to be audited annually and will provide a copy of its audit to WHARTON at WHARTON'S request. For purposes of fulfilling their record keeping obligations under this Section, the parties shall be entitled to rely upon the accuracy of MCMUA records as a source of information.

ARTICLE III

SOUTHEAST SUPPLY CONTINGENCY

3.1 Anything in this Amended Agreement to the contrary notwithstanding, it is understood and agreed that the respective obligations of the parties pursuant to this Amended Agreement shall be contingent upon SOUTHEAST securing the approvals of: (i) its four creating municipalities, i.e., the Town of Morristown, the Township of Morris, the Township of Hanover and the Borough of Morris Plains (the "Creating Municipalities"); (ii) the MCMUA; and (iii) the New Jersey Department of Environmental Protection ("NJDEP") to deliver water to WHARTON as contemplated by this Agreement (herein collectively the "Approvals").

3.2 SOUTHEAST shall make prompt application to its Creating Municipalities, the MCMUA and the NJDEP for the Approvals and shall diligently pursue the applications at its sole cost and expense. WHARTON agrees to reasonably cooperate with SOUTHEAST in securing such approvals by attending meetings and/or providing information reasonably requested by SOUTHEAST or any of its Creating Municipalities or the MCMUA or the NJDEP.

3.3 In the event any of the Creating Municipalities, the MCMUA and/or the NJDEP disapprove the sale of water by SOUTHEAST to WHARTON as contemplated by this Amended Agreement; or all of the Approvals are not obtained within ninety (90) days from the date of this Amended Agreement (or such extended date that the parties may agree to in writing); or if any such approvals contain any material exceptions or conditions not acceptable to either WHARTON or SOUTHEAST in their reasonably exercised judgment, then in such event this Amended Agreement shall terminate, become null and void and of no effect whatsoever. However, termination of this Amended Agreement shall not affect the continuing validity of the

2011 Agreement, which shall continue in full force and effect as therein provided as if not amended as herein provided.

ARTICLE IV

MISCELLANEOUS PROVISIONS

4.1 INSURANCE. WHARTON and SOUTHEAST will at all times maintain all such insurance as is customarily maintained with respect to water systems of like character against loss, damage, or other liability.

4.2 RULES AND REGULATIONS. WHARTON and SOUTHEAST may at any time promulgate, issue, and from time to time amend such rules and regulations concerning their respective systems or their businesses and affairs as may be permitted by law and each agree that it will cause the same to be observed and complied with throughout their territory with respect to the water to be delivered, if any, pursuant to this Amended Agreement.

4.3 EMERGENCY COOPERATION. The parties agree to cooperate with each other in all reasonable respects in the event of an emergency affecting the availability or quality of water supply in the area including but not limited to, temporary increases or decreases in the maximum quantity limits set forth herein subject to availability of supplies and not to exceed the duration of such emergency. In the event any party issues or is subject to a water emergency declaration restricting or limiting water usage in its service area, the other parties shall implement similar restrictions in its service area unless any such party reasonably determines that such restrictions are not required because of the availability and adequacy of water from such party's other sources of supply.

4.4 NO BOND OBLIGATIONS. Any bonds or other obligations of each party referred to in this Amended Agreement or to be issued shall be the sole obligation of each and shall not in any way be deemed a debt or liability of the other.

4.5 CAPTIONS. The captions or headings to Articles, Sections or Paragraphs are inserted merely for convenience of reference and are not intended to be part of or affect the meaning of this Amended Agreement.

4.6 FORCE MAJEURE. If, by reason of a Force Majeure event, any party shall be rendered unable wholly or in part to satisfy their obligations under this Amended Agreement, other than the obligation to make payments of amounts accrued and due hereunder and such party gives prompt notice and full particulars of such Force Majeure event in writing to the other party within a reasonable time after the occurrence of the event of cause relied on, then the obligation of such party to the extent affected by such a Force Majeure event shall be suspended or reduced during the continuance of the inability to perform hereunder, but for no longer period. The party claiming Force Majeure shall use its best efforts to remove or overcome such Force Majeure event with all reasonable dispatch. No party shall be liable for damages for any act, omission, or circumstance occasioned by or in consequence of a Force Majeure occurrence. For purposes of this Section, "Force Majeure" shall mean the inability of a party to perform due to acts of God, strikes, lockouts or other industrial disturbances, orders of the government of the United States or State of New Jersey or any agency or instrumentality thereof; acts of terrorism; insurrections, riots, epidemics, lightning, earthquakes, fire, hurricanes, storms, floods, washouts, explosions; accidents to or failures of machinery, pipelines, dams or canals; partial or entire failure or contamination of water supply, arrests,

civil disturbances, acts of the public enemy; and any other causes not reasonably within the control of the party claiming such inability.

4.7 SEVERABILITY. If any one or more of the covenants or provisions provided in this Amended Agreement on the part of SOUTHEAST or WHARTON, to be performed should be held invalid, illegal or unenforceable in any respect, then such covenant or provision shall be deemed separable from the remaining covenants and provisions and shall in no way affect the validity of the other provisions of this Amended Agreement which shall remain in full force and effect.

4.8 EFFECTIVE DATE; TERM. This Amended Agreement shall become effective on the first day of the month following the receipt of consents and approvals required pursuant to Section 3.1 of this Amended Agreement and the expiration of the time for appeal from any such consents or approvals with no appeals being taken (the "Effective Date"). The term of this Amended Agreement shall be twenty-five (25) years commencing on the Effective Date of this Amended Agreement and terminating on the last day of the twenty-fifth year thereafter; and shall be renewed automatically for additional terms of twenty-five (25) years unless either party serves a written notice of termination on the other not less than six (6) months prior to the expiration of the initial or any subsequent twenty-five (25) year term as herein provided.

4.9 COUNTERPARTS. This Amended Agreement may be executed in any number of counterparts, all of which shall be regarded as an original for all purposes and shall constitute and be but one and the same.

4.10 NON-WAIVER. The failure of a party to insist on strict performance of any or all of the terms of this Amended Agreement, or to exercise any right or remedy under this

Amended Agreement, shall not constitute a waiver or relinquishment of any nature regarding such right or remedy or any other right or remedy. No waiver or any breach or default hereunder shall be considered valid unless in writing and signed by the party giving such waiver, and no such waiver shall be deemed a waiver of any subsequent breach or default of the same or similar nature.

4.11 BENEFIT. This Amended Agreement shall inure to the benefit of and be binding upon the parties hereto and their successors and permitted assignees. No other person, corporation, company, partnership or other entity shall be deemed a third party or other beneficiary of this Amended Agreement.

4.12 NO ASSIGNMENT. Neither party may assign this Amended Agreement nor any rights or obligations hereunder without the prior written consent of the other parties and any such attempted assignment shall be void; provided that nothing herein shall preclude an assignment to a successor governmental entity or public utility which acquires ownership or control of a party's water system and assumes the obligations under this Amended Agreement.

4.13 ENTIRE AGREEMENT. This Amended Agreement sets forth the entire understanding of the parties, which supersedes and merges all prior proposals, understandings and all other agreements, oral and written, between the parties relating to the subject matter hereof (except the MCMUA/SOUTHEAST Agreement and the MCMUA/WHARTON Agreement which shall continue in full force and effect) and may not be modified except in a written agreement executed by all parties.

4.14 GOVERNING LAW; CONSTRUCTION. This Amended Agreement and all amendments hereof shall be governed by and construed in accordance with the laws of the

State of New Jersey applicable to contracts made and to be performed therein. Any action to interpret or enforce the provisions of this Amended Agreement shall be brought and maintained in the appropriate division of the Superior Court of New Jersey venued in Morris County. The parties acknowledge that they have been represented by counsel with respect to the negotiation and preparation of this Amended Agreement and that, accordingly, this Amended Agreement shall be construed in accordance with its terms and without regard to or aid of cannons requiring construction against the drafting party.

WITNESS OR ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

Sidney D. Weiss, Assistant Secretary

By: _____
Dennis Baldassari, Chairman

BOROUGH OF WHARTON

Gabrielle Evangelista, Borough Clerk

By: _____
William J. Chegwiddden, Mayor

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, May 7, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: May 7, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

MAY 21, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority (the "Authority") was held on Thursday, May 21, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30 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 Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson and Schimpf

ABSENT: Members Carroll and Kissil

MOTION APPROVING MINUTES OF MAY 7, 2015

Copies of the minutes of the meeting held on March 7, 2015, were distributed to the members prior to the meeting for review and comment. Member Dougherty moved that the minutes be adopted as presented. Member Johnson seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

RESOLUTION – APPROVAL OF MAY LIST OF BILLS

Copies of the bill list for May were distributed to the members prior to the meeting for comment and approval. Member Dougherty moved to approve the list of bills and offered the following resolution:

RESOLUTION NO. 33-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR MAY 2015

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

OTHER BUSINESS

- A. Revised Resolution Authorizing Award of Contracts Under Cooperative Pricing Agreement with the State of New Jersey Cooperative Purchasing Program

Mr. Weiss stated that the Authority adopted a resolution on January 15, 2015 to purchase items from authorized vendors under the State of New Jersey Cooperative Purchasing Program I-NJCP during the 2015 budget year. The purchases of goods and services by local contracting units through the State agency without advertising is authorized under Section 12 of the Local Public Contracts Law, N.J.S.A. 40A:11-12. An authorized vendor, Applied Analytics, was inadvertently omitted from the list of authorized vendors set forth in the original Resolution No. 04-15. Member Dougherty offered the following resolution:

RESOLUTION NO. 34-15

REVISED RESOLUTION AUTHORIZING AWARD OF CONTRACTS UNDER COOPERATIVE PRICING AGREEMENT WITH THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

- B. Resolution Adopting an Internal Revenue Code Section 457 Deferred Compensation Plan with AXA Equitable

Resolution 35-15 was tabled for action until after the AXA Equitable Deferred Compensation Plan could be reviewed by the Finance Committee.

- C. Resolution Adopting an Internal Revenue Code Section 457 Deferred Compensation Plan with The Variable Annuity Life Insurance Company

Resolution No. 36-15 was tabled for action until after The Variable Annuity Life Insurance Company Deferred Compensation Plan could be reviewed by the Finance Committee.

D. Resolution Approving Corrective Action Plan for 2014 Budget

The 2014 Annual Audit for the Authority contained a recommendation requiring action. The recommendation has been reviewed by the Authority's Director of Finance. The Director of Finance, in accordance with the requirements promulgated by the New Jersey Division of Local Government Services, has developed a plan of action to address the recommendation listed by the auditor. The Board reviewed the Corrective Action Plan for the 2014 and Member Dougherty offered the following resolution:

RESOLUTION NO. 37-15

RESOLUTION APPROVING CORRECTIVE ACTION PLAN FOR 2014 BUDGET

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

E. Resolution Authorizing Increasing the Change Fund for the Finance Department

The Change Fund for the Finance Department is currently fixed at \$100.00. The Director of Finance/Treasurer has requested that the Change Fund be increased from \$100.00 to \$200.00. Member Dougherty offered the following resolution:

RESOLUTION NO. 38-15

RESOLUTION AUTHORIZING INCREASING THE CHANGE FUND FOR THE FINANCE DEPARTMENT

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

SUCH OTHER MATTERS TO LEGALLY COME BEFORE THE BOARD

1. Ms. Cummings introduced Christina LaPointe, the Authority's new Senior Civil Engineer who began work on March 30, 2015. This position will be a direct report to Nick Buono, IT Manager. Ms. LaPointe has a BS in Civil Engineering and a MS degree in Environmental Engineering and will act as an engineering IT applications expert where

her first assignments will include using existing IT applications (SCADA system, hydraulic model and FlexiBill Customer Information System) to complete a comprehensive water audit to identify the lost revenue and other unaccounted for water losses. Ms. LaPointe will also be trained in other areas so that she can act as an alternate to Mr. Buono for various routine IT functions. The Board welcomed Ms. LaPointe to the Authority.

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer Monthly Report – April 2015
- B. Superintendent Monthly Report – April 2015
- C. Health, Safety and Security Quarterly Report – First Quarter 2015
- D. Information Technology Monthly Report – April 2015
- E. Finance Department Monthly Reports – April 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Dougherty moved that the meeting be adjourned. Member Schimpf seconded the motion. The meeting adjourned at 8:13 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS
Assistant Secretary

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority's regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority's offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 4, 2015.

2. By delivering to, for filing, copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 4, 2015.



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 33-15

RESOLUTION AUTHORIZING PAYMENT OF MAY 2015 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 \$ 290,844.68

Total Operating Fund Checks and Wire Transfers \$ 477,221.61

GENERAL FUND/SPECIAL ACCOUNT \$ 412,995.81

TOTAL OF MAY 2015 LIST OF BILLS \$ 1,181,062.10

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: May 21, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

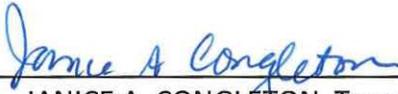
Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$1,181,062.10) for payment of the resolution entitled Resolution Authorizing Payment of May 2015 List of Bills in the Authority's 2015 Operating Budget.



JANICE A. CONGLETON, Treasurer

Dated: May 21, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, May 21, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: May 21, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 34-15

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

WHEREAS, the Authority wishes to purchase the items listed below from authorized vendors under the State of New Jersey Cooperative Purchasing Program I-NJCP during the 2015 budget year; and

WHEREAS, an authorized vendor was inadvertently omitted from the list of authorized vendors set forth in the original resolution of the Authority adopted on January 15, 2015 as set forth in the annexed memorandum from the Director of Finance/Treasurer; and

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

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

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

WHEREAS, the Treasurer of the Authority has certified the availability of funds for these contracts in the 2015 Budget;

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the revised list of vendors below be awarded the contracts set forth below for the budget year 2015:

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CONTRACT	VENDOR	ITEM	AMOUNT
A85089	Applied Analytics,	Variable Frequency Drive	\$ 57,000
82528	Bridgestone Tires	Tires	\$ 4,000
70256	Dell Marketing	Computers and Supplies	\$ 10,000
75827 (T0115)	Fischer Scientific	Laboratory Chemicals and Supplies	\$ 8,000
82527	Goodyear Tires	Tires	\$ 4,000
70967 (T-2581)	GovDeals	Internet Auctions	5% of Price
70262	Hewlett Packard	Computer and Server Supplies	\$ 5,000
53090 (T2075)	Kyocera Mita (GE Capital)	Copy Machine Lease, Copies and Supplies	\$ 7,000
75237 (T0200)	Pitney Bowes, Inc.	Mailing System	\$ 4,200
75247 (T0200)	Tempo Systems	Time Clock Hardware and Software	\$ 2,000
80199 (T0142)	Tilcon New York, Inc.	Crushed Stone, Sand and Gravel	\$ 25,000
82583	Verizon Wireless	Wireless Devices and Services	\$ 25,000
85091 (T0983)	Hach Company	Laboratory Chemicals, Supplies and	\$ 25,000

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: May 21, 2015

REVISED TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the 2015 Budget to purchase work, materials and supplies from the vendors listed below through the New Jersey Cooperative Purchasing Program in 2015. The contract costs are estimated not to exceed the amounts stated:

CONTRACT	VENDOR	ITEM	AMOUNT
A85089	Applied Analytics, L.L.C.	Variable Frequency Drive	\$ 57,000
82528	Bridgestone Tires	Tires	\$ 4,000
70256	Dell Marketing	Computers and Supplies	\$ 10,000
75827 (T0115)	Fischer Scientific	Laboratory Chemicals and Supplies	\$ 8,000
82527	Goodyear Tires	Tires	\$ 4,000
70967 (T-2581)	GovDeals	Internet Auctions	5% of Price
70262	Hewlett Packard	Computer and Server Supplies	\$ 5,000
53090 (T2075)	Kyocera Mita (GE Capital)	Copy Machine Lease, Copies and Supplies	\$ 7,000
75237 (T0200)	Pitney Bowes, Inc.	Mailing System	\$ 4,200
75247 (T0200)	Tempo Systems	Time Clock Hardware and Software	\$ 2,000
80199 (T0142)	Tilcon New York, Inc.	Crushed Stone, Sand and Gravel	\$ 25,000
82583	Verizon Wireless	Wireless Devices and Services	\$ 25,000
85091 (T0983)	Hach Company	Laboratory Chemicals, Supplies and	\$ 25,000



 JANICE A. CONGLETON, Treasurer

DATED: May 21, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, May 21, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: May 21, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 37-15

RESOLUTION APPROVING CORRECTIVE ACTION PLAN FOR 2014 ANNUAL AUDIT

WHEREAS, the 2014 Annual Audit for The Southeast Morris County Municipal Utilities Authority contained a recommendation requiring action; and

WHEREAS, the recommendation has been reviewed by the Authority's Director of Finance; and

WHEREAS, the Director of Finance, in accordance with the requirements promulgated by the New Jersey Division of Local Government Services, has developed a plan of action to address the recommendation 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 2014 Annual Audit, hereto attached, is hereby approved and accepted; and

BE IT FURTHER RESOLVED, that the Director of Finance 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


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

DATED: May 21, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

CORRECTIVE ACTION PLAN

2014 AUDIT

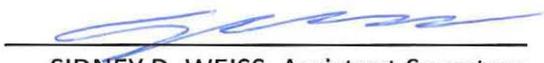
1. Recommendation: An approved purchase order is prepared prior to all purchases.

Corrective Action: Staff will be re-trained in purchasing procedures. Purchases will not be made prior to an approved purchase order being prepared and the purchase approved by the Executive Director.

Implementation Date: May 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, May 21, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: May 21, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 38-15

RESOLUTION AUTHORIZING INCREASING THE CHANGE FUND FOR THE FINANCE DEPARTMENT

WHEREAS, the Change Fund for the Finance Department is currently fixed at \$100.00; and

WHEREAS, the Director of Finance/Treasurer has requested that the Change Fund be increased from \$100.00 to \$200.00; and

NOW, THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities that the Change Fund for the Finance Department be increased from \$100.00 to \$200.00; and

BE IT FURTHER RESOLVED that two copies of this resolution be filed with the Division of Local Government Services New Jersey Department of Community Affairs for approval.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

DATED: May 21, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, May 21, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: May 21, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

JUNE 18, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority (the "Authority") was held on Thursday, June 18, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30 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 Baldassari; Members Conradi, Iannaccone, Johnson, Kissil and Schimpf

ABSENT: Members Carroll and Dougherty

MOTION APPROVING MINUTES OF MAY 21, 2015

Copies of the minutes of the meeting held on March 21, 2015, were distributed to the members prior to the meeting for review and comment. Member Schimpf moved that the minutes be adopted as presented. Member Kissil abstained. Member Conradi seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

NOES: None

ABSTAINS: Member Kissil

RESOLUTION – APPROVAL OF JUNE LIST OF BILLS

Copies of the bill list for June were distributed to the members prior to the meeting for comment and approval. Member Schimpf moved to approve the list of bills and offered the following resolution:

RESOLUTION NO. 39-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR JUNE 2015

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

OTHER BUSINESS

A. Report of the Finance Committee

Member Johnson reported that the Finance Committee met on June 16, 2015. The Finance Committee meeting included review and discussion of the requested connection fee waivers submitted by the Borough of Morris Plains and the Township of Hanover. In addition, the Committee discussed participation in two deferred compensation plans that had been submitted for consideration. The Committee decided to recommend the creation of an Ad Hoc Committee who would meet with Authority staff and a professional for the purposes of developing a request for proposal for these types of programs.

B. Request for Waiver of Connection Fee by Morris Plains

Borough of Morris Plains Council Member Suzanne McCluskey and former Council Member George Coogan were present to introduce an affordable housing project that Morris Plains is in the processing of constructing on Tabor Road. Ms. McCluskey stated that the fifty-six unit housing development will serve the public purpose of providing affordable housing of a critical need in the area. She added that development will be deed restricted and remain affordable in perpetuity. Ms. McCluskey stated that the building will be owned and funded 100 percent by the Borough of Morris Plains. Ms. McCluskey and Mr. Coogan, on behalf of Morris Plains, requested the Authority waive its connection fees for this project and thanked the Members for their time.

The Chairman requested additional information on the property (i.e. previous connection fees paid, etc.). The Board agreed to table the topic for discussion until further information was available for review.

C. Request for Waiver of Connection Fee by Hanover Township

The Board reviewed a letter from the Township of Hanover Fire District No. 2 dated May 29, 2015 requesting a waiver of the connection fees in regard to the new Whippany Firehouse being constructed at 10 Troy Hills Road. The Chairman requested additional information on the property (i.e. previous connection fees paid, etc.). The Board agreed to table the topic for discussion until further information was available for review.

D. Resolution Approving Establishment of Ad Hoc Benefit Committee

Following the Report of the Finance Committee, the Members determined that it is desirable to create a new Special Committee to be known as the "Ad Hoc Benefit Committee". Chairman Baldassari appointed members from the Finance and Personnel Committees to the Ad Hoc Benefit Committee as follows: Committee Chairman Alan Johnson, Members Mary Dougherty and Adolf Schimpf. Member Iannaccone offered the following resolution:

RESOLUTION NO. 40-15

RESOLUTION APPROVING ESTABLISHMENT OF AD HOC BENEFIT COMMITTEE

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

E. Resolution Authorizing Increase in Award Amount of Contract Under Cooperative Pricing Agreement with the Morris County Cooperative Pricing Council

The Board reviewed a memorandum from the Director of Finance/Treasurer dated June 16, 2015 stating that the contract for Encoder Register Positive Displacement Water Meters expired on May 31, 2015. The memorandum stated that while new bid specifications are being developed, the Authority would like to utilize the Morris County Cooperative Pricing Council Contract with RIO Supply for water meters and parts, which was authorized by Resolution No. 03-15 on January 15, 2015 in the amount of \$8,000. It was requested that that amount be increased to \$50,000 to continue with the Authority's meter replacement project. The Treasurer certified the availability of the additional funds for this contract in the 2015 Budget. Member Iannaccone offered the following resolution:

RESOLUTION NO. 41-15

RESOLUTION AUTHORIZING INCREASE IN AWARD AMOUNT OF CONTRACT UNDER COOPERATIVE PRICING AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

F. Resolution Authorizing Interlocal Service Agreement with the County of Morris to Relocate an Existing Water Main in Conjunction with a County Bridge

The County of Morris ("County") intends to replace Bridge No. 1400-121 on Ridgedale Avenue in the Town of Morristown. The County has determined that an existing 6-inch water main owned by the Authority in Ridgedale Avenue interferes with the reconstruction of the bridge. The cost of relocating the Authority's water main is estimated to be approximately \$41,263.64. The Authority is required by law to relocate the water main at the Authority's expense. The funds are available and have been certified by the Treasurer. The County has requested that the Authority enter into an Interlocal Service Agreement setting forth the respective rights and obligations of the parties with respect to the work to be performed and payment therefore. Mr. Weiss explained that the Authority is required to relocate its water facilities in public streets and bridges to accommodate a public project unless there is a statute requiring reimbursement, which is not the case here. The Authority will save money by having the County do the work rather than the Authority having to bid the project itself. After discussion, Member Schimpf offered the following resolution:

RESOLUTION NO. 42-15

RESOLUTION AUTHORIZING INTERLOCAL SERVICE AGREEMENT WITH THE COUNTY OF MORRIS PROVIDING FOR AUTHORIZATION TO RELOCATE AN EXISTING WATER MAIN IN CONJUNCTION WITH THE REPLACEMENT OF COUNTY BRIDGE NO. 1400-121 ON RIDGEDALE AVENUE IN THE TOWN OF MORRISTOWN

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

G. Resolution Approving Modification of Water Facilities Easement

Mr. Weiss stated that the Authority is the holder of a water facilities easement dated August 7, 1957 partially affecting property located in the Township of Hanover known as Block 2401, Lot 2.01 and 3 (the "Original Easement"), which property is presently owned by Hansch Construction, Inc. ("Hansch"). He continued that it had been determined that the actual location of the Authority's water facilities are located outside of the area described in the Original Easement but still within the property owned by Hansch. Mr. Weiss stated that the Authority and Hansch have agreed to modify the Original Easement to cover the actual location of the water facilities and such future water facilities as may be required or desired by Authority, in consideration of Authority's release of its rights in the property owned by Hansch described in the Original Easement, all as set forth in a proposed Modification, Grant and Release of Water Facilities Agreement. Member Iannaccone offered the following resolution:

RESOLUTION NO. 43-15

RESOLUTION APPROVING MODIFICATION OF WATER FACILITIES EASEMENT

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer Monthly Report – May 2015
- B. Superintendent Monthly Report – May 2015
- C. Information Technology Monthly Report – May 2015
- D. Finance Department Monthly Reports – May 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Schimpf moved that the meeting be adjourned. Member Iannaccone seconded the motion. The meeting adjourned at 8:30 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS
Assistant Secretary



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 39-15

RESOLUTION AUTHORIZING PAYMENT OF JUNE 2015 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 \$ 279,445.03

Total Operating Fund Checks and Wire Transfers \$ 441,148.11

GENERAL FUND/SPECIAL ACCOUNT \$ 360,101.34

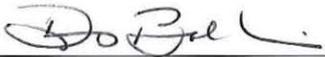
TOTAL OF JUNE 2015 LIST OF BILLS \$ 1,080,694.48

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: June 18, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

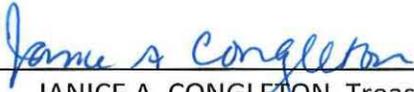
Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$1,080,694.48) for payment of the resolution entitled Resolution Authorizing Payment of June 2015 List of Bills in the Authority's 2015 Operating Budget.



JANICE A. CONGLETON, Treasurer

Dated: June 18, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, June 18, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: June 18, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 40-15

RESOLUTION APPROVING ESTABLISHMENT OF AD HOC BENEFIT COMMITTEE

WHEREAS, The Southeast Municipal Utilities Authority's (the "Authority's") By-laws permit the creation of Special Committees by the Members; and

WHEREAS, the Members have determined that it is desirable to create a new Special Committee to be known as the "Ad Hoc Benefit Committee".

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

1. A new Special Committee to be known as the "Ad Hoc Benefit Committee" be and the same is hereby established.
2. The Chairman be and is hereby authorized and directed to appoint the Members of the new Committee from the current Members of the Authority's Finance and Personnel Committees; said appointments to thereafter be made annually by the Chairman at or after the annual organization meeting of the Authority.
3. The Ad Hoc Benefit Committee shall in all other respects be constituted and 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


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

Dated: June 18, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, June 18, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: June 18, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. ~~41~~-15

RESOLUTION AUTHORIZING INCREASE IN AWARD AMOUNT OF CONTRACT UNDER COOPERATIVE PRICING AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") is a participant in a Cooperative Pricing Agreement with the Morris County Cooperative Pricing Council ("MCCPC"); 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 below has been awarded a contract by the MCCPC for and including the budget year 2015 by Resolution No. 03-15 dated January 15, 2015; and

WHEREAS, the Authority wishes to increase the amount authorized to purchase the items listed below from such authorized vendor approved by the MCCPC; and

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

WHEREAS, the Treasurer of the Authority has certified the availability of funds for this contract in the 2015 Budget;

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the amount authorized to purchase items from the vendor listed below be increased as set forth below for the budget year 2015:

CONTRACT	VENDORS	ITEMS	INITIAL AMOUNT	REVISED AMOUNT
#47	Rio Supply HD Waterworks	Water Meters and Parts	\$8,000	\$50,000

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

Dated: June 18, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

REVISED TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the 2015 Budget to purchase work, materials and supplies from the vendors listed below through the Morris County Cooperative Pricing Council in 2015. The contract costs are estimated not to exceed the amounts stated:

CONTRACT	VENDORS	ITEMS	INITIAL AMOUNT	REVISED AMOUNT
#5	Tilcon New York	Paving Materials/Crushed Stone, Gravel and Sand	\$30,000	\$30,000
#1	Allied Oil Company Finch Fuel	Unleaded Gasoline	\$110,000	\$110,000
#18	Tree King	Tree Removal	\$6,000	\$6,000
#15-C	Beyer Ford	Utility Vehicles	\$65,000	\$65,000
#13-A	City Fire Equipment	Maintenance Sprinkler System	\$5,500	\$5,500
#16	Office Concepts Staples	Office Supplies and Office Furniture	\$30,000	\$30,000
#12	Finch Fuel Company	Diesel Fuel	\$ 15,000	\$ 15,000
#17	Seidler Chemical Co.	Chlorine	\$10,000	\$10,000
#28	Garden State Hwy Products	Traffic Cones and Work Zone Signs	\$5,000	\$5,000
#47	Rio Supply HD Waterworks	Water Meters and Parts	\$8,000	\$50,000
#31	Reed & Perrine Sales, Inc.	Calcium Chloride	\$4,000	\$4,000



 JANICE A. CONGLETON, Treasurer

Initial Date: January 15, 2015 (Resolution 03-15)

Revised: June 18, 2015 (Resolution 44-15)

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, June 18, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: June 18, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 42-15

RESOLUTION AUTHORIZING INTERLOCAL SERVICE AGREEMENT WITH THE COUNTY OF MORRIS PROVIDING FOR AUTHORIZATION TO RELOCATE AN EXISTING WATER MAIN IN CONJUNCTION WITH THE REPLACEMENT OF COUNTY BRIDGE NO. 1400-121 ON RIDGEDALE AVENUE IN THE TOWN OF MORRISTOWN

WHEREAS, the County of Morris ("County") intends to replace Bridge No. 1400-121 on Ridgedale Avenue in the Town of Morristown; and

WHEREAS, the County has determined that an existing 6-inch water main owned by The Southeast Morris County Municipal Utilities Authority (the "Authority") in Ridgedale Avenue interferes with the reconstruction of the bridge; and

WHEREAS, the cost of relocating the Authority's water main is estimated to be approximately \$41,263.64; and

WHEREAS, the Authority is required by law to relocate the water main at the Authority's expense; and

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

WHEREAS, the County has requested that the Authority enter into an Interlocal Service Agreement setting forth the respective rights and obligations of the parties with respect to the work to be performed and payment therefore, a copy of which Agreement is annexed hereto as Exhibit "A".

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

1. The proposed Interlocal Service Agreement between the Authority and the County of Morris be and the same is hereby approved; and
2. The Executive Director/Chief Engineer and Secretary or Assistant Secretary be and are hereby authorized and directed to execute and deliver the said Agreement on behalf of the Authority.

ATTEST:

SIDNEY D. WEISS, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

DENNIS BALDASSARI, Chairman

Dated: June 18, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

SECOND, the COUNTY agrees to take all of the necessary actions to complete the project in accordance with the design plans prepared by the DESIGNER, good and reasonable practices and all applicable laws and regulations.

THIRD, the COUNTY and the AUTHORITY agree that each has the necessary funds available to carry out said project upon execution of this Agreement.

FOURTH, upon completion of the proposed work, the AUTHORITY and the COUNTY agree that the AUTHORITY will retain jurisdiction and ownership over the water main and all of its appurtenances and shall be responsible for all future maintenance required of the aforementioned water main, and the COUNTY agrees to cooperate with the AUTHORITY in all matters related thereto.

FIFTH, the AUTHORITY agrees to verify that the relocated water main is operational and that it is in conformance with its requirements prior to the COUNTY making payments to the CONTRACTOR for this work. The COUNTY agrees to keep the AUTHORITY informed of all material facts and circumstances, in a timely fashion, for purposes of this Agreement. No deviation from the contract plans and specifications will be permitted without the approval of both the COUNTY and the AUTHORITY.

IN WITNESS WHEREOF, each of the parties hereto has caused this instrument to be signed by its proper officers, and they have caused their corporate seals to be affixed the day and year first above written.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

By:

Dennis Baldassari, Chairman

ATTEST:

BOARD OF CHOSEN FREEHOLDERS
OF THE COUNTY OF MORRIS

By:

Kathryn A. DeFillippo, Director

**INTER-LOCAL SERVICES AGREEMENT BY AND BETWEEN
THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES
AUTHORITY AND THE COUNTY OF MORRIS,
PROVIDING FOR THE AUTHORIZATION TO RELOCATE AN
EXISTING WATER MAIN IN CONJUNCTION WITH THE
REPLACEMENT OF COUNTY BRIDGE NO. 1400-121 ON
RIDGEDALE AVENUE IN THE TOWN OF MORRISTOWN**

THIS AGREEMENT, made this ____ day of _____, 2015 by and between The Southeast Morris County Municipal Utilities Authority, having offices at 19 Saddle Road, Cedar Knolls, NJ 07927, hereinafter called "the AUTHORITY" and the County of Morris, having offices at the Administration and Records Building, Court Street, Morristown, NJ 07963, hereinafter called "the COUNTY".

WHEREAS, the COUNTY has contracted with T Y Lin International ("the DESIGNER") and Konkus Corporation ("the CONTRACTOR") to replace Bridge No. 1400-121 on Ridgedale Avenue in the Town of Morristown, County of Morris, New Jersey; and

WHEREAS, an existing 6-inch diameter steel water main is near the existing Bridge No. 1400-121; and, where said water main is owned by the AUTHORITY and will have to be relocated as it interferes with the construction of the proposed bridge; and

WHEREAS, it is the purpose of this Agreement to incorporate the relocation of said water main into the COUNTY's Contracts with the DESIGNER and the CONTRACTOR to replace Bridge No. 1400-121; and

WHEREAS, the cost of all work (both design and construction) associated with the relocation of the water main will be established as part of the separate contracts with the DESIGNER estimate shall not exceed \$10,350.00 and the CONTRACTOR estimate shall not exceed \$30,913.64; and

WHEREAS, the AUTHORITY will reimburse the COUNTY for all of the DESIGNER's reasonable costs and for all of the CONTRACTOR's reasonable costs associated with said work, including any additional work resulting from any field condition that may require changing the relocation during construction.

NOW THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties hereto covenant and agree with each other, as follows:

FIRST, the COUNTY hereby agrees that the project described shall be undertaken by the COUNTY upon determination and notification by the COUNTY pursuant to the foregoing estimated costs.

TREASURER'S CERTIFICATION

I hereby certify funds are available for payment to the County of Morris in connection with an Interlocal Service Agreement providing for the relocation of an existing water main in conjunction with the replacement of County Bridge No. 1400-121 on Ridgedale Avenue in Morristown. The total maximum amount to be paid to the County of Morris will not exceed \$41,236.64. This item will be charged to Account No. 02-00-500-362.



JANICE A. CONGLETON, Treasurer

DATED: June 18, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, June 18, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: June 18, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. ~~42~~-15

RESOLUTION APPROVING MODIFICATION OF WATER FACILITIES EASEMENT

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") is the holder of a water facilities easement dated August 7, 1957 partially affecting property located in the Township of Hanover known as Block 2401, Lot 2.01 and 3 (the "Original Easement"), which property is presently owned by Hansch Construction, Inc. ("Hansch"); and

WHEREAS, it has been determined that the actual location of the Authority's water facilities are located outside of the area described in the Original Easement but still within the property owned by Hansch; and

WHEREAS, the Authority and Hansch have agreed to modify the Original Easement to cover the actual location of the water facilities and such future water facilities as may be required or desired by Authority, in consideration of Authority's release of its rights in the property owned by Hansch described in the Original Easement, all as set forth in a proposed Modification, Grant and Release of Water Facilities Agreement, annexed hereto and made party hereof.

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

1. The proposed Modification, Grant and Release of Water Facilities Easement attached hereto and made part hereof be and the same is hereby approved.
2. The Chairman or Vice Chairman and Secretary or Assistant Secretary be and they are hereby authorized and directed to execute and deliver said agreement in the manner provided by law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: June 18, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, June 18, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: June 18, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

JULY 16, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority (the "Authority") was held on Thursday, July 16, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30 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 Baldassari; Members Carroll*, Conradi, Dougherty, Iannaccone, Johnson and Schimpf

ABSENT: Member Kissil

*Participated via telephone.

MOTION APPROVING MINUTES OF JUNE 18, 2015

Copies of the minutes of the meeting held on June 18, 2015, were distributed to the members prior to the meeting for review and comment. Member Johnson moved that the minutes be adopted as presented. Members Carroll and Dougherty abstained. Member Conradi seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

NOES: None

ABSTAINS: Members Carroll and Dougherty

RESOLUTION – APPROVAL OF JULY LIST OF BILLS

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

RESOLUTION NO. 44-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR JULY 2015

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

OTHER BUSINESS

A. Resolution Authorizing Contract Renewal for Dental Insurance Coverage

The Board reviewed a memorandum from the Director of Finance dated July 7, 2015 regarding the renewal of the Authority's dental insurance contract. Horizon Dental Insurance ("Horizon") is currently the Authority's provider of dental insurance for full-time employees. The current contract with Horizon expires on July 31, 2015. Horizon has agreed to provide a two-year contract renewal with a total increase for the plan of 2% above the current contract amount. The two-year contract renewal would be effective August 1, 2015 through July 31, 2017.

The Director of Finance recommended award of the two-year contract renewal with Horizon. It is rare that a dental insurance provider will offer a two-year contract and a 2% increase for two years is a better proposal than the Authority has received in the past. The Director of Finance noted that the Authority's benefits consultant, Michelle Manzella of Digital Insurance, stated that the trend for dental insurance average increases is approximately 10%. She added that it is in the best interest of the Authority to continue coverage through Horizon for the next two years.

Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 and 2017 are subject to funds being available in the 2016 and 2017 Budgets. Member Dougherty offered the following resolution:

RESOLUTION NO. 45-15

RESOLUTION AUTHORIZING CONTRACT RENEWAL FOR DENTAL INSURANCE COVERAGE

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

B. Resolution Authorizing Contract Renewal for Vision Insurance Coverage

The Board reviewed a memorandum from the Director of Finance dated July 7, 2015 regarding the renewal of the Authority's vision care insurance contract. Vision Service Plan (VSP) Insurance has agreed to renew the Authority's one-year contract for vision care insurance, which would expire on July 31, 2015. The renewal for August 1, 2015 through July 31, 2016 would have a 0% increase.

The Director of Finance recommended award of the one-year contract renewal with VSP. The Director of Finance noted that a 2015 analysis of choices presented by the Authority's benefits consultant, Michelle Manzella of Digital Insurance, demonstrated that VSP was the most competitive.

Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget. Member Dougherty offered the following resolution:

RESOLUTION NO. 46-15

RESOLUTION AUTHORIZING CONTRACT RENEWAL FOR VISION INSURANCE COVERAGE

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

C. Resolution Authorizing Inter-local Service Agreement with the County of Morris to Relocate an Existing Water Main in Conjunction with a County Bridge Replacement on Mendham Road in Morris Township

The County of Morris ("County") intends to replace Bridge No. 1400-604 on Mendham Road in the Township of Morris. The County has determined that an existing 18-inch water main owned by the Authority in Mendham Road interferes with the reconstruction of the bridge. The cost of relocating the Authority's water main is estimated to be approximately \$118,251. The Authority is required by law to relocate the water main at the Authority's expense. The funds are available and have been certified by the Treasurer. The County has requested that the Authority enter into an Inter-local Service Agreement setting forth the respective rights and obligations of the parties with respect to the work to be performed and payment therefore. Mr. Weiss explained that the Authority is required to relocate its water facilities in public streets and bridges to accommodate a public project unless there is a statute requiring

reimbursement, which is not the case here. The Authority will save money by having the County do the work rather than the Authority having to bid the project itself. After discussion, Member Dougherty offered the following resolution:

RESOLUTION NO. 47-15

RESOLUTION AUTHORIZING INTERLOCAL SERVICE AGREEMENT WITH THE COUNTY OF MORRIS PROVIDING FOR AUTHORIZATION TO RELOCATE AN EXISTING WATER MAIN IN CONJUNCTION WITH THE REPLACEMENT OF COUNTY BRIDGE NO. 1400-604 ON MENDHAM ROAD IN THE TOWNSHIP OF MORRIS

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

D. Resolution Approving Waiver of Connection Fee for Direct Project of the Borough of Morris Plains

The Borough of Morris Plains requested a full waiver of the connection fee associated with the construction of a new four-story affordable housing complex. The complex will be equipped with 56 units which has a total residential demand of approximately 9,130 gpd per N.J.A.C. 5:21. The Board reviewed the May 26, 2015 request letter. The amount of the requested waiver is \$80,892.90.

The waiver is being requested in accordance with Section 18.6 of the Authority’s Rules and Regulations which states that the connection fee may be waived by the Members if the project is a direct public project of a creating municipality such as Morris Plains. Affordable housing projects constructed by public housing authorities or non-profit organizations are by State law entitled to a reduced connection fee rate of 50% as stated in the Authority’s Rules and Regulations Section 18.8 and required by state statute. The additional reduction is permitted by the Rules and Regulations if approved by the Members at a meeting.

After discussion, during which Members Iannaccone and Schimpf indicated they opposed the additional reduction and Member Dougherty expressed reservation. Member Dougherty offered the following resolution:

RESOLUTION NO. 48-15

RESOLUTION APPROVING WAIVER OF CONNECTION FEE FOR DIRECT PROJECT OF THE BOROUGH OF MORRIS PLAINS

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty and Johnson

NOES: Members Iannaccone and Schimpf

- E. Resolution Approving Waiver of Connection Fee for Direct Project of the Township of Hanover

The Township of Hanover has requested a full waiver of the connection fee associated with the construction of a new fire house located at 10 Troy Hills Road in Whippany. The Board reviewed the May 29, 2015 request letter. The requested waiver amount is \$27,519.27. Ms. Cummings noted that the previous connection fees assumed to have been paid for the demolished properties are equal to \$13,301.

The waiver is being requested in accordance with Section 18.6 of the Authority's Rules and Regulations which states that the connection fee may be waived by the Members if the project is a direct public project of a creating municipality such as Hanover Township.

After discussion, during which Members Iannaccone and Schimpf indicated they opposed the reduction and Member Dougherty expressed reservation. Member Dougherty offered the following resolution:

RESOLUTION NO. 49-15

RESOLUTION APPROVING WAIVER OF CONNECTION FEE FOR DIRECT PROJECT OF THE TOWNSHIP OF HANOVER

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty and Johnson

NOES: Members Iannaccone and Schimpf

- F. Resolution Approving Waiver of Connection Fee for Direct Project of the Town of Morristown

The Morris School District Board of Education has requested a full waiver of the connection fee associated with the construction of an addition to the Morristown High School at 50 Early Street. The Board reviewed the July 6, 2015 request letter. The requested waiver amount is \$66,046.25.

The waiver is being requested in accordance with Section 18.6 of the Authority's Rules and Regulations which states that the connection fee may be waived by the Members if the project is a direct public project of a creating municipality. The Morris School District is created by the Town of Morristown and the Township of Morris, both of which are creating municipalities of the Authority.

After discussion, during which Members Iannaccone and Schimpf indicated they opposed the reduction and Member Dougherty expressed reservation. Member Dougherty offered the following resolution:

RESOLUTION NO. 50-15

RESOLUTION APPROVING WAIVER OF CONNECTION FEE FOR DIRECT PROJECT OF THE TOWN OF MORRISTOWN

"COPY ANNEXED"

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

- YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty and Johnson
- NOES: Members Iannaccone and Schimpf

G. Resolution Increasing Bid Threshold

Recent changes to the Local Public Contracts Law give local contracting units the ability to increase their bid threshold up to \$40,000. N.J.S.A. 40A:11-3a permits an increase in the bid threshold if a Qualified Purchasing Agent is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold. Janice Congleton possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C. 5:34-5 et seq., and was duly appointed as the Authority's Qualified Purchasing Agent by Resolution 59-13 adopted on September 19, 2013. The Authority desires to take advantage of the increased bid threshold. Member Dougherty offered the following resolution:

RESOLUTION NO. 51-15

RESOLUTION INCREASING BID THRESHOLD

"COPY ANNEXED"

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

- YEAS: Chairman Baldassari; Members Carroll, Conradi, Dougherty, Iannaccone, Johnson and Schimpf

NOES: None

SUCH OTHER MATTERS TO LEGALLY COME BEFORE THE BOARD

1. Ms. Cummings reported that the Authority was notified that a person impersonating an SMCMUA employee, with a badge, gained access to a 93 year old woman's home in the Town of Morristown on July 9, 2015 at approximately 3:30 PM. The resident stated that the male worker requested access to the basement claiming he was checking for contamination at the residence. The worker proceeded to the basement where he turned off the main water valve, left, and reportedly did not take any samples. The Authority filed a police report with the Town of Morristown and notified the Business Administrators and Offices of Emergency Management of its Creating Municipalities.
2. Ms. Cummings reported of a request for water service from Mr. and Mrs. Seth Gonzalez ("Gonzalez") to premises owned by them located at 385 Sussex Avenue in Morris Township. The well providing water to the premises stopped working. Service to the property requires construction of an off-site extension of a water main from the easterly sideline of Sussex Avenue to the westerly sideline of Sussex Avenue.

It is being proposed that Gonzalez would pay for the cost of the extension (estimated at \$11,118) and contribute the water facilities comprising the extension to the Authority at no cost to the Authority. Gonzalez would be required to pay the actual cost of the physical connection to the property (or tapping fee) as well as the cost of constructing and maintaining the connecting pipe from the curb abutting the property to the house on the property.

Section 18.5 of the Authority's Rules and Regulations for Water Service (the "Tariff") permits the Members to allow a credit toward the Connection Fee payable to the Authority in situations such as this where the customer has paid for the cost of the off-site extension and contributed the water facilities to the Authority upon a finding that special circumstance exist to justify the credit.

After discussion, the Board authorized Ms. Cummings to negotiate the final terms and conditions with Mr. and Mrs. Gonzalez where formal action would take place at the August 20, 2015 Board meeting.

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer Monthly Report – June 2015
- B. Superintendent Monthly Report – June 2015
- C. Information Technology Monthly Report – June 2015

D. Finance Department Monthly Reports – June 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Dougherty moved that the meeting be adjourned. Member Conradi seconded the motion. The meeting adjourned at 8:29 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS
Assistant Secretary



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 44-15

RESOLUTION AUTHORIZING PAYMENT OF JULY 2015 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 \$ 275,611.57

Total Operating Fund Checks and Wire Transfers \$ 458,614.83

GENERAL FUND/SPECIAL ACCOUNT \$ 39,046.16

TOTAL OF JULY 2015 LIST OF BILLS \$ 773,272.56

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: July 16, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

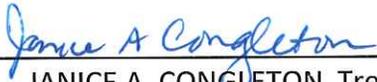
Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$773,272.56) for payment of the resolution entitled Resolution Authorizing Payment of July 2015 List of Bills in the Authority's 2015 Operating Budget.



JANICE A. CONGLETON, Treasurer

Dated: July 16, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, July 16, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: July 16, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 45-15

RESOLUTION AUTHORIZING CONTRACT RENEWAL WITH HORIZON BLUE CROSS BLUE SHIELD OF NEW JERSEY FOR DENTAL INSURANCE COVERAGE FROM AUGUST 1, 2015 THROUGH JULY 31, 2017

WHEREAS, there exists a need for renewal of the Authority's policy for dental insurance coverage; and

WHEREAS, Horizon Blue Cross Blue Shield of New Jersey (Horizon), the Authority's current dental insurance provider, has agreed to provide a two-year contract renewal with a total increase of 2% above the current contract amount; and

WHEREAS, the renewal rates and tiers of coverage are summarized in a memorandum from the Director of Finance/Treasurer dated June 7, 2015, a copy of which is annexed as Exhibit "A"; and

WHEREAS, the Director of Finance/Treasurer has recommended, in her aforementioned memorandum dated June 7, 2015, that the Authority accept the proposed renewal amendments submitted by Horizon Blue Cross Blue Shield of New Jersey at a maximum cost to the Authority of \$57,603.88 for coverage beginning on August 1, 2015 through July 31, 2017; and

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

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

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 and 2017 are subject to funds being available in the 2016 and 2017 Budgets; and

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

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, **P.E. Superintendent:** Paul A. Kozakiewicz

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

1. That the proposed renewal amendments submitted by Horizon Blue Cross Blue Shield of New Jersey for dental insurance coverage be and the same is hereby approved and accepted at an annual premium of \$28,801.94.
2. The Chairman or Vice Chairman and Secretary or Assistant Secretary be and they are hereby authorized to execute and deliver a contract renewal for such services with Horizon Blue Cross Blue Shield of New Jersey.
3. The above contract is being renewed without competitive bidding pursuant to the provisions of N.J.S.A. 40A:11-5(m) for the reasons set forth in annexed Certification of the Executive Director.
4. Copies of this Resolution and the Proposal herein approved shall be filed in the office of the Secretary of the Authority and in the respective offices of the Clerks of the Township of Hanover, the Township of Morris, the Town of Morristown and the Borough of Morris Plains, and notice of the awards shall be published once in the Daily Record in accordance with the Local Public Contracts Law.

ATTEST:



SIDNEY D. WEISS, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



DENNIS BALDASSARI, Chairman

DATED: July 16, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

MEMORANDUM

TO: Laura Cummings, P.E., Executive Director/Chief Engineer

FROM: Janice Congleton, Director of Finance

RE: Horizon Dental Insurance Renewal

DATE: July 7, 2015

Horizon Dental Insurance is currently the Authority's provider of dental insurance for full-time employees. Horizon has agreed to provide a two year contract renewal with a total increase for the plan of 2% above the current contract. The current contract expires on July 31, 2015. The new two year contract will be effective August 1, 2015 thru July 31, 2017. The current Brotherhood of Teamsters, Local 469 Contract defines the cost of coverage as \$6.00 per month per enrolled employee in addition to a \$100 annual deductible for employee and eligible dependents. There are no retiree dental benefits provided to employees.

There are 39 full-time employees out of 41 enrolled in Horizon Dental. The total current annual premium is \$28,237.20. The total annual cost to the Authority is \$26,222.20 which reflects the employee contribution of \$2,016.00 per year.

The projected annual premium which includes the 2% increase is \$28,801.94 with a cost to the Authority of \$26,785.94. The total increase to the Authority equals \$563.74 for each of the two year renewal period.

I recommend award of the 2 year contract renewal with Horizon. It is rare that a dental insurance provider will offer a 2 year contract and based on past experience, a 2% increase for two years is a better proposal than we usually receive. Horizon is the only plan that includes the three tiers of coverage which includes a clinic type option. The Authority's Benefits Consultant, Michelle Manzella, Digital Insurance, states that the trend for dental insurance average increases is approximately 10%. It is in the best interest of the Authority to continue coverage through Horizon for the next two years.

**Prospective Rating
Horizon Dental Choice
Renewal Summary of Rates**

Group Name: Southeast Morris County MUA
 Group Number: 45-46-096712
 Renewal Period: 08/01/2015 to: 07/31/2017

Average Monthly Contract Exposure

Single	2Adults	Family	P & C	Total
4	2	2	1	9

	<u>Current Rate</u>	<u>Renewal Rates</u>	<u>Change in Premium</u>
Single	\$16.55	\$16.88	\$0.33
2Adults	\$36.02	\$36.74	\$0.72
Family	\$55.70	\$56.81	\$1.11
P & C	\$36.02	\$36.74	\$0.72

Percentage Change: 2.00%

The above Dental rates includes a broker commission of 10% of the 1st \$5,000 in premium, 4% for the next \$95,000 and 2% thereafter (10/4/2 scale).

Horizon BCBSNJ administers payment of broker commissions on Contract Holder's behalf to Contract Holder's commissioned broker. Broker commission noted herein is specifically directed, approved, and authorized by Contract Holder and Horizon BCBSNJ provides only administrative services in making broker payment and does not independently make commission payments. Contract Holder acknowledges that broker commissions are paid by its own funds and that it remains responsible to fund such commissions either as included in the premium rates or self-funded fees. Where Contract Holder approval is not had within 45 days of the effective/renewal date, Horizon BCBSNJ shall cease all administration of broker commission payments on behalf of Contract Holder and premium rates or self-funded fees shall be reduced accordingly. Additionally, Contract Holder is solely responsible for contracting with its commissioned broker and Horizon BCBSNJ is not a party to such relationship between Contract Holder and its commissioned broker.

The rates and other information set forth in this renewal are subject to final approval and acceptance by Horizon BCBSNJ.

I represent that by signing this document that I have the legal authority to accept these terms.

Group Official Name & Title: _____
(PLEASE PRINT)

Group Official Signature & Date: _____

**Prospective Rating
Horizon Dental Option Plan
Renewal Summary of Rates**

Group Name: Southeast Morris County MUA
 Group Number: 40-41-096712
 Renewal Period: 08/01/2015 to: 07/31/2017

Average Monthly Contract Exposure

Single	2Adults	Family	P & C	Total
7	5	8	3	23

	<u>Current Rate</u>	<u>Renewal Rates</u>	<u>Change in Premium</u>
Single	\$33.62	\$34.29	\$0.67
2Adults	\$69.75	\$71.14	\$1.39
Family	\$110.93	\$113.15	\$2.22
P & C	\$69.75	\$71.14	\$1.39

Percentage Change: 2.00%

The above Dental rates includes a broker commission of 10% of the 1st \$5,000 in premium, 4% for the next \$95,000 and 2% thereafter (10/4/2 scale).

Horizon BCBSNJ administers payment of broker commissions on Contract Holder's behalf to Contract Holder's commissioned broker. Broker commission noted herein is specifically directed, approved, and authorized by Contract Holder and Horizon BCBSNJ provides only administrative services in making broker payment and does not independently make commission payments. Contract Holder acknowledges that broker commissions are paid by its own funds and that it remains responsible to fund such commissions either as included in the premium rates or self-funded fees. Where Contract Holder approval is not had within 45 days of the effective/renewal date, Horizon BCBSNJ shall cease all administration of broker commission payments on behalf of Contract Holder and premium rates or self-funded fees shall be reduced accordingly. Additionally, Contract Holder is solely responsible for contracting with its commissioned broker and Horizon BCBSNJ is not a party to such relationship between Contract Holder and its commissioned broker.

The rates and other information set forth in this renewal are subject to final approval and acceptance by Horizon BCBSNJ.

I represent that by signing this document that I have the legal authority to accept these terms.

Group Official Name & Title: _____
(PLEASE PRINT)

Group Official Signature & Date: _____

**Prospective Rating
Horizon Dental TotalCare
Renewal Summary of Rates**

Group Name: Southeast Morris County MUA
 Group Number: 50-51-096712
 Renewal Period: 08/01/2015 to: 07/31/2017

Average Monthly Contract Exposure

Single	2Adults	Family	P & C	Total
4	2	5	0	11

	<u>Current Rate</u>	<u>Renewal Rates</u>	<u>Change in Premium</u>
Single	\$25.93	\$26.45	\$0.52
2Adults	\$57.34	\$58.49	\$1.15
Family	\$91.74	\$93.57	\$1.83
P & C	\$57.34	\$58.49	\$1.15

Percentage Change: 2.00%

The above Dental rates includes a broker commission of 10% of the 1st \$5,000 in premium, 4% for the next \$95,000 and 2% thereafter (10/4/2 scale).

Horizon BCBSNJ administers payment of broker commissions on Contract Holder's behalf to Contract Holder's commissioned broker. Broker commission noted herein is specifically directed, approved, and authorized by Contract Holder and Horizon BCBSNJ provides only administrative services in making broker payment and does not independently make commission payments. Contract Holder acknowledges that broker commissions are paid by its own funds and that it remains responsible to fund such commissions either as included in the premium rates or self-funded fees. Where Contract Holder approval is not had within 45 days of the effective/renewal date, Horizon BCBSNJ shall cease all administration of broker commission payments on behalf of Contract Holder and premium rates or self-funded fees shall be reduced accordingly. Additionally, Contract Holder is solely responsible for contracting with its commissioned broker and Horizon BCBSNJ is not a party to such relationship between Contract Holder and its commissioned broker.

The rates and other information set forth in this renewal are subject to final approval and acceptance by Horizon BCBSNJ.

I represent that by signing this document that I have the legal authority to accept these terms.

Group Official Name & Title: _____ (PLEASE PRINT)

Group Official Signature & Date: _____

Horizon Healthcare of New Jersey

Southeast Morris County MUA #96712

Dental Rate Renewal Summary

Renewal Period: 08/01/2015 to 07/31/2017

Experience Period: 02/01/2014 to 01/31/2015

1. TOTAL CLAIM LIABILITY*	19,712
2. RETENTION	4,134
3. RENEWAL PREMIUM NEEDED	23,847
4. NET RENEWAL PREMIUM NEEDED	19,629
5. PREMIUM AT CURRENT RATES	19,245
6. NET RATE CHANGE	2.00%

Average Number Of Contracts: 22

The Retention for Dental includes a broker commission of 10% of the 1st \$5,000, 4% of the next \$95,000, and 2% thereafter (10/4/2 scale).

Horizon BCBSNJ administers payment of broker commissions on Contract Holder's behalf to Contract Holder's commissioned broker. Broker commission noted herein is specifically directed, approved, and authorized by Contract Holder and Horizon BCBSNJ provides only administrative services in making broker payment and does not independently make commission payments. Contract Holder acknowledges that broker commissions are paid by its own funds and that it remains responsible to fund such commissions either as included in the premium rates or self-funded fees. Where Contract Holder approval is not had within 45 days of the effective/renewal date, Horizon BCBSNJ shall cease all administration of broker commission payments on behalf of Contract Holder and premium rates or self-funded fees shall be reduced accordingly. Additionally, Contract Holder is solely responsible for contracting with its commissioned broker and Horizon BCBSNJ is not a party to such relationship between Contract Holder and its commissioned broker.

I acknowledge receipt and approve the renewal, commission level, and attached rates as outlined. In addition, I authorize commission to be paid to our Broker of Record

The rates and other information set forth in this renewal are subject to final approval and acceptance by Horizon BCBSNJ.

I represent that by signing this document that I have the legal authority to accept these terms.

Group Official Name & Title: _____
(PLEASE PRINT)

Group Official Signature: _____ Date: _____

Exhibit "B"

CERTIFICATION

TO: SMCMUA Board Members
FROM: Laura Cummings, P.E., Executive Director/Chief Engineer
SUBJECT: Dental Insurance Coverage
DATE: July 14, 2015

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

Carrier: Horizon Blue Cross Blue Shield of New Jersey
Cost: Not to exceed \$28,801.94 per year of contract extension
Period: August 1, 2015 through July 31, 2017
Purpose: Policies for employee dental coverage.

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

I do hereby certify as follows:

1. A renewal summary of Employee Dental Insurance Coverage was prepared by the Authority's Director of Finance/Treasurer for the period of August 1, 2015 through July 31, 2017, which is attached hereto. The rates for renewal reflect a 2.0% increase over the 2014-2015 rates.
2. The contract renewal can be made pursuant to the exception set forth in 40A:11-5(m) of the Local Public Contracts Law.
3. The services are specialized and qualitative in nature requiring expertise, extensive training and proven reputation because they involve complex insurance evaluation and underwriting concepts and because they are within the specific exception under the aforesaid section of the Local Public Contracts Law.
4. The services cannot be described by written specifications because of the complexities described above and because no such specifications are required under the exceptions set forth in the Local Public Contracts Law.

5. I have reviewed the rules and regulations of the Division of Local Government Services applicable to the Local Public Contracts Law with the General Counsel and certify that the proposed renewal may be authorized within the exception set forth in N.J.S.A. 40A:11-5(m).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Laura Cummings', written in a cursive style.

Laura Cummings, P.E.
Executive Director/Chief Engineer

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Horizon Blue Cross Blue Shield of New Jersey for dental insurance coverage from August 1, 2015 through July 31, 2017 as follows:

1. In 2015, funds are available in the amount of \$12,000; and
2. In 2016, funds will be available in the amount of \$28,801.94 subject to the approval of the 2016 Budget.
3. In 2017, funds will be available in the amount of \$16,801.94, subject to the approval of the 2017 Budget.

The total maximum amount of this contract will not exceed \$57,603.88. This item will be charged to Account No. 02-20-400-605.



JANICE A. CONGLETON, Treasurer

DATED: July 16, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, July 16, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: July 16, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 46-15

RESOLUTION AUTHORIZING CONTRACT RENEWAL WITH VISION SERVICE PLAN INSURANCE COMPANY FOR VISION CARE INSURANCE COVERAGE FROM AUGUST 1, 2015 THROUGH JULY 31, 2016

WHEREAS, there exists a need for renewal of the Authority's policy for vision care insurance coverage; and

WHEREAS, Vision Service Plan Insurance Company (VSP), the Authority's current vision insurance provider, has agreed to provide a one-year contract renewal with a no increase to the current contract amount; and

WHEREAS, the renewal rates and tiers of coverage are summarized in a memorandum from the Director of Finance/Treasurer dated June 7, 2015, a copy of which is annexed as Exhibit "A"; and

WHEREAS, the Director of Finance/Treasurer has recommended, in her aforementioned memorandum dated June 7, 2015, that the Authority accept the proposed renewal amendments submitted by VSP at a maximum cost of \$3,607.44 for coverage beginning on August 1, 2015 through July 31, 2016; and

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

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

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget; and

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

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E. Superintendent: Paul A. Kozakiewicz

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

1. That the proposed renewal amendments submitted by Vision Service Plan Insurance Company for vision insurance coverage be and the same is hereby approved and accepted at an annual premium of \$3,607.44.
2. The Chairman or Vice Chairman and Secretary or Assistant Secretary be and they are hereby authorized to execute and deliver a contract renewal for such services with Vision Service Plan Insurance Company.
3. The above contract is being renewed without competitive bidding pursuant to the provisions of N.J.S.A. 40A:11-5(m) for the reasons set forth in annexed Certification of the Executive Director.
4. Copies of this Resolution herein approved shall be filed in the office of the Secretary of the Authority and in the respective offices of the Clerks of the Township of Hanover, the Township of Morris, the Town of Morristown and the Borough of Morris Plains, and notice of the awards shall be published once in the Daily Record in accordance with the Local Public Contracts Law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: July 16, 2015



Southeast Morris County Municipal Utilities Authority
19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

MEMORANDUM

TO: Laura Cummings, P.E., Executive Director/Chief Engineer

FROM: Janice Congleton, Director of Finance

RE: Vision Service Plan Insurance Renewal

DATE: July 7, 2015

Vision Service Plan (VSP) Insurance has agreed to renew the Authority's one year contract for vision care insurance which would expire on July 31, 2015. The renewal for August 1, 2015 through July 31, 2016 will have a 0% increase. As per the International Brotherhood of Teamsters, Local 469, current contract dated January 1, 2014 through December 31, 2015, the Authority will provide employee or family eyeglass coverage with a 50% contribution by the employee and a 50% contribution by the Authority. No retirement vision care benefits are provided to employees.

There are currently 24 out of 41 full-time employees enrolled in VSP. The current total annual cost of the plan is \$3,607.44, with 50% or \$1,803.72 being the cost to the Authority.

The budgeted amount for 2016 is estimated to be the same as current obligations unless additional employees enroll prior to August 1, 2015.

I recommend award of the 1 year contract extension with VSP with no increase in rates. A 2015 analysis of choices presented by Michelle Manzella, Benefits Consultant, Digital Insurance, demonstrated that Vision Service Plan was the most competitive.

Janice Congleton

From: Michelle Manzella <mmanzella@digitalinsurance.com>
Sent: Thursday, June 11, 2015 4:16 PM
To: Janice Congleton
Subject: Southeast Morris County MUA 30050410
Attachments: SMCMUA MBS.pdf

Hello Janice,

Attached is the Benefit Summary for the Vision Plan. I've included the rates below.

VISION SERVICE PLAN INSURANCE COMPANY
3333 Quality Drive
Rancho Cordova, California 95670

SCHEDULE OF PREMIUMS
VSP Choice Plan

VSP shall be entitled to receive premiums for each month on behalf of each Enrollee and his/her Eligible Dependents, if any, in the amounts specified below:

- \$ 6.84 per month for each eligible Enrollee without Eligible Dependents.
- \$ 10.95 per month for each eligible Enrollee with an Eligible Spouse.
- \$ 11.18 per month for each eligible Enrollee with Eligible Child(ren).
- \$ 18.02 per month for each eligible Enrollee with Eligible Spouse and Child(ren).

NOTICE: The premium under this Policy is subject to change upon renewal (after the end of the Initial Policy Term or any subsequent Policy Term), or upon change of the Schedule of Benefits or a material change in any other terms or conditions of the Policy.

Michelle Manzella> Benefits Consultant
P: 770.250.2986 **F:** 855.242.1925 Toll free: 877.904.1713 x 2986
mmanzella@digitalinsurance.com www.digitalinsurance.com

Customer Advocate Center: 866.736.6640; Fax: 866.736.6647;
Email: Service@digitalinsurance.com - For assistance with claims, eligibility, plan design features, provider networks, pharmacy issues, ID cards, enrollment status or general benefits questions



> Simplifying the health care journey

Exhibit "B"

CERTIFICATION

TO: SMCMUA Board Members
FROM: Laura Cummings, P.E., Executive Director/Chief Engineer
SUBJECT: Vision Insurance Coverage
DATE: July 14, 2015

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

Carrier: Vision Service Plan Insurance Company

Cost: Not to exceed \$3,607.44 per year

Period: August 1, 2015 through July 31, 2016

Purpose: Policies for employee vision coverage.

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

I do hereby certify as follows:

1. A renewal summary of Employee Vision Insurance Coverage was prepared by the Authority's Director of Finance/Treasurer for the period of August 1, 2015 through July 31, 2016, which is attached hereto. The rates for renewal reflect a 0% increase over the 2014-2015 rates.
2. The contract renewal can be made pursuant to the exception set forth in 40A:11-5(m) of the Local Public Contracts Law.
3. The services are specialized and qualitative in nature requiring expertise, extensive training and proven reputation because they involve complex insurance evaluation and underwriting concepts and because they are within the specific exception under the aforesaid section of the Local Public Contracts Law.
4. The services cannot be described by written specifications because of the complexities described above and because no such specifications are required under the exceptions set forth in the Local Public Contracts Law.

5. I have reviewed the rules and regulations of the Division of Local Government Services applicable to the Local Public Contracts Law with the General Counsel and certify that the proposed renewal may be authorized within the exception set forth in N.J.S.A. 40A:11-5(m).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Laura Cummings', written in a cursive style.

Laura Cummings, P.E.
Executive Director/Chief Engineer

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Vision Service Plan Insurance Company for vision insurance coverage from August 1, 2015 through July 31, 2016 as follows:

1. In 2015, funds are available in the amount of \$1,503.10; and
2. In 2016, funds will be available in the amount of \$2,104.34 subject to the approval of the 2016 Budget.

The total maximum amount of this contract will not exceed \$3,607.44. This item will be charged to Account No. 02-20-400-613.



JANICE A. CONGLETON, Treasurer

DATED: July 16, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, July 16, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: July 16, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 47-15

RESOLUTION AUTHORIZING INTERLOCAL SERVICE AGREEMENT WITH THE COUNTY OF MORRIS PROVIDING FOR AUTHORIZATION TO RELOCATE AN EXISTING WATER MAIN IN CONJUNCTION WITH THE REPLACEMENT OF COUNTY BRIDGE NO. 1400-604 ON MENDHAM ROAD IN THE TOWNSHIP OF MORRIS

WHEREAS, the County of Morris ("County") intends to replace Bridge No. 1400-604 on Mendham Road in the Township of Morris; and

WHEREAS, the County has determined that an existing 18-inch water main owned by The Southeast Morris County Municipal Utilities Authority (the "Authority") in Mendham Road interferes with the reconstruction of the bridge; and

WHEREAS, the cost of relocating the Authority's water main is estimated to be approximately \$118,251; and

WHEREAS, the Authority is required by law to relocate the water main at the Authority's expense; and

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

WHEREAS, the County has requested that the Authority enter into an Interlocal Service Agreement setting forth the respective rights and obligations of the parties with respect to the work to be performed and payment therefore, a copy of which Agreement is annexed hereto as Exhibit "A".

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

1. The proposed Interlocal Service Agreement between the Authority and the County of Morris be and the same is hereby approved; and
2. The Executive Director/Chief Engineer and Secretary or Assistant Secretary be and are hereby authorized and directed to execute and deliver the said Agreement on behalf of the Authority.

ATTEST:



SIDNEY D. WEISS, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



DENNIS BALDASSARI, Chairman

Dated: July 16, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

**INTER-LOCAL SERVICES AGREEMENT BY AND BETWEEN
THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES
AUTHORITY AND THE COUNTY OF MORRIS,
PROVIDING FOR THE AUTHORIZATION TO RELOCATE AN
EXISTING WATER MAIN IN CONJUNCTION WITH THE
REPLACEMENT OF COUNTY BRIDGE NO. 1400-604 ON
MENDHAM ROAD IN THE TOWNSHIP OF MORRIS**

THIS AGREEMENT, made this ____ day of _____, 2015 by and between The Southeast Morris County Municipal Utilities Authority, having offices at 19 Saddle Road, Cedar Knolls, NJ 07927, hereinafter called "the AUTHORITY" and the County of Morris, having offices at the Administration and Records Building, Court Street, Morristown, NJ 07963, hereinafter called "the COUNTY".

WHEREAS, the COUNTY has contracted with Suburban Consulting Engineers ("the DESIGNER") and Konkus Corporation ("the CONTRACTOR") to replace Bridge No. 1400-604 on Mendham Road (CR 510) in the Township of Morris, County of Morris, New Jersey; and

WHEREAS, an existing 18-inch diameter cast iron water main is near the existing Bridge No. 1400-604; and, where said water main is owned by the AUTHORITY and will have to be relocated as it interferes with the construction of the proposed bridge; and

WHEREAS, it is the purpose of this Agreement to incorporate the relocation of said water main into the COUNTY's Contracts with the DESIGNER and the CONTRACTOR to replace Bridge No. 1400-604; and

WHEREAS, the cost of all work (both design and construction) associated with the relocation of the water main will be established as part of the separate contracts with the DESIGNER estimated to be approximately \$ 20,950.00 and the CONTRACTOR estimated to be approximately \$ 97,301.00; and

WHEREAS, the AUTHORITY will reimburse the COUNTY for all of the DESIGNER's reasonable costs and for all of the CONTRACTOR's reasonable costs associated with said work, including any additional work resulting from any field condition that may require changing the relocation during construction.

NOW THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties hereto covenant and agree with each other, as follows:

FIRST, the COUNTY hereby agrees that the project described shall be undertaken by the COUNTY upon determination and notification by the COUNTY pursuant to the foregoing estimated costs.

SECOND, the COUNTY agrees to take all of the necessary actions to complete the project in accordance with the design plans prepared by the DESIGNER, good and reasonable practices and all applicable laws and regulations.

THIRD, the COUNTY and the AUTHORITY agree that each has the necessary funds available to carry out said project upon execution of this Agreement.

FOURTH, upon completion of the proposed work, the AUTHORITY and the COUNTY agree that the AUTHORITY will retain jurisdiction and ownership over the water main and all of its appurtenances and shall be responsible for all future maintenance required of the aforementioned water main, and the COUNTY agrees to cooperate with the AUTHORITY in all matters related thereto.

FIFTH, the AUTHORITY agrees to verify that the relocated water main is operational and that it is in conformance with its requirements prior to the COUNTY making payments to the CONTRACTOR for this work. The COUNTY agrees to keep the AUTHORITY informed of all material facts and circumstances, in a timely fashion, for purposes of this Agreement. No deviation from the contract plans and specifications will be permitted without the approval of both the COUNTY and the AUTHORITY.

IN WITNESS WHEREOF, each of the parties hereto has caused this instrument to be signed by its proper officers, and they have caused their corporate seals to be affixed the day and year first above written.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

By:

Dennis Baldassari, Chairman

ATTEST:

BOARD OF CHOSEN FREEHOLDERS
OF THE COUNTY OF MORRIS

By:

Kathryn A. DeFillippo, Director

TREASURER'S CERTIFICATION

I hereby certify funds are available for payment to the County of Morris in connection with an Interlocal Service Agreement providing for the relocation of an existing water main in conjunction with the replacement of County Bridge No. 1400-604 on Mendham Road in Morris Township. The total maximum amount to be paid to the County of Morris will not exceed \$118,251. This item will be charged to Account No. 02-00-500-361.



JANICE A. CONGLETON, Treasurer

DATED: July 16, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, July 16, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: July 16, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 48-15

**RESOLUTION APPROVING WAIVER OF CONNECTION FEE
FOR DIRECT PROJECT OF A CREATING MUNICIPALITY**

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has received a request from the Borough of Morris Plains ("Morris Plains") for waiver of connection fee for the project described in the copy of the request annexed hereto as Exhibit "A" (the "Project"); and

WHEREAS, Section 18.6 of the Authority's Rules and Regulations for Water Service ("Tariff") permits the Members of the Authority to waive the connection fee for a "direct public project of a Creating Municipality" such waiver to be by resolution adopted at a duly constituted meeting of the Authority; and

WHEREAS, Morris Plains is a Creating Municipality of the Authority; and

WHEREAS, the Project is determined by the Authority to be a "direct public project" of Morris Plains;

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the connection fee for the Project described in Exhibit "A" annexed hereto be and the same is hereby waived as a "direct public project" of a Creating Municipality of the Authority as provided in Section 18.6 of the Tariff;

AND BE IT FURTHER RESOLVED that the within waiver shall not serve as precedent or require waiver of a connection fee for any other project of the Borough of Morris Plains or any other Creating Municipality of the Authority notwithstanding any similarity of such project with the Project herein approved.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

Dated: July 16, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

BOROUGH OF MORRIS PLAINS

531 Speedwell Avenue
Morris Plains, New Jersey 07950

Tel (973) 538-2224

Fax (973) 538-8834

May 26, 2015

Board of Directors
Southeast Morris County
Municipal Utilities Authority
19 Saddle Road
Cedar Knolls, New Jersey 07927



Re: Morris Plains Affordable Housing Development
260 Tabor Road, Block 101, Lot 3.02
Morris Plains, New Jersey 07950

Dear Board Members:

The Borough of Morris Plains has made application for water service for a fifty-six unit Affordable Housing Development located at 260 Tabor Road, Morris Plains. The property was previously developed, initially as the Easter Seal Rehabilitation Center, and later as a church. The property was then purchased by Pfizer, and deeded to the Borough specifically for affordable housing. The Borough has since demolished the building and will begin site work for the development shortly. The Borough has entered into an Agreement with Madison Affordable Housing Corp. for the construction of the building and completion of the site.

Representatives from the Borough would appreciate an opportunity to discuss with you at your June 18, 2015 our request that the SMCMUA waive connection fees. This development will serve the public purpose by providing fifty-six units of affordable housing of a critical need in our area (26 one-bedroom units, 22 two-bedroom family units, and 8 three-bedroom family units). Madison Affordable Housing is a non-profit corporation which develops affordable housing throughout Morris County. When construction is complete, the building will be owned by the Borough and managed by Madison Affordable Housing Corp. All fifty-six units in this development will be affordable in perpetuity, providing a continuing opportunity for affordable housing needs. The development is funded 100 percent by the municipality.

We look forward to meeting with you to discuss the proposal in further detail. Thank you for your consideration.

Very truly yours,

A handwritten signature in blue ink that reads "Suzanne B. McCluskey".

Suzanne B. McCluskey
Councilwoman

sue@deltacon.com
973-224-5086

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, July 16, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: July 16, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 49-15

**RESOLUTION APPROVING WAIVER OF CONNECTION FEE
FOR DIRECT PROJECT OF A CREATING MUNICIPALITY**

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has received a request from the Board of Fire Commissioners of the Township of Hanover Fire District No. 2 ("Hanover Township") for waiver of connection fee for the project described in the copy of the request annexed hereto as Exhibit "A" (the "Project"); and

WHEREAS, Section 18.6 of the Authority's Rules and Regulations for Water Service ("Tariff") permits the Members of the Authority to waive the connection fee for a "direct public project of a Creating Municipality" such waiver to be by resolution adopted at a duly constituted meeting of the Authority; and

WHEREAS, Hanover Township is a Creating Municipality of the Authority; and

WHEREAS, the Project is determined by the Authority to be a "direct public project" of Hanover Township;

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the connection fee for the Project described in Exhibit "A" annexed hereto be and the same is hereby waived as a "direct public project" of a Creating Municipality of the Authority as provided in Section 18.6 of the Tariff;

AND BE IT FURTHER RESOLVED that the within waiver shall not serve as precedent or require waiver of a connection fee for any other project of Hanover Township or any other Creating Municipality of the Authority notwithstanding any similarity of such project with the Project herein approved.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

Dated: July 16, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

Fire District No.2

TOWNSHIP OF HANOVER, MORRIS COUNTY
NEW JERSEY

440 ROUTE 10
WHIPPANY, NJ 07981

TEL: 973-887-3906
FAX: 973-887-4559

May 29, 2015

Southeast Morris County Municipal Utilities Authority
SMCMUA
19 Saddle Road
Cedar Knolls, NJ 07927
Attn: Chairman Dennis Baldassari

Dear Dennis:

The Board of Fire Commissioners, Township of Hanover Fire District No. 2 would like to request a waiver of the connection fees in regard to the new Whippany Firehouse being constructed at 10 Troy Hills Road.

If you need more information, please don't hesitate to contact us. We truly appreciate your consideration in this matter.

Sincerely,



Ronald G. Barz
Chairman
Board of Fire Commissioners
Township of Hanover Fire District No. 2

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, July 16, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: July 16, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 50-15

**RESOLUTION APPROVING WAIVER OF CONNECTION FEE
FOR DIRECT PROJECT OF A CREATING MUNICIPALITY**

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has received a request from the Morris School District ("Morristown") for waiver of connection fee for the project described in the copy of the request annexed hereto as Exhibit "A" (the "Project"); and

WHEREAS, Section 18.6 of the Authority's Rules and Regulations for Water Service ("Tariff") permits the Members of the Authority to waive the connection fee for a "direct public project of a Creating Municipality" such waiver to be by resolution adopted at a duly constituted meeting of the Authority; and

WHEREAS, Morristown is a Creating Municipality of the Authority; and

WHEREAS, the Project is determined by the Authority to be a "direct public project" of Morris Plains;

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the connection fee for the Project described in Exhibit "A" annexed hereto be and the same is hereby waived as a "direct public project" of a Creating Municipality of the Authority as provided in Section 18.6 of the Tariff;

AND BE IT FURTHER RESOLVED that the within waiver shall not serve as precedent or require waiver of a connection fee for any other project of the Town of Morristown or any other Creating Municipality of the Authority notwithstanding any similarity of such project with the Project herein approved.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: July 16, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

RECEIVED
7/7/15



Morris School District

31 Hazel St.
Morristown, NJ 07960

July 6, 2015

Board of Directors
Southeast Morris County Municipal Utilities Authority
19 Saddle Road
Cedar Knolls, New Jersey 07927-1901

Re: Morris School District
Morristown High School Addition and Alterations Project
Morristown, New Jersey

Ladies and Gentlemen of the Board,

The Morris School District is currently proceeding with an Addition and Alteration project at Morristown High School located on Early Street in Morristown, New Jersey. A component of this work is the installation of a new water service to serve the fire protection system in the addition area. This service will originate at a wet tap in Early Street.

The Morris School District is funded by, and provides public school educational services to, the students residing in Morristown, Morris Township and through a tuition agreement with Morris Plains. These three towns comprise four of the Creating Municipalities of the Southwest Morris County Municipal Utilities Authority. Accordingly, the Morris School District respectfully requests a waiver of the connection fees for the referenced service as the waiver would directly benefit these Creating Municipalities.

We appreciate your consideration of this request. If there is any additional information that is required by the Authority, please contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read "Christine Kelly".

Christine Kelly
Business Administrator / Board Secretary
christinea.kelly@msdk12.net
973-292-2300 x 2021

Cc: Mike Glander, GPC
Bill Costello, EPIC Management
Bob Iamello – DiCara/Rubino Architects

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, July 16, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: July 16, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 51-15

RESOLUTION INCREASING THE BID THRESHOLD

WHEREAS, the recent changes to the Local Public Contracts Law gave local contracting units the ability to increase their bid threshold up to \$40,000; and

WHEREAS, N.J.S.A. 40A:11-3a, permits an increase in the bid threshold if a Qualified Purchasing Agent is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold; and

WHEREAS, Janice Congleton possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C. 5:34-5 et seq., and was duly appointed as the Authority's Qualified Purchasing Agent by Resolution 59-13 adopted on September 19, 2013; and

WHEREAS, The Southeast Morris County Municipal Utilities Authority ("Authority") desires to take advantage of the increased bid threshold;

NOW THEREFORE BE IT RESOLVED that the Members of the Authority hereby increases its bid threshold to \$40,000; and

BE IT FURTHER RESOLVED that in accordance with N.J.A.C. 5:34-5.2 the Secretary or Assistant Secretary is hereby authorized and directed to forward a certified copy of this resolution to the Director of the Division of Local Government Services.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

Dated: July 16, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, July 16, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: July 16, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

AUGUST 20, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority (the "Authority") was held on Thursday, August 20, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30 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 Baldassari; Members Conradi, Iannaccone, Kissil, Johnson and Schimpf

ABSENT: Members Carroll and Dougherty

MOTION APPROVING MINUTES OF JULY 16, 2015

Copies of the minutes of the meeting held on July 16, 2015, were distributed to the members prior to the meeting for review and comment. Member Johnson moved that the minutes be adopted. Member Kissil abstained. Member Conradi seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

NOES: None

ABSTAINS: Member Kissil

COMMUNICATIONS

1. August 11, 2015 – Copy of letter from the Township of Mendham regarding the 2015-2016 Clyde Potts Reservoir hunting dates.

RESOLUTION – APPROVAL OF AUGUST LIST OF BILLS

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

RESOLUTION NO. 52-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR AUGUST 2015

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Kissil, Johnson and Schimpf

NOES: None

OTHER BUSINESS

A. Resolution Authorizing Award of a Contract for Janitorial Services

The Board reviewed a memorandum from the Executive Director dated August 14, 2015 regarding the proposals received for janitorial services. The low cost proposal for the basic cleaning tasks was submitted by Statewide Sanitation Services Corp. (“Statewide Sanitation”); however, Statewide Sanitation was unable to provide compliant proof of insurance as required in the contract for these services. As a result, the Executive Director recommended award to the second vendor, Carroll Services, Inc., located in Denville, New Jersey. The contract will be awarded for a twelve-month period, with a total contract cost of \$25,590.

Mr. Weiss stated that the contract is being awarded without public bidding as not exceeding the bidding threshold required by the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.); and in compliance with the Pay-to-Play Law (N.J.S.A. 19:44A-1 et seq.). He added that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget. Member Johnson offered the following resolution:

RESOLUTION NO. 53-15

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR JANITORIAL SERVICES

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Kissil, Johnson and Schimpf

NOES: None

B. Resolution Authorizing Award of a Contract for Encoder Register Positive Displacement Cold Water Meters

The Board reviewed a memorandum from the Executive Director dated August 14, 2015 regarding the bids received for Encoder Register Positive Displacement Cold Water Meters. Bids for this equipment were advertised on July 23, 2015 and were received on August 12, 2015. Notices of the bid were distributed to seven (7) companies where bid packages were obtained by five (5) companies, and one (1) company submitted a bid. Rio Supply, Inc., of Sicklerville, New Jersey, has been determined to be the lowest qualified bidder in the total amount of \$249,371.00 covering a one year period with options for renewal after the first year as permitted by the Local Public Contracts Law.

Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget. Member Johnson offered the following resolution:

RESOLUTION NO. 54-15

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR ENCODER REGISTER POSITIVE DISPLACEMENT COLD WATER METERS

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Kissil, Johnson and Schimpf

NOES: None

C. Resolution Authorizing Use of Competitive Contracting for Specialized Data Processing Services

The Board reviewed a memorandum from the Executive Director dated August 14, 2015 recommending the solicitation of proposals for the operation, management and administration of data processing services (consisting of information systems used for geospatial, metadata, environmental, engineering, business and cybersecurity software data applications and related systems) by use of the competitive contracting process authorized by the Local Public Contracts Law (N.J.S.A. 40A:4.1-4.5). It is deemed to be in the best interest of the Authority and the water system to utilize competitive contracting for the solicitation of proposals for such services. N.J.S.A. 40A:11-4.3 requires that the governing body of the Authority pass a resolution authorizing the use of competitive contracting each time specialized services are desired to be contracted for by use of the competitive contracting process. Member Schimpf offered the following resolution:

RESOLUTION NO. 55-15

RESOLUTION AUTHORIZING USE OF COMPETITIVE CONTRACT FOR SPECIALIZED DATA
PROCESSING SERVICES

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Kissil, Johnson and
Schimpf

NOES: None

D. Resolution Approving Credit to Connection Fee

The Board reviewed a memorandum from the Executive Director dated August 17, 2015 regarding a request for water service by Mr. and Mrs. Gonzalez to property located at 385 Sussex Avenue in Morris Township. Water service to the property requires construction of an off-site extension of a water main from the easterly sideline of Sussex Avenue to the westerly sideline of Sussex Avenue. Mr. and Mrs. Gonzalez have agreed to pay for the cost of the extension (estimated at \$11,118) and to contribute the water facilities comprising the extension to the Authority at no cost to the Authority. Mr. and Mrs. Gonzalez have also agreed to pay the actual cost of the physical connection to the property (tapping fee) as well as the cost of constructing and maintaining the connecting pipe from the curb abutting the property to the house on the property. Section 18.5 of the Authority’s Rules and Regulations for Water Service (the “Tariff”) permits the Members to allow a credit toward the Connection Fee payable to the Authority in situations such as this where the customer has paid for the cost of the off-site extension and contributed the water facilities to the Authority upon a finding that special circumstance exist to justify the credit. The Board finds that Mr. and Mrs. Gonzalez have agreed to comply with the requirements of Section 18.5 of the Tariff and that special circumstances exist to provide them with the Connection Fee credit authorized therein. Member Iannaccone offered the following resolution:

RESOLUTION NO. 56-15

RESOLUTION APPROVING CREDIT TO CONNECTION FEE

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Kissil, Johnson and
Schimpf

NOES: None

E. Resolution Authorizing the Transfer of Funds between Capital Budget Appropriations

The Director of Finance/Treasurer has advised that there exists certain funds in the 2015 Capital Budget line items, as listed below, which will not be expended by year end:

2015 Water Quality Monitoring System
2015 Treatment Electrical Improvements
2015 Storage Tank Rehab & Inspection
2015 Main Relocation

There is a need for additional funds in the 2015 Capital Budget line items listed below:

2015 System Improvements - General
2015 Mapping Treatment System
2015 General Electrical Design
2015 Main Rehab, Replacement, Design

The Director of Finance/Treasurer has requested that certain fund transfers be approved within the 2015 Capital Budget. The transfers are in the best interest of the Authority. Member Iannaccone offered the following resolution:

RESOLUTION NO. 57-15

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS BETWEEN CAPITAL BUDGET APPROPRIATIONS

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Kissil, Johnson and Schimpf

NOES: None

F. Resolution Authorizing Closed Session Discussion

Chairman Baldassari stated that the following Agenda item may be held in closed session pursuant to the exceptions set forth in the Open Public Meetings Law:

1. Report of the Ad Hoc Benefits Committee (proposed provisions to be included in collective NEGOTIATIONS agreement)

The Chairman then moved the following resolution:

RESOLUTION NO. 58-15

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSION

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Kissil, Johnson and Schimpf

NOES: None

[CLOSED SESSION MEETING FOLLOWED]

[RESUMPTION OF PUBLIC MEETING]

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer Monthly Report – July 2015
- B. Superintendent Monthly Report – July 2015
- C. Information Technology Monthly Report – July 2015
- D. Finance Department Monthly Reports – July 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Kissil moved that the meeting be adjourned. Member Schimpf seconded the motion. The meeting adjourned at 8:42 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS
Assistant Secretary

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority's regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority's offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 4, 2015.

2. By delivering to, for filing, copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 4, 2015.



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 52-15

RESOLUTION AUTHORIZING PAYMENT OF AUGUST 2015 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 \$ 275,735.55

Total Operating Fund Checks and Wire Transfers \$ 837,305.75

GENERAL FUND/SPECIAL ACCOUNT \$ 97,192.14

TOTAL OF AUGUST 2015 LIST OF BILLS \$ 1,210,233.44

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

Dated: August 20, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

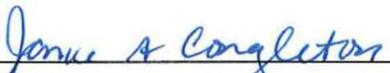
Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$1,210,233.44) for payment of the resolution entitled Resolution Authorizing Payment of August 2015 List of Bills in the Authority's 2015 Operating Budget.



JANICE A. CONGLETON, Treasurer

Dated: August 20, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, August 20, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: August 20, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 53-15

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR JANITORIAL SERVICES

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has received a proposal from Carroll Services, Inc. ("Carroll") dated April 30, 2015 for janitorial services; and

WHEREAS, the total cost of the services to be provided under the proposal is estimated not to exceed the sum of \$25,590; and

WHEREAS, the contract is being awarded without public bidding as not exceeding the bidding threshold required by the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.); and in compliance with the Pay-to-Play Law (N.J.S.A. 19:44A-1 et seq.); and

WHEREAS, Carroll has completed and submitted Business Entity Disclosure Certifications which certify that it has not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit him 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 there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget; and

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

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

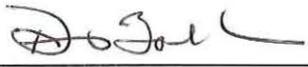
1. The proposal of Carroll Services, Inc., dated April 30, 2015, be and the same is hereby approved.
2. The Executive Director be and is hereby authorized and directed to execute and deliver, on behalf of the Authority, the contract hereby approved and any future replacements, renewals or extensions thereof that do not exceed the bidding threshold of the New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) or the threshold for compliance with the New Jersey Pay-to-Play Law (N.J.S.A. 19:14A-1 et seq.).

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: August 20, 2015

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Carroll Services, Inc., for janitorial services as follows:

1. In 2015, funds are available in the amount of \$12,339.00; and
2. In 2016, funds will be available in the amount of \$13,251.00 subject to the approval of the 2016 Budget.

The total maximum amount of this contract will not exceed \$25,590.00. This item will be charged to Account No. 5-02-50-400-625.



JANICE A. CONGLETON, Treasurer

Dated: August 20, 2015

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

The undersigned hereby certifies that the estimated amount of the contract to be awarded to Carroll Services, Inc., for janitorial services exceeds \$17,500.



JANICE A. CONGLETON, Treasurer

Dated: August 20, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, August 20, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: August 20, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 54-15

RESOLUTION AWARDING CONTRACT FOR ENCODER REGISTER POSITIVE DISPLACEMENT COLD WATER METERS

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has advertised and received bids, pursuant to a fair and open process, for the contract entitled Encoder Register Positive Displacement Cold Water Meters on August 12, 2015; and

WHEREAS, one bid was received by the five companies who obtained bid packages; and

WHEREAS, Rio Supply, Inc., of Sicklerville, New Jersey, has been determined to be the lowest qualified bidder in the total amount of \$249,371.00 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; and

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

1. That a contract for the contract entitled Encoder Register Positive Displacement Cold Water Meters be awarded to Rio Supply, Inc., in accordance with its bid submitted on August 12, 2015 in the amount of \$249,371; and
2. That the appropriate officers of the Authority be and they are hereby authorized and directed to execute a contract on behalf of the Authority in the manner provided by law; and
3. That the contract be limited to the maximum amount of bid after signing the contract.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: August 20, 2015

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Rio Supply Inc., for Encoder Register Positive Displacement Cold Water Meters as follows:

1. In 2015, funds are available in the amount of \$83,124; and
2. Remaining funds are available in the 2014 Capital Budget in the amount of \$166,247.

The total maximum amount of this contract will not exceed \$249,371. This item will be charged to the Capital Budget's Meters and Services Residential Meters Account.



JANICE A. CONGLETON, Treasurer

Dated: August 20, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, August 20, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: August 20, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 55-15

RESOLUTION AUTHORIZING USE OF COMPETITIVE CONTRACTING FOR SPECIALIZED DATA PROCESSING SERVICES

WHEREAS, the Executive Director has recommended that The Southeast Morris County Municipal Utilities Authority (the "Authority") solicit proposals for the operation, management and administration of data processing services (consisting of information systems used for geospatial, metadata, environmental, engineering, business and cybersecurity software data applications and related systems) by use of the competitive contracting process authorized by the Local Public Contacts Law (N.J.S.A. 40A:4.1-4.5); and

WHEREAS, it is deemed to be in the best interest of the Authority and the water system to utilize competitive contracting for the solicitation of proposals for such services; and

WHEREAS, N.J.S.A. 40A:11-4.3 requires that the governing body of the Authority pass a resolution authorizing the use of competitive contracting each time specialized services are desired to be contracted for by use of the competitive contracting process;

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the use of competitive contracting for the solicitation of data processing services described above be and the same is hereby authorized and approved.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

DATED: August 20, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, August 20, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: August 20, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 56-15

RESOLUTION APPROVING CREDIT TO CONNECTION FEE

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has received a request for water service from Mr. and Mrs. Seth Gonzalez ("Gonzalez") to premises owned by them located at 385 Sussex Avenue in Morris Township, New Jersey (the "Property"); and

WHEREAS, service to the Property requires construction of an off-site extension of a water main from the easterly sideline of Sussex Avenue to the westerly sideline of Sussex Avenue; and

WHEREAS, Gonzalez has agreed to pay for the cost of the extension (estimated at \$11,118) and to contribute the water facilities comprising the extension to the Authority at no cost to the Authority as set forth in the form of Agreement annexed hereto as Exhibit "A" and made part hereof (the "Agreement"); and

WHEREAS, Gonzalez has also agreed to pay the actual cost of the physical connection to the Property (tapping fee) as well as the cost of constructing and maintaining the connecting pipe from the curb abutting the Property to the house on the Property as also set forth in the Agreement annexed hereto as Exhibit "A"; and

WHEREAS, Section 18.5 of the Authority's Rules and Regulations for Water Service (the "Tariff") permits the Members to allow a credit toward the Connection Fee payable to the Authority in situations such as this where the customer has paid for the cost of the off-site extension and contributed the water facilities to the Authority upon a finding that special circumstance exist to justify the credit; and

WHEREAS, the Authority finds that Gonzalez has agreed to comply with the requirements of Section 18.5 of the Tariff and that special circumstances exist to provide them with the Connection Fee credit authorized therein.

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

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

1. The Agreement between the Authority and Mr. and Mrs. Gonzalez annexed hereto as Exhibit "A" be and the same is hereby ratified and approved.
2. Upon compliance with the provisions of the Agreement requiring payment by Gonzalez of the cost of constructing the off-site extension, contributing the water facilities comprising the extension to the Authority and payment and assumption of the other costs and obligations referred to in the Agreement, Gonzalez shall be allowed a credit toward the Connection Fee in the amount of \$4,367 as set forth in the Agreement hereby ratified and approved.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



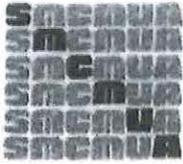
SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: August 20, 2015

EXHIBIT A



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

July 17, 2015

VIA ELECTRONIC AND REGULAR MAIL

Mr. and Mrs. Seth and Lindsay Gonzalez
385 Sussex Avenue
Morristown, NJ 07960

Dear Mr. and Mrs. Gonzalez:

This will confirm our agreement regarding service to your property at 385 Sussex Avenue in the Township of Morris, New Jersey.

1. The Authority will extend its existing water main in the eastbound side of Sussex Avenue to the westbound side in order to serve your property (the extension).
2. You will reimburse the Authority for the cost of the extension estimated to be \$11,118. Payment is to be made prior to the commencement of construction of the extension.
3. Upon completion of the extension, you will contribute the water facilities comprising the extension to the Authority at no cost to the Authority.
4. In consideration of your payment of the cost of the extension and contribution of the facilities to the Authority, the Authority will waive the connection fee of \$4,367.00 which is normally required as a condition to water service being provided to property newly connected to the water system.
5. You will also be responsible for: (1) the cost of making the actual physical connection of your property to the extended water main which is currently fixed at \$603.77 as set forth in the Authority's tariff (the tapping fee); and (2) for construction and maintenance of the connecting pipe (service line) from the curb abutting your property to your house as, also provided in the Authority's tariff. You retain ownership of this service line and are responsible for maintaining it.

6. You will apply for and submit the appropriate application for water service to your premises as required of all new customers; and abide by all applicable rules and regulations of the Authority not inconsistent with this agreement.

If the foregoing accurately sets forth your understanding of our agreement, you should sign the copy of this letter which is enclosed and return it promptly to me. Should you have any questions or wish to discuss any aspect of the matter further, please call me at the above listed number.

Yours very truly,

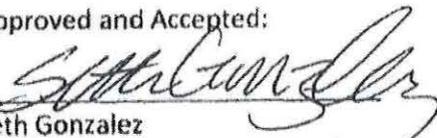


Laura Cummings, P.E.
Executive Director

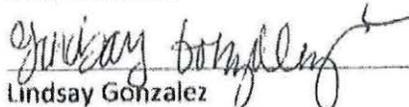
SDW/akb

Enclosure

Approved and Accepted:


Seth Gonzalez

7/20/15
Date


Lindsay Gonzalez

7/20/15
Date

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, August 20, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: August 20, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 57-15

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS BETWEEN CAPITAL BUDGET APPROPRIATIONS

WHEREAS, the Director of Finance/Treasurer of The Southeast Morris County Municipal Utilities Authority (the Authority) has advised that there exists certain funds in the 2015 Capital Budget line items, as listed below, which will not be expended by year end:

Account Number	Account	Amount
02-00-500-371	2015 Water Quality Monitoring System	\$25,000
02-00-500-368	2015 Treatment Electrical Improvements	\$15,000
02-00-500-364	2015 Storage Tank Rehab & Inspection	\$31,000
02-00-500-362	2015 Main Relocation	\$50,000

WHEREAS, there is a need for additional funds in the 2015 Capital Budget line items, as listed below:

Account Number	Account	Amount
02-00-500-363	2015 System Improvements - General	\$30,000
02-00-500-365	2015 Mapping Treatment System	\$10,000
02-00-500-368	2015 General Electrical Design	\$31,000
02-00-500-361	2015 Main Rehab, Replacement, Design	\$50,000

WHEREAS, the Director of Finance/Treasurer has requested that the following transfers be approved within the 2015 Capital Budget:

From:		
Account Number	Account	Amount
02-00-500-371	2015 Water Quality Monitoring System	\$25,000
02-00-500-368	2015 Treatment Electrical Improvements	\$15,000
02-00-500-364	2015 Storage Tank Rehab & Inspection	\$31,000
02-00-500-362	2015 Main Relocation	\$50,000

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

To:		
Account Number	Account	Amount
02-00-500-363	2015 System Improvements - General	\$30,000
02-00-500-365	2015 Mapping Treatment System	\$10,000
02-00-500-368	2015 General Electrical Design	\$31,000
02-00-500-361	2015 Main Rehab, Replacement, Design	\$50,000

WHEREAS, it appears that such transfers are in the best interest of the Authority.

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the requested transfers within the 2015 Capital Budget totaling \$121,000 as set forth above are hereby approved;

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

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: August 20, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, August 20, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: August 20, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 58-15

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSIONS

RESOLVED that discussion of:

1. Report of the Ad Hoc Benefits Committee

a) Proposed provisions to be included in collective bargaining agreement

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

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

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

DATED: August 20, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, August 20, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: August 20, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

SEPTEMBER 17, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority (the "Authority") was held on Thursday, September 17, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Vice Chairman called the meeting to order at 7:30 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: Vice Chairman Iannaccone; Members Conradi, Dougherty, Kissil, Johnson and Schimpf

ABSENT: Chairman Baldassari; Member Carroll

MOTION APPROVING MINUTES OF AUGUST 20, 2015

Copies of the minutes of the meeting held on August 20, 2015, were distributed to the members prior to the meeting for review and comment. Member Conradi moved that the minutes be adopted. Member Dougherty abstained. Member Johnson seconded the motion which was duly adopted by the following vote:

YEAS: Vice Chairman Iannaccone; Members Conradi, Kissil, Johnson and Schimpf

NOES: None

ABSTAINS: Member Dougherty

RESOLUTION APPROVING CLOSED SESSION MINUTES OF AUGUST 20, 2015

Copies of the minutes of the closed session meeting held on August 20, 2015, were distributed to the members prior to the meeting for review and comment. Member Schimpf moved to approve the closed session minutes and offered the following resolution:

RESOLUTION NO. 59-15

RESOLUTION APPROVING CLOSED SESSION MINUTES

"COPY ANNEXED"

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

YEAS: Vice Chairman Iannaccone; Members Conradi, Kissil, Johnson and Schimpf
NOES: None
ABSTAINS: Member Dougherty

RESOLUTION – APPROVAL OF SEPTEMBER LIST OF BILLS

Copies of the bill list for September were distributed to the members prior to the meeting for comment and approval. Member Conradi moved to approve the list of bills and offered the following resolution:

RESOLUTION NO. 60-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR SEPTEMBER 2015

“COPY ANNEXED”

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

YEAS: Vice Chairman Iannaccone; Members Conradi, Dougherty, Kissil, Johnson and Schimpf
NOES: None

OTHER BUSINESS

A. Report of the Engineering Committee

A meeting of the Engineering Committee was held on September 10, 2015 to review the 2016 Budget. During the meeting, a presentation was conducted by the Executive Director and the Authority’s Water Supply and Business Planning Consultant, Howard Woods. The presentation summarized 2015 year-end projections, differences between the 2015 and 2016 budgets, discussed projected water demands and reviewed projected rate adjustments for years 2016 through 2020. The Capital Improvement Program total annual budgets remain consistent with that projected in 2015.

The Capital Improvement Program schedule and financing strategy will be further refined in 2016 where a full revision of the existing Water Supply Master Plan and final development of the IT Master Plan are scheduled. The presentation included discussion on options for long-term financing as compared to cash funding all capital projects, especially larger multi-million dollar projects.

B. Report of the Finance Committee

A meeting of the Finance Committee was held on September 10, 2015 to review the 2016 Budget. During the meeting, a presentation was conducted by the Executive Director and the Authority’s Water Supply and Business Planning Consultant, Howard Woods. The presentation summarized

2015 year-end projections, differences between the 2015 and 2016 budgets, discussed projected water demands and reviewed projected rate adjustments for years 2016 through 2020. The Capital Improvement Program total annual budgets remain consistent with that projected in 2015.

The proposed rate adjustments will be revised based on the need to revise the projected meter sales for future years. In summary:

- 2015 year-end projections are indicating above anticipated revenue due to an increase in metered sales and connection fees and a lower than anticipated expenses.
- An overall budget increase of 2.8% was discussed where the bulk of the Operating expense increases were due to personnel, benefits, water purchase and electric cost increases.
- The presentation included discussion on options for long-term financing as compared to cash funding all capital projects, especially larger multi-million dollar projects.
- Budget projections for future years were based on:
 - Identify Revenue Sources (i.e. Wharton)
 - Maintain Cash-Funding of Capital Projects
 - Target Cash Working-Capital (Cash-Flow Reserve): Maintain greater of 12.5% of the Operating Budget or \$2 million
 - Target Year-End General Fund Balance Minimum of \$5 million
 - Routine Review of Demand Forecast
 - Assume Zero Revenue from Connection Fees
 - Assume increases in Bulk Purchase Water, Energy, O&M and Salary and Wages

The Finance Committee will introduce the 2016 Budget to the Board at the October Board Meeting, based on the revised revenue projections. It is anticipated that only conservative rate adjustments will be necessary.

- C. Resolution Authorizing Award of a Contract to John Garcia Construction Co., Inc., for Leak Repairs at the Intersection of Lafayette Street and Olyphant Drive in Morristown, New Jersey

The Board reviewed a memorandum from the Executive Director dated August 13, 2015 regarding the proposals received to repair a leak on a 24" x 8" tapping sleeve and valve located at the intersection of Lafayette Street and Olyphant Drive in Morristown, New Jersey. Due to the size and depth of the main and the close proximity of other utility lines, the repair requires the services of a private contractor. Requests for Proposals were distributed to twelve companies, where proposals

were received by two of those companies. John Garcia Construction Co., Inc., has been determined to be the lowest qualified proposer in the total amount of \$36,865.

Mr. Weiss stated that the contract is being awarded without public bidding as not exceeding the bidding threshold required by the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.); and in compliance with the Pay-to-Play Law (N.J.S.A. 19:44A-1 et seq.). He added that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for this project. Member Dougherty offered the following resolution:

RESOLUTION NO. 61-15

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO JOHN GARCIA CONSTRUCTION CO., INC.,
FOR LEAK REPAIRS AT THE INTERSECTION OF LAFAYETTE STREET AND OLYPHANT DRIVE IN
MORRISTOWN, NEW JERSEY

“COPY ANNEXED”

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

YEAS: Vice Chairman Iannaccone; Members Conradi, Dougherty, Kissil, Johnson
and Schimpf

NOES: None

D. Resolution Awarding Contracts for Water Treatment Chemicals

The Board reviewed a memorandum from the Superintendent dated September 9, 2015 regarding the bids received for Water Treatment Chemicals. Bids for these products were advertised on August 7, 2015 and were received on September 9, 2015. Bid packages were obtained by twenty-one (21) companies and five (5) companies submitted bids. Main Pool and Chemical Co., Inc., of Dupont, Pennsylvania, has been determined to be the lowest qualified bidder for Sodium Hypochlorite and Sodium Bisulfite in the total amount of \$70,650. Shannon Chemical Corp., of Malvern, Pennsylvania, has been determined to be the lowest qualified bidder for Phosphate Compounds in the total amount of \$15,747. George S. Coyne Chemical Co., Inc., of Croyden, Pennsylvania, has been determined to be the lowest qualified bidder for Calcium Hypochlorite and Liquid Citric Acid in the total amount of \$17,603. Calgon Carbon Corp., of Pittsburgh, Pennsylvania, has been determined to be the lowest qualified bidder for Granular Activated Carbon in the total amount of \$70,000. The contracts will cover a one year period with options for renewal after the first year as permitted by the Local Public Contracts Law.

Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget. Member Dougherty offered the following resolution:

RESOLUTION NO. 62-15

RESOLUTION AWARDING CONTRACTS FOR WATER TREATMENT CHEMICALS

"COPY ANNEXED"

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

YEAS: Vice Chairman Iannaccone; Members Conradi, Dougherty, Kissil, Johnson and Schimpf

NOES: None

- E. Resolution Authorizing Award of a Professional Service Contract for the Development of Electrical Studies, Safety Programs, Training and Related Matters

The Board reviewed a memorandum from the Executive Director dated September 15, 2015 regarding a professional service contract for the development of electrical studies, safety programs, training and related matters (Arc Flash Program). An Arc Flash Program is a required component of the Authority's Health and Safety Program as identified in previous safety audits. Requests for Proposals were distributed to seven (7) engineering firms where four (4) submitted proposals. It was determined that H2M Associates, Inc., of Parsippany, New Jersey, provided the lowest cost and most responsible proposal.

The contract would be 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). The Treasurer certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that the portion to be expended in 2016 will be available subject to approval of the 2016 Budget.

Member Schimpf offered the following resolution:

RESOLUTION NO. 63-15

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT FOR THE DEVELOPMENT OF ELECTRICAL STUDIES, SAFETY PROGRAMS, TRAINING AND RELATED MATTERS

"COPY ANNEXED"

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

YEAS: Vice Chairman Iannaccone; Members Conradi, Dougherty, Kissil, Johnson and Schimpf

NOES: None

F. Discussion – Hazard Mitigation Grant

Ms. Cummings referred the Board to an e-mail dated September 11, 2015 from the New Jersey Office of Emergency Management stating that the Federal Emergency Management Agency had approved the Authority's Hazard Mitigation Grant Program Application for the Picatinny Booster Station Generator Project. A grantee agreement was being developed for the Authority's endorsement and is expected sometime after October 1, 2015.

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer Monthly Report – August 2015
- B. Superintendent Monthly Report – August 2015
- C. Health, Safety and Security Report – 2nd Quarter 2015
- D. Information Technology Monthly Report – August 2015
- E. Finance Department Monthly Reports – August 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Schimpf moved that the meeting be adjourned. Member Dougherty seconded the motion. The meeting adjourned at 8:09 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS
Assistant Secretary

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority's regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority's offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 4, 2015.

2. By delivering to, for filing, copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 4, 2015.



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 59-15

RESOLUTION APPROVING CLOSED SESSION MINUTES

RESOLVED that the attached minutes of the Closed Session Meeting held on August 20, 2015, 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

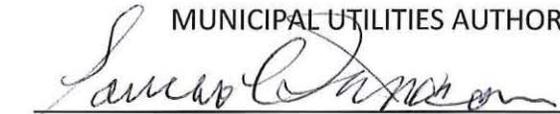
BE IT FURTHER RESOLVED that the minutes be inserted in the Closed Session Minute Book of the Authority pending such disclosure.

ATTEST:



SIDNEY D. WEISS, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SAVERIO C. IANNACCONI, Vice Chairman

Dated: September 17, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

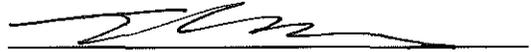
Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, September 17, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: September 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 60-15

RESOLUTION AUTHORIZING PAYMENT OF SEPTEMBER 2015 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 \$ 277,240.69

Total Operating Fund Checks and Wire Transfers \$ 711,043.20

GENERAL FUND/SPECIAL ACCOUNT \$ 29,978.67

TOTAL OF SEPTEMBER 2015 LIST OF BILLS \$ 1,018,262.52

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

SAVERIO C. IANNACCONE, Vice Chairman

Dated: September 17, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

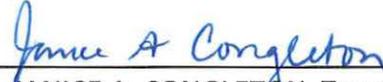
Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$1,018,262.52) for payment of the resolution entitled Resolution Authorizing Payment of September 2015 List of Bills in the Authority's 2015 Operating Budget.

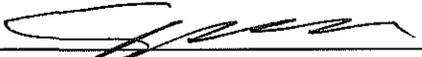


JANICE A. CONGLETON, Treasurer

Dated: September 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, September 17, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: September 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 61-15

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO JOHN GARCIA CONSTRUCTION CO., INC., FOR LEAK REPAIRS AT THE INTERSECTION OF LAFAYETTE STREET AND OLYPHANT DRIVE IN MORRISTOWN, NEW JERSEY

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has requested proposals ("RFPs") to repair a leak on a 24" x 8" tapping sleeve and valve located at the intersection of Lafayette Street and Olyphant Drive in Morristown, New Jersey; and

WHEREAS, RFPs were distributed to twelve companies, where proposals were received by two of those companies; and

WHEREAS, John Garcia Construction Co., Inc., has been determined to be the lowest qualified bidder in the total amount of \$36,865; and

WHEREAS, the contract is being awarded without public bidding as not exceeding the bidding threshold required by the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.); and in compliance with the Pay-to-Play Law (N.J.S.A. 19:44A-1 et seq.); and

WHEREAS, John Garcia Construction Co., Inc., has completed and submitted Business Entity Disclosure Certifications which certify that it has not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit him 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 there are sufficient funds available in the 2015 Budget; and

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

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

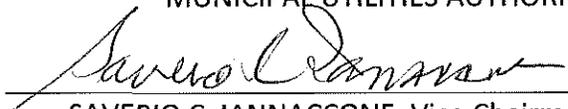
1. The proposal of John Garcia Construction Co., Inc. dated August 11, 2015, be and the same is hereby approved.
2. The Executive Director be and is hereby authorized and directed to execute and deliver, on behalf of the Authority, the contract hereby approved and any future replacements, renewals or extensions thereof that do not exceed the bidding threshold of the New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) or the threshold for compliance with the New Jersey Pay-to-Play Law (N.J.S.A. 19:14A-1 et seq.).

ATTEST:



SIDNEY D. WEISS, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SAVERIO C. IANNACCONI, Vice Chairman

Dated: September 17, 2015

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with John Garcia Construction for repairs to a leaking tapping sleeve and valve at the intersection of Lafayette Street and Olyphant Drive in Morristown, New Jersey, as follows:

1. In 2015, funds are available in the amount of \$36,865; and

The total maximum amount of this contract will not exceed \$36,865. This item will be charged to Account No. 02-00-500-361.



JANICE A. CONGLETON, Treasurer

DATED: September 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, September 17, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: September 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 62-15

RESOLUTION AWARDING CONTRACTS FOR WATER TREATMENT CHEMICALS

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has advertised and received bids for the project entitled Water Treatment Chemicals on September 9, 2015; and

WHEREAS, Main Pool and Chemical Co., Inc., has been determined to be the lowest qualified bidder for Sodium Hypochlorite and Sodium Bisulfite in the total amount of \$70,650; Shannon Chemical Corporation has been determined to be the lowest qualified bidder for Phosphate Compounds in the total amount of \$15,747; George S. Coyne Chemical Company has been determined to be the lowest qualified bidder for Calcium Hypochlorite and Liquid Citric Acid in the total amount of \$17,603.60; and Calgon Carbon Corporation has been determined to be the lowest qualified bidder for Granular Activated Carbon in the total amount of \$70,000; and

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015 (\$7,562.60); and that the portion to be expended in 2016 (\$166,438) will be available subject to approval of the 2016 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 awarded to Main Pool and Chemical Co., Inc., in accordance with its bid submitted on September 9, 2015, in the amount of \$70,650.
2. That a contract for Phosphate Compounds be awarded to Shannon Chemical Corporation in accordance with its bid submitted on September 9, 2015, in the amount of \$15,747.
3. That a contract for Calcium Hypochlorite and Liquid Citric Acid be awarded to George S. Coyne Chemical Company in accordance with its bid submitted on September 9, 2015, in the amount of \$17,603.60.

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

4. That a contract for Granular Activated Carbon be awarded to Calgon Carbon Corporation in accordance with its bid submitted on September 9, 2015, in the amount of \$70,000.
5. That the appropriate officers of the Authority be and they are hereby authorized and directed to execute contracts with regard to said project on behalf of the Authority as set forth above in the manner provided by law.
6. That the contracts be limited to the maximum amount of the bids and terms of one year beginning ten days after signing the contract.

ATTEST:



SIDNEY D. WEISS, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SAVERIO C. IANNACCONE, Vice Chairman

Dated: September 17, 2015

TREASURER'S CERTIFICATION

I hereby certify funds for payment of contracts for Water Treatment Chemicals as follows:

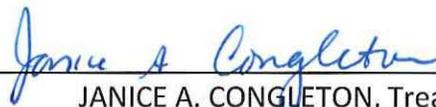
1. In 2015, funds are available in the amount as follows:

Company	Product	2015
Main Pool and Chemical	Sodium Hypochlorite and Sodium Bisulfite	\$1,768.00
Shannon Chemical	Phosphate Compounds	\$1,116.60
George Coyne Chemical	Calcium Hypochlorite and Liquid Citric Acid	\$2,678.00
Calgon Carbon	Granulated Activated Carbon	\$2,000.00

2. In 2016, funds will be available, subject to the approval of the 2016 Budget, as follows:

Company	Product	2016
Main Pool and Chemical	Sodium Hypochlorite and Sodium Bisulfite	\$68,882.00
Shannon Chemical	Phosphate Compounds	\$14,630.40
George Coyne Chemical	Calcium Hypochlorite and Liquid Citric Acid	\$14,925.60
Calgon Carbon	Granulated Activated Carbon	\$68,000.00

The total maximum amount of this contract will not exceed \$174,001. This item will be charged to Account No. 02-70-400-637 (Treatment and Pumping – Treatment Process Chemicals).



JANICE A. CONGLETON, Treasurer

DATED: September 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, September 17, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: September 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 63-15

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT FOR THE DEVELOPMENT OF ELECTRICAL STUDIES, SAFETY PROGRAMS, TRAINING AND RELATED MATTERS

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has requested proposals ("RFPs") to provide professional engineering services for the development of electrical studies, safety programs, training and related matters; and

WHEREAS, RFPs were distributed to four engineering firms, where proposals were received by all four of those firms; and

WHEREAS, H2M Associates, Inc., has been determined to be the lowest qualified bidder in the total maximum amount of \$67,620; 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 Associates, Inc., has completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions 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 there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that the portion to be expended in 2016 will be available subject to approval of the 2016 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:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

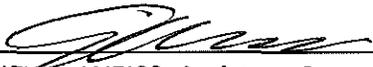
Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

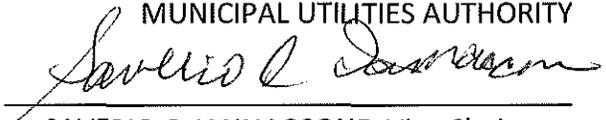
NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority as follows:

1. That the proposal of H2M Associates, Inc., dated July 30, 2015, be and the same is hereby accepted and approved.
2. The Executive Director/Chief Engineer be and is hereby authorized and directed to accept and sign the proposal 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 the Authority 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:



SIDNEY D. WEISS, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SAVERIO C. IANNACCONE, Vice Chairman

DATED: September 17, 2015

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a professional service contract with H2M for professional engineering services for development of electrical studies, safety programs, training and related matters as follows:

1. In 2015, funds are available in the amount of \$16,905; and
2. In 2016, funds will be available in the amount of \$50,715 subject to the approval of the 2016 Budget.

The total maximum amount of this contract will not exceed \$67,620. This item will be charged

to Account No. 02-00-500-368.

+ new capital account for 2016

Janice A Congleton

JANICE A. CONGLETON, Treasurer

DATED: September 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, September 17, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: September 17, 2015

NOTICE OF AWARD OF PROFESSIONAL SERVICE CONTRACT

Public Notice is hereby given that on September 17, 2015, The Southeast Morris County Municipal Utilities Authority adopted a Resolution authorizing execution of Professional Service Contract with H2M Associates, Inc., for the development of electrical studies, safety programs, training and related matters. The contract is for professional engineering services to be performed at a cost to the Authority estimated not to exceed \$67,620 as more particularly set forth in the aforesaid Resolution, copies of which are on file and available for public inspection in the office of the Authority, 19 Saddle Road, Cedar Knolls, New Jersey, and in the respective offices of the Clerks of the Township of Morris, the Township of Hanover, the Town of Morristown and the Borough of Morris Plains.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SAVERIO C. IANNACCONE, Vice Chairman

DATED: September 17, 2015

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

The undersigned hereby certifies that the estimated amount of the contract to be awarded to H2M Associates, Inc., for professional engineering services for the development of electrical studies, safety programs, training and related matters exceeds \$17,500.



JANICE A. CONGLETON, Treasurer

Dated: September 17, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

OCTOBER 22, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority (the "Authority") was held on Thursday, October 22, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30 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 Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

ABSENT: Members Carroll, Dougherty and Kissil

MOTION APPROVING MINUTES OF SEPTEMBER 20, 2015

Copies of the minutes of the meeting held on September 20, 2015, were distributed to the members prior to the meeting for review and comment. Member Johnson moved that the minutes be adopted. Member Iannaccone seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

NOES: None

RESOLUTION – APPROVAL OF OCTOBER LIST OF BILLS

Copies of the bill list for October were distributed to the members prior to the meeting for comment and approval. Member Conradi moved to approve the list of bills and offered the following resolution:

RESOLUTION NO. 64-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR OCTOBER 2015

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

NOES: None

OTHER BUSINESS

A. Resolution Awarding Contract for Clyde Potts Water Treatment Plant Membrane Filtration System Module Replacement and Information Technology Modifications

The Board reviewed a memorandum from the Superintendent dated October 19, 2015 regarding the bids received for Clyde Potts Water Treatment Plant Membrane Filtration System Module Replacement and Information Technology Modifications. Bid specifications were distributed to two companies, where one bid was received. Sherwood Logan & Associates has been determined to be the lowest qualified bidder in the total amount of \$365,722.

Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that the portion to be expended in 2016 will be available subject to approval of the 2016 Budget. Member Schimpf offered the following resolution:

RESOLUTION NO. 65-15

RESOLUTION AWARDING CONTRACT FOR CLYDE POTTS WATER TREATMENT PLANT MEMBRANE FILTRATION SYSTEM MODULE REPLACEMENT AND INFORMATION TECHNOLOGY MODIFICATIONS

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

NOES: None

B. Resolution Awarding Contract Extension for Maintenance, Servicing and Repair of HVAC Systems

The Southeast Morris County Municipal Utilities Authority (the “Authority”) entered into a contract dated October 16, 2014 with Core Mechanical, Inc., for Maintenance, Servicing and Repair of HVAC Systems which contract was duly awarded and approved by resolution dated September 18, 2014 (the “Contract”) in the total maximum amount of \$53,950. The Board reviewed a memorandum from the Superintendent dated October 20, 2015 recommending that the contract be extended for a period of one year at the same terms and conditions, including price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), set forth in the existing Contract. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; portions to be expended in 2016 are subject to funds being available in the 2016 Budget. Member Johnson offered the following resolution:

RESOLUTION NO. 66-15

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

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

NOES: None

C. Resolution Authorizing Award of a Professional Service Contract for the Clyde Potts Reservoir Dam and Watershed

The Board reviewed a memorandum from the Executive Director dated October 14, 2015 regarding a professional service contract for the Clyde Potts Reservoir Watershed and Dam. Ms. Cummings stated that the Authority contracted with Civil Dynamics in 2014 for professional engineering services for completion of a Formal Inspection of the Clyde Potts Dam as required to be completed on a triennial basis in accordance with the New Jersey Dam Safety Standards or N.J.A.C. 7:20. The 2014 Formal Inspection found the Clyde Potts Reservoir Dam and appurtenances to be in "FAIR" condition as defined by the NJDEP Dam Inspection Program Guidelines. The FAIR rating was based on the need for long-term improvements and updated studies. The Clyde Potts Dam is classified as a Class I, High Hazard Dam on the basis that failure of the Dam may cause the probable loss of life or extensive property damage. Subsequently, the Authority issued a request for proposal (RFP) to Civil Dynamics, Inc., for the purposes of completing tasks identified in the 2014 Formal Dam Inspection Report.

The contract would be 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). The Treasurer certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that the portion to be expended in 2016 will be available subject to approval of the 2016 Budget.

Member Conradi offered the following resolution:

RESOLUTION NO. 67-15

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT FOR THE CLYDE
POTTS RESERVOIR DAM AND WATERSHED

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

NOES: None

D. Resolution Introducing 2016 Budget

The Board reviewed the proposed 2016 Budget. The Executive Director/Chief Engineer and Director of Finance gave a brief PowerPoint presentation regarding the proposed 2016 Budget.

Member Iannaccone offered the following resolution:

RESOLUTION NO. 68-15

RESOLUTION INTRODUCING BUDGET FOR 2016

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

NOES: None

E. Resolution Authorizing Closed Session Discussion

Chairman Baldassari stated that the following Agenda item may be held in closed session pursuant to the exceptions set forth in the Open Public Meetings Law:

1. Proposed provisions to be included in collective bargaining agreement

The Chairman then moved the following resolution:

RESOLUTION NO. 69-15

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSION

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Iannaccone, Johnson and Schimpf

NOES: None

[CLOSED SESSION MEETING FOLLOWED]

[RESUMPTION OF PUBLIC MEETING]

SUCH OTHER MATTERS TO LEGALLY COME BEFORE THE BOARD

1. Mr. Weiss reported that Wharton has made the first payment under the revised agreement. He stated that since the Authority has completed its obligations under the pending litigation, it would be moving to be dismissed from the lawsuit.

2. Mr. Weiss reported that a meeting was held at the BPU that morning to discuss possible settlement of the customer side mark-out issue and that progress was made. He also indicated that the Appellate Division had extended the time for filing briefs in the pending appeal until November 21, 2015 and could extend further if necessary in order to finalize a settlement.

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer Monthly Report – September 2015
- B. Superintendent Monthly Report – September 2015
- C. Information Technology Monthly Report – September 2015
- D. Finance Department Monthly Report – September 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Schimpf moved that the meeting be adjourned. Member Johnson seconded the motion. The meeting adjourned at 8:41 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS
Assistant Secretary

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority's regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority's offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 4, 2015.

2. By delivering to, for filing, copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 4, 2015.



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 64-15

RESOLUTION AUTHORIZING PAYMENT OF OCTOBER 2015 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 \$ 406,310.61

Total Operating Fund Checks and Wire Transfers \$ 414,012.31

GENERAL FUND/SPECIAL ACCOUNT \$ 66,520.00

TOTAL OF OCTOBER 2015 LIST OF BILLS \$ 886,842.92

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: October 22, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$886,842.92) for payment of the resolution entitled Resolution Authorizing Payment of October 2015 List of Bills in the Authority's 2015 Operating Budget.


JANICE A. CONGLETON, Treasurer

Dated: October 22, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, October 22, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: October 22, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 65-15

RESOLUTION AWARDING CONTRACT FOR CLYDE POTTS WATER TREATMENT PLANT MEMBRANE FILTRATION SYSTEM MODULE REPLACEMENT AND INFORMATION TECHNOLOGY MODIFICATIONS

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has advertised and received bids, pursuant to a fair and open process, for the contract entitled Clyde Potts Water Treatment Plant Membrane Filtration System Module Replacement and Information Technology Modifications on October 15, 2015; and

WHEREAS, one bid was received by the two companies who obtained bid packages; and

WHEREAS, Sherwood Logan & Associates of South Amboy, New Jersey, has been determined to be the lowest qualified bidder in the total amount of \$365,722; and

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that the portion to be expended in 2016 will be available subject to approval of the 2016 Budget; and

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

1. That a contract for the contract entitled Clyde Potts Water Treatment Plant Membrane Filtration System Module Replacement and Information Technology Modifications be awarded to Sherwood Logan & Associates in accordance with its bid submitted on October 15, 2015 in the amount of \$365,722; and
2. That the appropriate officers of the Authority be and they are hereby authorized and directed to execute a contract on behalf of the Authority in the manner provided by law; and
3. That the contract be limited to the maximum amount of bid after signing the contract.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

DATED: October 22, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

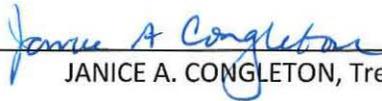
I hereby certify funds for payment of a contract with Sherwood Logan & Associates for Clyde Potts Water Treatment Plant Membrane Filtration System Module Replacement and Information Technology Modifications as follows:

1. In 2015, funds are available in the amount of \$83,674; and
2. In 2016, funds will be available in the amount of \$282,048 subject to the approval of the 2016 Budget.

The total maximum amount of this contract will not exceed \$365,722. This item will be charged to

Account No. 02-00-500-369.

2015 Clyde Potts membrane modules



JANICE A. CONGLETON, Treasurer

Dated: October 22, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, October 22, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: October 22, 2015



Resolution No. 66-15

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

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") entered into a contract dated October 16, 2014 with Core Mechanical, Inc., for Maintenance, Servicing and Repair of HVAC Systems which contract was duly awarded and approved by resolution dated September 18, 2014 (the "Contract"); and

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

WHEREAS, the Superintendent 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, based upon memorandum of the Superintendent dated October 20, 2015, a copy of which is annexed hereto, that the services are being performed by Core Mechanical, Inc., under the Contract in an effective and efficient manner; and

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

WHEREAS, the total cost to the Authority is \$53,950 for the one-year extension; and

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that the portion to be expended in 2016 will be available subject to approval of the 2016 Budget; and

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

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

1. The term of the Contract dated October 16, 2014, between the Authority and Core Mechanical, Inc., be and the same is hereby extended for a period of one year as provided in the Contract and permitted by the Local Public Contracts Law, N.J.S.A. 40A:11-15;
2. The extension shall be on the same terms and conditions, including price, as permitted pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-15), set forth in the existing Contract, which Contract was awarded by the Authority by resolution duly adopted on September 18, 2014;
3. The Chairman or Vice Chairman and Secretary or Assistant Secretary be and they are hereby authorized and directed to execute and deliver the extension agreement or other document as may be required, and approved by the General Counsel, in order to effectuate the intent of this resolution.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: October 22, 2015



MEMORANDUM

To: Laura Cummings, PE, Executive Director/Chief Engineer

From: Paul A. Kozakiewicz, Superintendent 

Re: **Contract Extension for Maintenance, Servicing and Repair of HVAC Systems**

Date: October 20, 2015

Core Mechanical, Inc. of Pennsauken, NJ currently has a contract for Maintenance, Servicing and Repair of HVAC Systems as required in accordance with the above referenced contract. The original term of the contract dated October 16, 2014, is for one year with an option for renewal for one or two years under conditions allowed by the Local Public Contracts Law, N.J.S.A.40A: 11-15. This contract expired on October 15, 2015.

Deena Dwornik, Contract Manager of Core Mechanical, Inc. submitted a letter dated October 12, 2015 requesting an extension to the current contract for one (1) year in accordance with the extension clause. Core Mechanical proposes to hold the current price through the contract term. The LPCL – Current Index Rate in accordance with N.J.S.A. 40:11-15 is 0.0%. A copy of Ms. Dwornik's letter is attached for your review. This contract extension will be subject to the existing contract provisions including all bonds.

Core Mechanical, Inc. has been performing this work for the Authority for the past few years. They have consistently performed their work in an efficient and effective manner throughout the existing contract. I recommend the Authority extend this contract for the one year period as requested.

The original Contract sets labor rates for scheduled preventive maintenance and repair work "as needed". Parts are billed separately and are not included in the bid. There are provisions in the contract documents that require the contractor to obtain price quotes for any single material item when the cost of the item will exceed public purchasing thresholds. The total maximum contract amount will be Fifty Three Thousand Nine Hundred Fifty Dollars (\$53,950.00). The CMFO/QPA/Treasurer will certify as to the availability of funds.

If approved, a Contract Extension document will be prepared and forwarded to Core Mechanical, Inc. for execution.

CORE MECHANICAL, INC.

"Heating, Air Conditioning, Refrigeration, Ventilation, Controls, Mold Remediation Testing & Prevention, Duct Cleaning, Service, Sales, Installations, Testing, Balancing, Rentals and Parts"

www.coremech.com

October 12, 2015

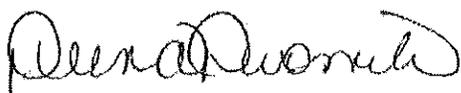
Southeast Morris County Municipal Utilities Authority
19 Saddle Road
Cedar Knolls, NJ 07927

Re: Maintenance, Servicing and Repair of HVAC Systems

Dear Mr. Kozakiewicz,

We are in receipt of your letter requesting to extend our current contract. Core Mechanical, Inc. would be happy to extend the current contract listed above at the current contract terms and conditions. Should you have any questions, please feel free to contact me. Thank you for this opportunity to continue working with your facility.

Sincerely,



Deena Dwornik
Contract Manager

7905 Browning Road * Suite 110 * Pennsauken, NJ 08109
Telephone: 856.665.0636 * Fax: 856.488.2241

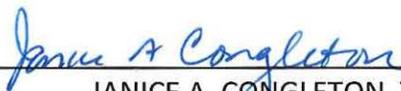
TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with Core Mechanical, Inc., for Maintenance, Servicing and Repair of HVAC System as follows:

1. In 2015, funds are available in the amount of \$13,487.50; and
2. In 2016, funds will be available in the amount of \$40,462.50 subject to the approval of the 2016 Budget.

The total maximum amount of this contract will not exceed \$53,950. This item will be charged to Account No. 02-20-400-648.

Treatment - HVAC Maintenance + Repair



JANICE A. CONGLETON, Treasurer

DATED: October 22, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, October 22, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: October 22, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 67-15

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT FOR THE CLYDE POTTS RESERVOIR DAM AND WATERSHED

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has requested a proposal ("RFPs") from Civil Dynamics, Inc., to provide professional engineering services for the Clyde Potts Reservoir Dam and Watershed; 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, Civil Dynamics, Inc., has completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions 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 there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that the portion to be expended in 2016 will be available subject to approval of the 2016 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;

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

1. That the proposal of Civil Dynamics, Inc., dated October 13, 2015, be and the same is hereby accepted and approved.

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

2. The Executive Director/Chief Engineer 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 the Authority 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:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: October 22, 2015

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

The undersigned hereby certifies that the estimated amount of the contract to be awarded to Civil Dynamics, Inc., for professional engineering services for the Clyde Potts Reservoir and Dam exceeds \$17,500.



JANICE A. CONGLETON, Treasurer

Dated: October 22, 2015

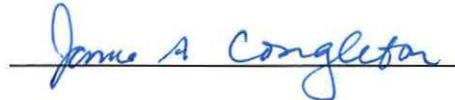
TREASURER'S CERTIFICATION

I hereby certify funds for payment of a professional engineering services contract with Civil Dynamics Inc. for the Clyde Potts Reservoir and Dam as follows:

1. In 2015 Operating Budget, funds are available in the amount of \$4,300; and
2. In 2015 Capital Budget, funds are available in the amount of \$36,465.

The total maximum amount of this contract will not exceed \$40,765. The contract will be charged to the following accounts:

Account Number: 02-10-400-601 *General Admin - Engineering*
Account Number: 02-00-500-365 *mapping - Treatment System - Capital*



JANICE A. CONGLETON, Treasurer

DATED: October 22, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, October 22, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: October 22, 2015

2016 AUTHORITY BUDGET RESOLUTION

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

FISCAL YEAR: FROM JANUARY 1, 2016 TO DECEMBER 31, 2016

WHEREAS, the Annual Budget and Capital Budget for The Southeast Morris County Municipal Utilities Authority for the fiscal year beginning, January 1, 2016 and ending, December 31, 2016 has been presented before the governing body of The Southeast Morris County Municipal Utilities Authority at its open public meeting of October 22, 2015; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$14,200,851.00, Total Appropriations, including any Accumulated Deficit if any, of \$14,942,076.00 and Total Unrestricted Net Position utilized of \$741,225.00; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$3,286,200 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$3,286,200; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of The Southeast Morris County Municipal Utilities Authority, at an open public meeting held on October 22, 2015 that the Annual Budget, including all related schedules, and the Capital Budget/Program of The Southeast Morris County Municipal Utilities Authority for the fiscal year beginning, January 1, 2016 and ending, December 31, 2016 is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of The Southeast Morris County Municipal Utilities Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 17, 2015.



(Assistant Secretary's Signature)

October 22, 2015

(Date)

Governing Body Member:	Recorded Vote			
	Aye	Nay	Abstain	Absent
Baldassari, Dennis	X			
Carroll, Robert				X
Conradi, William	X			
Dougherty, Mary				X
Iannaccone, Saverio	X			
Johnson, Alan	X			
Kissil, Donald				X
Schimpf, Adolf	X			

2016 APPROVAL CERTIFICATION

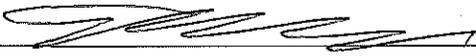
THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

AUTHORITY BUDGET

FISCAL YEAR: FROM JANUARY 1, 2016 TO DECEMBER 31, 2016

It is hereby certified that the Authority Budget, including all schedules appended hereto, are a true copy of the Annual Budget and Capital Budget/Program approved by resolution by the governing body of The Southeast Morris County Municipal Utilities Authority, at an open public meeting held pursuant to N.J.A.C. 5:31-2.3, on the 22nd day of October, 2015.

It is further certified that the recorded vote appearing in the resolution represents not less than a majority of the full membership of the governing body thereof.

Officer's Signature:			
Name:	Sidney D. Weiss, Esq.		
Title:	Assistant Secretary		
Address:	19 Saddle Road Cedar Knolls, NJ 07927		
Phone Number:	973-326-7234	Fax Number:	973-356-9521
E-mail address	sdweiss@smcmua.org		



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 69-15

RESOLUTION AUTHORIZING CLOSED SESSION DISCUSSIONS

RESOLVED that discussion of:

1. Report of the Personnel Committee

a) Proposed provisions to be included in collective bargaining agreement

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

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

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

DATED: October 22, 2015

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, October 22, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: October 22, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

NOVEMBER 12, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority (the "Authority") was held on Thursday, November 12, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30 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 Baldassari; Members Dougherty, Iannaccone, Johnson, Kissil and Schimpf

ABSENT: Members Carroll and Conradi

MOTION APPROVING MINUTES OF OCTOBER 22, 2015

Copies of the minutes of the meeting held on October 22, 2015, were distributed to the members prior to the meeting for review and comment. Member Schimpf moved that the minutes be adopted. Members Dougherty and Kissil abstained. Member Iannaccone seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Iannaccone, Johnson and Schimpf

NOES: None

ABSTAINS: Members Dougherty and Kissil

RESOLUTION APPROVING CLOSED SESSION MINUTES OF OCTOBER 22, 2015

Copies of the closed session minutes of the meeting held on October 22, 2015, were distributed to the members prior to the meeting for review and comment. Member Johnson offered the following resolution:

RESOLUTION NO. 70-15

RESOLUTION APPROVING CLOSED SESSION MINUTES OF OCTOBER 22, 2015

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Iannaccone, Johnson and Schimpf

NOES: None

ABSTAINS: Members Dougherty and Kissil

RESOLUTION – APPROVAL OF NOVEMBER LIST OF BILLS

Copies of the bill list for November were distributed to the members prior to the meeting for comment and approval. Ms. Cummings recommended that Check Number 37447 in the amount of \$6,210 to Computer Systems and Methods should be removed from this bill list and deferred for further review. Member Dougherty moved to approve the list of bills with the recommended check removal, and offered the following resolution:

RESOLUTION NO. 71-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR NOVEMBER 2015

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

OTHER BUSINESS

- A. Resolution Awarding Contract for Water Storage Tank Painting and Rehabilitation Inspection Services (Picatunny Water Storage Tank No. 1)

The Board reviewed a memorandum from the Executive Director/Chief Engineer dated November 6, 2015 regarding the bids received for Water Storage Tank Painting and Rehabilitation Inspection Services (Picatunny Water Storage Tank No. 1). Bid specifications were distributed to eight (8) companies, where three (3) bids were received. CP Engineers, L.L.C., has been determined to be the lowest qualified bidder in the total amount of \$41,900.

Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2015 Budget for the portion to be expended in 2015; and that the portion to be expended in 2016 will be available subject to approval of the 2016 Budget. Member Dougherty offered the following resolution:

RESOLUTION NO. 72-15

RESOLUTION AWARDING CONTRACT FOR WATER STORAGE TANK PAINTING AND
REHABILITATION INSPECTION SERVICES (PICATINNY WATER STORAGE TANK NO. 1)

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Dougherty, Iannaccone, Johnson, Kissil
and Schimpf

NOES: None

SUCH OTHER MATTERS TO LEGALLY COME BEFORE THE BOARD

1. Mr. Johnson inquired about the Authority's One Call violation fine. The Executive Director/Chief Engineer reported that the New Jersey Board of Public Utilities (BPU) issued a fine in the amount of \$3,000 to the Authority. She stated that the fine was primarily a result of violations incurred by the Authority due to not submitting One Call reports, as required per statute, for an extended period of time. She stated that staff members were unaware of this requirement and that the program's requirements were now in place. She added that the penalty was negotiated where the BPU still maintains the authority to issue violations for previous years, up to seven, of non-compliance.
2. The Executive Director/Chief Engineer reported that the Authority received an insurance payment in the amount of \$19,870 as a result of equipment failure at the Picatinny Booster Station. She added that additional claims are being sought for similar equipment/system failures at other Authority facilities.

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer – October 2015
- B. Superintendent – October 2015
- C. Health, Safety and Security (Quarterly) – Third Quarter 2015
- D. Information Technology – October 2015
- E. Finance – October 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Dougherty moved that the meeting be adjourned. Member Iannaccone seconded the motion. The meeting adjourned at 8:08 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS
Assistant Secretary

SUNSHINE LAW STATEMENT

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

1. By posting a copy of the Annual Notice of the Authority's regular meetings (upon which this meeting is listed) on the Bulletin Board at the Authority's offices at 19 Saddle Road, Cedar Knolls, New Jersey, and by delivering copies of such notice for posting at similar public places in the municipal buildings of the Town of Morristown, the Townships of Hanover and Morris and the Borough of Morris Plains on February 4, 2015.

2. By delivering to, for filing, copies of the Annual Notice with the Daily Record, the Newark Star Ledger, the Morris News Bee, the clerks of the Townships of Chatham, Harding, Mendham, Randolph and Parsippany-Troy Hills, the Borough of Florham Park and the County of Morris on February 4, 2015.



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 70-15

RESOLUTION APPROVING CLOSED SESSION MINUTES

RESOLVED that the attached minutes of the Closed Session Meeting held on October 22, 2015, be and the same are hereby approved but withheld from public inspection and insertion in the regular Minute Book pending release for public disclosure pursuant to the provisions of the Open Public Meetings Act; and

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

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

Dated: November 12, 2015

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, November 12, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: November 12, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 71-15

RESOLUTION AUTHORIZING PAYMENT OF NOVEMBER 2015 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 \$ 137,194.43

Total Operating Fund Checks and Wire Transfers \$ 315,757.19

GENERAL FUND/SPECIAL ACCOUNT \$ 170,799.40

TOTAL OF NOVEMBER 2015 LIST OF BILLS \$ 623,751.02

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

Dated: November 12, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$623,751.02) for payment of the resolution entitled Resolution Authorizing Payment of November 2015 List of Bills in the Authority's 2015 Operating Budget.



JANICE A. CONGLETON, Treasurer

Dated: November 12, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, November 12, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: November 12, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 72-15

RESOLUTION AWARDING CONTRACT FOR WATER STORAGE TANK PAINTING AND REHABILITATION INSPECTION SERVICES (PICATINNY WATER STORAGE TANK NO. 1)

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has advertised and solicited bids for the project entitled Water Storage Tank Painting and Rehabilitation Inspection Services (Picatinny Water Storage Tank No. 1) on November 4, 2015; and

WHEREAS, three bids were received by the eight companies who obtained bid packages; and

WHEREAS, CP Engineers, L.L.C., has been determined to be the lowest qualified bidder in the total not to exceed amount of \$49,100; and

WHEREAS, the Treasurer has certified that there are sufficient funds available in the 2015 Budget; and

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

1. That a contract for Water Storage Tank Painting and Rehabilitation Inspection Services (Picatinny Water Storage Tank No. 1) be awarded to CP Engineers, L.L.C., in accordance with its bid submitted on November 4, 2015, in the not to exceed amount of \$49,100.
2. That the appropriate officers of the Authority be and they are hereby authorized and directed to execute a contract with regard to said project on behalf of the Authority in the manner provided by law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

DATED: November 12, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with CP Engineers, L.L.C., for Water Storage Tank Painting and Rehabilitation Inspection Services (Picatinny Water Storage Tank No. 1) as follows:

1. In 2015, funds are available in the amount of \$ 49,100 ; and
2. In 2016, funds will be available in the amount of \$ — subject to the approval of the 2016 Budget.

The total maximum amount of this contract will not exceed \$49,100. This item will be charged to

Account No. 02-00-500-364 Capital-Storage Tank.
Rehab + Inspection

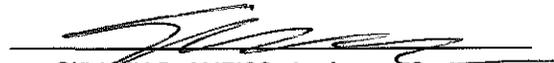
Janice A. Congleton

JANICE A. CONGLETON, Treasurer

DATED: November 12, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, November 12, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: November 12, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

MEETING MINUTES

DECEMBER 17, 2015

The Regular Meeting of The Southeast Morris County Municipal Utilities Authority (the "Authority") was held on Thursday, December 17, 2015, at 7:30 PM prevailing time in the board room at the offices of the Authority at 19 Saddle Road, Cedar Knolls, New Jersey.

The Chairman called the meeting to order at 7:30 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 Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf*

ABSENT: Member Carroll

* Member participated in the meeting via telephone and acknowledged that he could hear the Chairman and other participants.

MOTION APPROVING MINUTES OF NOVEMBER 12, 2015

Copies of the minutes of the meeting held on November 12, 2015, were distributed to the members prior to the meeting for review and comment. Member Dougherty moved that the minutes be adopted. Member Conradi abstained. Member Johnson seconded the motion which was duly adopted by the following vote:

YEAS: Chairman Baldassari; Members Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

ABSTAINS: Member Conradi

COMMUNICATIONS

1. December 14, 2015 – Copies of letters to the Townships of Hanover and Morris advising of upcoming term expirations of Members Iannaccone and Baldassari respectively.
2. Copy of the New Jersey Office of Homeland Security & Preparedness brochure titled "8 Signs of Terrorism"

RESOLUTION – APPROVAL OF DECEMBER LIST OF BILLS

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

RESOLUTION NO. 73-15

RESOLUTION AUTHORIZING PAYMENT OF LIST OF BILLS FOR DECEMBER 2015

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

OTHER BUSINESS

A. Public Rate Hearing

A public hearing was held to review certain rate revisions to the Authority’s Rules and Regulations for Water Service. A complete transcript was taken by a court reporter according to law and is made a part of these minutes.

B. Resolution Authorizing Rate Adjustment to be Effective January 1, 2016

After discussions following the public rate hearing, Member Johnson offered the following resolution:

RESOLUTION NO. 74-15

RESOLUTION AUTHORIZING RATE ADJUSTMENT TO BE EFFECTIVE JANUARY 1, 2016

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

C. Resolution Authorizing the Transfer of Funds between Budget Appropriations

The Board reviewed a memorandum from the Director of Finance dated December 14, 2015, where she advised that there exists certain funds in the 2015 budget line items which will be remaining at year end and that there are certain budget line items in the 2015 budget that require additional funding prior to the year end. The Director of Finance requested that such balances, totaling \$504,800, be transferred from the various budget line items with balances to those requiring additional funds to balance. Chairman Baldassari recalled that it was suggested by the Auditors that the Authority authorize and obtain Board approval for budget transfers among its internal appropriation line items to cover actual expenditures. Member Dougherty offered the following resolution:

RESOLUTION NO. 75-15

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS BETWEEN BUDGET APPROPRIATIONS

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

D. Resolution Authorizing General Fund Transfer

The Board reviewed a memorandum from the Director of Finance dated December 14, 2015. The 2010 Bond Resolution states that when the amount on deposit in the Operating Fund, Bond Service Fund and Bond Reserve Funds equals or exceeds the requirements for the current year, monies can be transferred into the General Capital Fund that is free and clear of any lien or pledge created by said resolution, to be used for any lawful purpose of the Authority. It was determined that a not-to-exceed amount of funds would be available to be transferred to the General Fund on December 31, 2015. Therefore, it was recommended that the Board authorize and direct the Authority to withdraw a maximum of \$5,815,250 from its General Revenue Trust Fund and transfer such amount to its General Capital Fund. After discussions, Member Johnson offered the following resolution:

RESOLUTION NO. 76-15

RESOLUTION AUTHORIZING GENERAL FUND TRANSFER

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

E. Resolution Adopting Budget for 2016

Ms. Cummings recalled that the Budget was introduced to the Board at its October 22, 2015 meeting. She reported that the Authority had received word from the Division of Local Government Services that the Budget had been conditionally approved until approval of the Authority's revised Schedules of Service Charges was adopted. Member Dougherty offered the following resolution:

RESOLUTION NO. 77-15

RESOLUTION ADOPTING BUDGET FOR 2015

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

F. Presentation – Robert English of Willis New Jersey, Inc.

The Chairman introduced the Authority's insurance consultant Mr. Robert English of Willis of New Jersey, Inc. Mr. English referred the Board to the insurance renewal proposal prepared by him dated December 14, 2015 which shows the comparisons of policy premiums of the renewal quotations received for 2016. He stated that he had met with Laura Cummings and Janice Congleton to review the Authority's overall insurance needs for 2016. Mr. English reported that after marketing the Authority's insurance needs, favorable quotations were submitted by American Alternative Insurance Company and Hartford Steam Boiler at a maximum cost to the Authority of \$123,902.23 for package, automobile, public official liability and excess liability (which was \$781.12 more than the same coverage in 2015); The Hartford at a maximum cost to the Authority of \$23,616.96 for temporary disability (which was \$3,491.96 more than the same coverage in 2015); and Statewide Insurance Fund at a maximum cost to the Authority of \$144,977.00 for workers' compensation (which was \$5,989.00 more than the same coverage in 2015).

G. Resolution Awarding Contract for Insurance Coverage

Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2016 Budget for these contracts. Following the presentation made by Mr. English, Member Dougherty offered the following resolution:

RESOLUTION NO. 78-15

RESOLUTION AWARDING CONTRACT FOR INSURANCE COVERAGE

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

H. Resolution Appointing Risk Management Consultant

Mr. English stated that the Bylaws of the Statewide Insurance Fund require the Authority as a member to appoint a Risk Management Consultant. The Board reviewed the draft resolution and agreement which would appoint Robert English of Willis of New Jersey, Inc., as its local Risk Management Consultant. Member Dougherty offered the following resolution:

RESOLUTION NO. 79-15

RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

I. Resolution Appointing Fund Commissioner

Mr. English stated that the Bylaws of the Statewide Insurance Fund also require the Authority as a member to appoint a Fund Commissioner. The Board reviewed a draft resolution which would appoint Laura Cummings as its Fund Commissioner. Member Dougherty offered the following resolution:

RESOLUTION NO. 80-15

RESOLUTION APPOINTING FUND COMMISSIONER

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

J. Resolution Appointing Public Agency Compliance Officer for 2016

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

RESOLUTION NO. 81-15

RESOLUTION APPOINTING PUBLIC AGENCY COMPLIANCE OFFICER FOR 2015

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

K. Resolution Awarding a Contract for Painting and Rehabilitation of Picatinny No. 1 Water Storage Tank (Contract No. C-201501)

Mr. Weiss stated that there is a dispute regarding the bids received for the Contract for Painting and Rehabilitation of Picatinny No. 1 Water Storage Tank (Contract No. C-201501). This agenda item was tabled for discussion and action until a later date.

L. Resolution Authorizing Execution of a Professional Service Contract with Hatch Mott MacDonald as Consulting Engineers

Hatch Mott MacDonald has submitted a proposal dated December 1, 2015 for the providing of such services commencing January 1, 2016 and terminating December 31, 2016 at an estimated maximum amount of \$15,000. The Board reviewed a memorandum from the Executive Director/Chief Engineer dated December 4, 2015 recommending award of the contract. The contract would be 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). Hatch Mott MacDonald completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of

Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit it from making any reportable contributions through the term of the contract. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2016 Budget for this contract. Member Dougherty offered the following resolution:

RESOLUTION NO. 83-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT WITH HATCH
MOTT MACDONALD AS CONSULTING ENGINEER

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone,
Johnson, Kissil and Schimpf

NOES: None

M. Resolution Authorizing Execution of a Professional Service Contract with Nisivoccia,
L.L.P. as Accountants-Auditors

Nisivoccia, L.L.P., has submitted a proposal dated December 2, 2015 for the providing of such services commencing January 1, 2016 and terminating December 31, 2016 at an estimated maximum amount of \$32,000. The Board reviewed a memorandum from the Executive Director/Chief Engineer dated December 7, 2015 recommending award of the contract. The contract would be 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). Nisivoccia, L.L.P., completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit it from making any reportable contributions through the term of the contract. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2016 Budget for this contract. Member Dougherty offered the following resolution:

RESOLUTION NO. 84-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT WITH
NISIVOCCIA, L.L.P. AS ACCOUNTANTS-AUDITORS

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

- N. Resolution Authorizing Execution of a Professional Service Contract for Non-exclusive Professional Consulting Engineering Services related to Water Supply Planning and Rate Related Matters

Howard J. Woods Jr. & Associates, L.L.C. has submitted a proposal dated December 1, 2015 for the providing of such services commencing January 1, 2016 and terminating December 31, 2016 at an estimated maximum amount of \$36,000. The Board reviewed a memorandum from the Executive Director/Chief Engineer dated December 4, 2015 recommending award of the contract. The contract would be 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). Howard J. Woods Jr. & Associates, L.L.C. completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit it from making any reportable contributions through the term of the contract. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2016 Budget for this contract. Member Johnson offered the following resolution:

RESOLUTION NO. 85-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT FOR NON-EXCLUSIVE PROFESSIONAL CONSULTING ENGINEERING SERVICES RELATED TO WATER SUPPLY PLANNING AND RATE RELATED MATTERS

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

- O. Resolution Authorizing Award of Contracts Under the Morris County Cooperative Pricing Council

The Authority is a participant in a Cooperative Pricing Agreement with the Morris County Cooperative Pricing Council (“MCCPC”). The purchase of work, materials and supplies through Cooperative Pricing Councils, such as the MCCPC, is authorized without additional advertising by the participants under Section 11 (5) of the Local Public Contracts Law, N.J.S.A. 40A:11-11(5).

The Board reviewed a memorandum from the Director of Finance dated December 3, 2015 recommending certain contract awards under the Cooperative Pricing Agreement for the 2016 budget year. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2016 Budget for these contracts. Member Dougherty offered the following resolution:

RESOLUTION NO. 86-15

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

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone,
Johnson, Kissil and Schimpf

NOES: None

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

The Board reviewed a memorandum from the Director of Finance dated December 3, 2015, requesting authorization to purchase certain items from authorized vendors under the State of New Jersey Cooperative Purchasing Program I-NJCP during the 2016 budget year. The purchases of goods and services by local contracting units through the State agency without advertising is authorized under Section 12 of the Local Public Contracts Law, N.J.S.A. 40A:11-12. The vendors listed in the memorandum have been awarded New Jersey State Contracts by the Division of Purchase and Property in the Department of Treasury. Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2016 Budget for these contracts. Member Dougherty offered the following resolution:

RESOLUTION NO. 87-15

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

“COPY ANNEXED”

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone,
Johnson, Kissil and Schimpf

NOES: None

Q. Resolution Ratifying Electric Generation Service Agreements with South Jersey Energy Company (Bid Group 6) and Constellation New Energy Inc. (Bid Group 3)

The Board referred to a memorandum from the Executive Director/Chief Engineer dated December 15, 2015. The Authority has participated in the formation and implementation of the New Jersey Sewerage and Municipal Utility Authority Electrical Supply Aggregation ("NJSMUAESA"), which is a consortium of New Jersey Sewerage and Municipal Utility Authorities formed for the purpose of soliciting and securing bids on an aggregated basis for electric generation service from licensed electric power suppliers pursuant to the provisions of the "Electric Discount and Energy Competition Act" (P.L. 1999, c.23, N.J.S.A. 48:3-49 et. seq.), and thereby enjoys the benefits of joint purchasing and bulk power purchasing discounts. The existing electric power supply contract between the Authority and TriEagle Energy LP awarded and entered as a result of a bid conducted by the NJSMUAESA in April 2014, will expire in May 2016 for each Authority electric account currently being served by TriEagle Energy LP. NJSMUAESA issued a Request for Bids on October 29, 2015 for the purpose of seeking bids for electric generation service from licensed electric power suppliers to replace the TriEagle Energy LP contract that is scheduled to expire in May 2016. Bids were received and reviewed by NJSMUAESA on November 20, 2015. Due to the fact that the electricity market is highly volatile and bid prices cannot be guaranteed past 3:00 p.m. on the day that bids are accepted, the award or rejection of bid(s) had to be made on the Authority's behalf by its designated representative by no later than 3:00 p.m. on the bid day. Paul Kozakiewicz, Superintendent, attended the bid opening as the Authority's Electric Energy representative to the NJSMUAESA and has signed the award letters and contracts where we are requesting the Board to ratify and approve the new agreements as follows: (1) Bid Group 6 (16 accounts) awarded to South Jersey Energy Company of Mr. Laurel, NJ where the new contract will result in estimated monthly savings of \$2,950 based on average energy usage; and (2) Bid Group 3 (2 accounts) to be awarded to Constellation New Energy, Inc. of New York, NY which will result in estimated monthly savings of \$4,500 based on average energy usage.

Mr. Weiss stated that the Treasurer has certified that there are sufficient funds available in the 2016 Budget for the portion to be expended in 2016; and that the portion to be expended in 2017 will be available subject to approval of the 2017 Budget; and that the portion to be expended in 2018 will be available subject to approval of the 2018 Budget. Member Dougherty offered the following resolution:

RESOLUTION NO. 88-15

RESOLUTION RATIFYING ELECTRIC GENERATION SERVICE AGREEMENTS WITH SOUTH JERSEY ENERGY COMPANY (BID GROUP 6) AND CONSTELLATION NEW ENERGY INC. (BID GROUP 3)

"COPY ANNEXED"

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

YEAS: Chairman Baldassari; Members Conradi, Dougherty, Iannaccone, Johnson, Kissil and Schimpf

NOES: None

REPORTS

Copies of the following reports were distributed to the Members for review and comment and a discussion ensued as to each item:

- A. Executive Director/Chief Engineer – October 2015
- B. Superintendent – October 2015
- C. Finance – October 2015

PUBLIC DISCUSSION

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

ADJOURNMENT

There being no further business, Member Johnson moved that the meeting be adjourned. Member Iannaccone seconded the motion. The meeting adjourned at 8:54 PM.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS
Assistant Secretary



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 73-15

RESOLUTION AUTHORIZING PAYMENT OF DECEMBER 2015 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 \$ 421,322.29

Total Operating Fund Checks and Wire Transfers \$ 407,994.83

GENERAL FUND/SPECIAL ACCOUNT \$ 36,281.25

TOTAL OF DECEMBER 2015 LIST OF BILLS \$ 865,598.37

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SIDNEY D. WEISS, Assistant Secretary

DENNIS BALDASSARI, Chairman

Dated: December 17, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

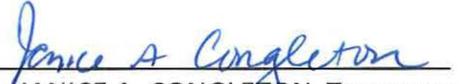
Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$865,598.37) for payment of the resolution entitled Resolution Authorizing Payment of December 2015 List of Bills in the Authority's 2015 Operating Budget.



JANICE A. CONGLETON, Treasurer

Dated: December 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: December 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 74-15

RESOLUTION APPROVING REVISED SCHEDULES OF SERVICE CHARGES

WHEREAS, The Southeast Morris County Municipal Utilities Authority's (the "Authority's") Executive Director/Chief Engineer and Director of Finance have prepared a study which recommends the adoption of certain rate revisions to the Authority's Rules and Regulations for Water Service ("Tariff"); and

WHEREAS, the proposed revised rates are required to generate sufficient revenues for the Authority to meet its expenses and debt service as required by law and by the terms of its bond resolutions; and

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

WHEREAS, notice of a public hearing and the revised schedules of service charges were published in the Daily Record on November 12, 2015 and the Star Ledger on November 13, 2015, as required by law; and

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

WHEREAS, a public hearing on the proposed revised schedule of service charges was held by the Authority on December 17, 2015, as required by law; and

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

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

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

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

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

1. The revised schedules of service charges set forth in Exhibit "A" annexed hereto be and are hereby approved and adopted.
2. The revised schedules of service charges shall be effective for bills rendered on and after January 1, 2016.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: December 17, 2015

**THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY**

**SCHEDULE NO. 1
GENERAL METERED SERVICE**

Applicable to the use of water supplied through meters in the territory services by the Authority.

The Total of a customer's bill for a billing period includes consumption plus the facilities charges.

CONSUMPTION CHARGE

**RESIDENTIAL RATE
(BILLED QUARTERLY)**

<u>Quantity Used Quarterly</u>		RATE (per 100 Cubic Feet)
"Lifeline" Rate	0-10	\$ 2.591
Conservation Rate	11-30	\$ 2.848
High Usage Rate	31-90	\$ 4.271
Incentive Rate	91 & Over	\$ 5.696

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

\$4.271 per 100 Cubic Feet

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

\$4.271 per 100 Cubic Feet

*Flat rate applicable to all industrial and commercial customers.

NOTE: One consumption unit = 100 cubic feet = 748 gallons

Schedule No. 1 (Revised)
Effective January 1, 2016

Residential customers are services to single family residences.

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

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

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SCHEDULE NO. 2
GENERAL METERED SERVICE

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

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

<u>Meter Size</u>	<u>Charges</u>
5/8 Inch	\$ 19.52
3/4 Inch	\$ 23.92
1 Inch	\$ 39.18
1 1/2 Inch	\$ 60.03
2 Inch	\$ 84.47
3 Inch	\$ 140.78
4 Inch	\$ 218.00
6 Inch	\$ 408.72
8 Inch	\$ 635.25
10 Inch	\$ 897.49

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

<u>Meter Size</u>	<u>Charges</u>
5/8 Inch	\$ 6.52
3/4 Inch	\$ 7.97
1 Inch	\$ 23.27
1 1/2 Inch	\$ 30.22
2 Inch	\$ 38.38
3 Inch	\$ 57.07
4 Inch	\$ 82.87
6 Inch	\$ 146.45
8 Inch	\$ 221.96
10 Inch	\$ 309.39

DEFINITIONS

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

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

BILL CALCULATION: The consumption charge is calculated by subtracting the prior meter reading from the present reading. This answer is then multiplied by the rate per 100 cubic feet. The applicable facilities charge is then added to this amount making total water bill.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SCHEDULE NO. 3
PRIVATE FIRE PROTECTION

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

<u>Size of Service</u>	<u>Charges per Quarter</u>
2 Inch	\$ 71.27
3 Inch	\$ 94.66
4 Inch	\$ 141.43
6 Inch	\$ 233.86
8 Inch	\$ 392.00
10 Inch	\$ 560.16

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SCHEDULE NO. 4
PRIVATE FIRE PROTECTION SERVICE (HYDRANTS)

Applicable within and outside the District for Private Fire Protection.

<u>Private Fire Hydrants</u>	<u>Charges per Quarter</u>
4 Inch	\$ 61.25
4 1/4 – 4 1/2 Inches	\$ 76.84
5+ Inches	\$ 91.32

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

**THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY**

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

Applicable to the entire territory service by the Authority.

RATE

Annual Charge \$ 85.75 (outdoor drinking fountain)

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SCHEDULE NO. 6
MISCELLANEOUS SERVICE

Applicable to the entire territory serviced by the Authority.

Charges not involving use of water.

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

Meters up to and including 1 Inch	\$ 38.98
Meters larger than 1 Inch	\$ 63.48

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

Meters up to and including 1 Inch	\$ 38.98
Meters larger than 1 Inch	\$ 63.48

TAPPING FEES

	<u>NEW</u>	<u>RENEWAL</u>
5/8 x 3/4 Inch	\$ 555.70	\$ 416.50
3/4 Inch	\$ 615.84	\$ 476.64
1 Inch	\$ 890.91	\$ 623.64
1 1/2 Inch	\$ 949.93	\$ 692.68
2 Inch	\$1,364.20	\$1,086.91

WET CUT FEES

<u>Sizes</u>	<u>Charges</u>
4 Inch	\$ 476.64
6 Inch	\$ 543.45
8 Inch	\$ 589.11
10 Inch	\$ 751.70

OTHER SERVICES

	<u>Charges</u>
Pumping Out Meter Pit	\$ 77.95
Annual Backflow/Detector Check	\$ 77.95
Locate and Clean Curb Box per Hour*	\$ 38.98

*One hour minimum.

LABOR AND MATERIALS

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

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

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

Applicable outside the District of the Authority.

TERMS OF PAYMENT

Net cash on presentation of the bill.

BULK RATE PER 100 CU. FT.

\$ 2.30

MISCELLANEOUS APPLICATION FEES

<u>TYPE OF APPLICATION</u>	FEES*
A. Service Connection Outside District (Excludes new Main Extensions)	
1. Residential (per connection/unit)	\$ 32.30
2. Commercial or Industrial (single unit and accessory use)	\$ 326.30
3. Industrial Park or Commercial Complex	\$ 800.70
B. New Main Extension Outside District For purpose of providing service solely to persons or property within District	
1. Residential	\$ 169.27
2. Commercial or Industrial	\$ 326.30

C. All Other New Main Extension Outside
District

1. Residential Development (per connection/unit)	\$ 32.30 (Min. fee \$996.70)
2. Commercial or Industrial (single use and accessory use including fire service)	\$ 2,163.79
3. Industrial Park or Commercial Complex (two or more units) (per connection/unit)	\$ 1,866.51

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

**THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY**

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

Applicable within the District of the Authority.

(To cover engineering, inspection, legal, etc., costs incurred relating to application.)

Application Fee

\$543.45

Deposit: \$517.84 plus \$3.90 per foot of water main extension

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

**THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY**

**SCHEDULE NO. 9
UNCOLLECTIBLE CHECK CHARGE**

If a customer or applicant for service submits an uncollectible check in payment of a bill, deposit or any service rendered, the Authority may charge a handling fee of \$33.41 plus any penalties the Authority may incur from its bank handling the uncollectible check.

**THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY**

**SCHEDULE NO. 10
SCHEDULE OF DEPOSITS**

- Omitted -

**THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY**

**SCHEDULE NO. 11
HYDRANT PERMIT FEES**

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

Deposit Required for borrowed Wrench and Adapter (deposit refunded when returned)	\$ 171.50
Monthly Charge for Unmetered Water (payable in advance)	\$ 110.25

**THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY**

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

Requests by customers or other authorized persons for searches for liens and/or unpaid service charges shall be subject to an administrative service charge as follows:

Each premise for which a search is requested \$ 16.70

Each request must be in writing and accompanied by payment in full of the applicable charge.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SCHEDULE NO. 13
CONNECTION FEE

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

Connection Fee
(Per Equivalent Dwelling Unit) \$ 4,367.00

An equivalent dwelling unit is defined as usage of 198.361 gallons per day.

Reduced Rate/Credit for Public Housing Authorities and Non-profit Organizations Building Affordable Housing

- A. Effective January 26, 2005, public housing authorities and non-profit organizations building affordable housing shall be allowed a fifty percent (50%) reduction in the Connection Fee for new connections to the Water System.
- B. For units previously connected to the Water System that were demolished or refurbished to allow for new affordable housing units for which a Connection Fee was previously paid, public housing authorities and non-profit organizations shall be entitled to a credit against the Connection Fee equal to the Connection Fee previously assessed and paid for connection to the Water System for units previously connected to the Water System.
- C. The Connection Fee assessable against a public housing authority or non-profit organization for units previously connected to the Water System that were demolished or refurbished to allow for new affordable housing units shall be the lesser of the reduced rate provided for in Paragraph A above; or the current Connection Fee applicable to other types of housing developments minus the credit provided under Paragraph B above provided that the public housing authority or non-profit organization can establish that a Connection Fee was previously assessed and paid for connecting to the Water System. If the public housing authority or non-profit organization cannot establish that a Connection Fee was previously assessed and paid for connection to the Water System, the reduced rate provided for in Paragraph A above (i.e. fifty percent (50%) of the regular Connection Fee) shall be assessed.

The reductions set forth in Paragraphs A, B and C above are provided pursuant to the provisions of P.L. 2005, Chapter 29 of the Laws of the State of New Jersey (N.J.S.A. 40:14B-23) adopted and effective on January 26, 2005.

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY

SCHEDULE NO. 14
IRRIGATION SERVICE

Flat Rate per 100 cubic feet	\$ 5.73
Seasonal on/off; drain meter charge	\$ 116.93

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: December 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 75-15

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS BETWEEN BUDGET APPROPRIATIONS

WHEREAS, The Southeast Morris County Municipal Utilities Authority's ("Authority") Director of Finance/Treasurer has advised that there exists certain funds in the 2015 budget line items which will be remaining at year end; and

WHEREAS, there are certain budget line items in the 2015 budget that require additional funding prior to the year end; and

WHEREAS, the Director of Finance/Treasurer has requested that such balances be transferred from the various budget line items with balances to those requiring additional fund to balance; and

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

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the following transfers within the 2015 Operating Budget totaling \$504,800.00 are hereby approved:

Budget Transfers for 2015

<u>Budget Line Item</u>	<u>Title</u>	<u>Amount</u>
Transfer To:		
02-10-400-607	Admin: Consultant - Labor Law Attorney	\$ 17,300.00
02-12-400-501	IT Administration - Salary & Wages	\$ 79,500.00
02-20-400-608	Statut: Medical Insurance - Active	\$ 10,000.00
02-30-400-501	Finance - Salary & Wages	\$ 44,000.00
02-30-400-502	Finance - Overtime	\$ 12,000.00
02-40-400-616	Customer Service - ACH/CC /Bank Fees	\$ 60,000.00
02-50-400-502	Operations - Overtime	\$ 3,000.00
02-50-400-621	Operations - Water Purchased	\$ 195,000.00
02-50-400-623	Operations - Uniforms & Safety Equipment	\$ 16,000.00
02-50-400-624	Operations - Safety Program & Training	\$ 10,000.00

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

<u>Budget Line Item</u>	<u>Title</u>	<u>Amount</u>
Transfer To: (continued)		
02-60-400-636	Transmission - Grounds, Lawns & Fence	\$ 2,000.00
02-70-400-642	Treatment - Electrical Supplies	\$ 1,000.00
02-75-400-501	Water Quality - Salary & Wages	\$ 7,000.00
02-75-400-502	Water Quality - Overtime	\$ 2,000.00
02-80-400-649	Services & Meters - Meter Testing	\$ 4,000.00
02-90-400-782	Field Support - Equipment	\$ 2,000.00
	Total	\$504,800.00

Transfer From:		
02-10-400-501	Admin: Salary & Wages	\$ 100,000.00
02-12-400-615	IT - Training	\$ 10,000.00
02-12-400-627	IT - Communications - Telephone	\$ 10,000.00
02-12-400-628	IT - Communications - Cellular	\$ 4,000.00
02-12-400-693	IT - Communications - Radios	\$ 6,500.00
02-20-400-605	Statut: Dental Benefits	\$ 5,000.00
02-30-400-613	Finance - Consultant - Audit	\$ 17,500.00
02-30-400-623	Finance - Uniforms	\$ 4,500.00
02-40-400-617	Customer Service - Billing	\$ 30,000.00
02-50-400-622	Operations - Energy Costs	\$ 100,000.00
02-50-400-625	Operations - Office & Garage Maintenance	\$ 10,000.00
02-60-400-501	Transmission - Salary & Wages	\$ 40,000.00
02-60-400-628	Transmission - Fuel	\$ 35,000.00
02-60-400-633	Transmission - Mains & Valves	\$ 10,000.00
02-60-400-635	Transmission - Traffic Control	\$ 5,000.00
02-60-400-789	Transmission - Relocations Hydrant & Mains	\$ 5,000.00
02-70-400-501	Treatment - Salary & Wages	\$ 20,000.00
02-70-400-641	Treatment - Plant Maintenance	\$ 30,000.00
02-70-400-647	Treatment - Reservoirs & Standpipes	\$ 2,300.00
02-92-492-653	OTHER - Real Estate Taxes	\$ 20,000.00
	Total	\$504,800.00

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

ATTEST:


 SIDNEY D. WEISS, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
 MUNICIPAL UTILITIES AUTHORITY


 DENNIS BALDASSARI, Chairman

DATED: December 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: December 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 76-15

RESOLUTION AUTHORIZING THE TRANSFER OF GENERAL FUND MONIES TO
THE SPECIAL FUND - TD BANK ACCOUNT NUMBER 0021186622

WHEREAS, The Southeast Morris County Municipal Utilities Authority ("Authority") has determined that certain amounts in the General Fund established under the Authority's 2010 Bond Resolution ("2010 Bond Resolution") amounting to a maximum of \$5,815,250 are in excess of amounts reasonably required, in the opinion of the Authority, to be reserved pursuant to the 2010 Bond Resolution and for any current or anticipated necessary construction of the water system;

WHEREAS, Section 509 (2) of the 2010 Bond Resolution authorizes the Authority to direct the Trustee to withdraw and pay out such amount from the General Fund free and clear of any lien or pledge created by the said resolution, to be used for any lawful purpose of the Authority;

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that, pursuant to Section 509 (2) of the 2010 Bond Resolution, the TD Bank, Trustee is hereby authorized and directed to withdraw a maximum of \$5,815,250 from the General Fund Account, TD Bank Services #81-0512-01-2 Corporate Trust, Cherry Hill, New Jersey and transfer such amount to The Southeast Morris County Municipal Utilities Special Fund Account No. 0021186622, TD Bank, Cherry Hill, New Jersey. The exact amount will be determined on or before December 31, 2015 by the Executive Director and Treasurer and approved by the Chairman.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary


DENNIS BALDASSARI, Chairman

DATED: December 17, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: December 17, 2015

2016 ADOPTION CERTIFICATION

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

AUTHORITY BUDGET

FISCAL YEAR: FROM JANUARY 1, 2016 TO DECEMBER 31, 2016

It is hereby certified that the Authority Budget and Capital Budget/Program annexed hereto is a true copy of the Budget adopted by the governing body of The Southeast Morris County Municipal Utilities Authority, pursuant to N.J.A.C. 5:31-2.3, on the 17th day of December, 2015.

Officer's Signature:			
Name:	Sidney D. Weiss, Esq.		
Title:	Assistant Secretary		
Address:	19 Saddle Road Cedar Knolls, NJ 07927		
Phone Number:	973-326-7234	Fax Number:	973-356-9521
E-mail address	sdweiss@smcmua.org		

2016 ADOPTED BUDGET RESOLUTION

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

FISCAL YEAR: FROM JANUARY 1, 2016 TO DECEMBER 31, 2016

WHEREAS, the Annual Budget and Capital Budget/Program for The Southeast Morris County Municipal Utilities Authority for the fiscal year beginning January 1, 2016 and ending, December 31, 2016 has been presented for adoption before the governing body of The Southeast Morris County Municipal Utilities Authority at its open public meeting of December 17, 2015; and

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

WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$14,200,851.00, Total Appropriations, including any Accumulated Deficit if any, of \$14,942,076.00 and Total Unrestricted Net Position utilized of \$741,225.00; and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$3,286,200 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$3,286,200; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of The Southeast Morris County Municipal Utilities Authority, at an open public meeting held on December 17, 2015 that the Annual Budget and Capital Budget/Program of The Southeast Morris County Municipal Utilities Authority for the fiscal year beginning, January 1, 2016 and ending, December 31, 2016 is hereby adopted and shall constitute appropriations for the purposes stated; and

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



(Assistant Secretary's Signature)

December 17, 2015

(Date)

Governing Body Member:

	Aye	Recorded Vote		
		Nay	Abstain	Absent
Baldassari, Dennis	X			
Carroll, Robert				X
Conradi, William	X			
Dougherty, Mary	X			
Iannaccone, Saverio	X			
Johnson, Alan	X			
Kissil, Donald	X			
Schimpf, Adolf	X			



Resolution No. 78-15

RESOLUTION AWARDING CONTRACTS FOR INSURANCE COVERAGE FOR 2016

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

WHEREAS, Willis of New Jersey, Inc. ("Willis"), the Authority's insurance consultant and agent, has prepared an Insurance Renewal Proposal dated December 14, 2015, to be effective January 1, 2016, and submitted to the Members prior to this meeting; and

WHEREAS, Willis has advised that formal insurance proposals were submitted by American Alternative Insurance Company and Hartford Steam Boiler at a maximum cost to the Authority of \$123,902.23 for package (property, crime, equipment breakdown, inland marine, general liability and automobile), public official liability and excess liability; The Hartford at a maximum cost to the Authority of \$23,616.96 for temporary disability benefit; and Statewide Insurance Fund at a maximum cost to the Authority of \$144,977 for workers compensation (collectively the "Proposals"); and

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

WHEREAS, this contract is being awarded to Willis as producer of the Proposals as an Extraordinary Unspecifiable Service Contract pursuant to the provisions of the Local Public Contracts Law and in compliance with N.J.S.A. 19:44A-20.5 (Pay-to-Play Law), to be effective January 1, 2016; and

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

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

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

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

WHEREAS, the Treasurer has certified that funds are available in the 2016 budget; and

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

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

1. That the insurance proposal submitted by the Authority's insurance consultant be and the same is hereby approved and accepted as to the following:
 - a. American Alternative Insurance Company for package (property, crime, equipment breakdown, inland marine, general liability and automobile), public official liability and excess liability at an annual premium of \$123,902.23; and
 - b. The Hartford for temporary disability benefit at an annual premium of \$23,616.96; and
 - c. Statewide Insurance Fund for workers compensation at an annual premium of \$144,977.00.
2. The Executive Director/Chief Engineer be and is hereby authorized and directed to accept and sign the proposal on behalf of the Authority on or after January 1, 2016 unless terminated by the Board prior to that date.
3. The above contract is awarded without competitive bidding pursuant to the provisions of N.J.S.A. 40A:11-5(m) for the reasons set forth in annexed Certification of the Executive Director.
4. Copies of this Resolution and the Proposal herein approved shall be filed in the office of the Secretary of the Authority and in the respective offices of the Clerks of the Township of Hanover, the Township of Morris, the Town of Morristown and the Borough of Morris Plains, and notice of the awards shall be published once in the Daily Record in accordance with the Local Public Contracts Law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: December 17, 2015



CERTIFICATION

TO: SMCMUA Board Members
FROM: Laura Cummings, P.E., Executive Director/Chief Engineer
SUBJECT: Insurance Coverage
DATE: December 17, 2015

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

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

Carriers: See attached resolution

Cost: Not to exceed \$292,496.19 total

Period: January 1, 2016 through December 31, 2016

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

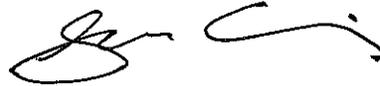
The contracts for insurance coverage are requested to be awarded without competitive bids pursuant to Section 40A:11-5(m) of the Local Public Contracts Law as an Extraordinary Unspecifiable Service.

I do hereby certify as follows:

1. A Renewal Proposal was prepared by the Authority's insurance consultant, Willis of New Jersey, Inc., dated December 14, 2015, which was provided to the Members and will be presented at the December 17, 2015 meeting. Quotations were solicited by the Authority's agent, Robert English. The results of these solicitations will be discussed and supplemented by Robert English of Willis of New Jersey, Inc., at the December 17, 2015 meeting.

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

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Laura Cummings', written in a cursive style.

Laura Cummings, P.E.
Executive Director/Chief Engineer

TREASURER'S CERTIFICATION

I hereby certify funds are available in the amount of \$292,496.19, for payment of a contract with Willis of New Jersey, Inc., for renewal of the Authority's insurance policies for package (property, crime, equipment breakdown, inland marine, general liability and automobile), public official liability, excess liability, temporary disability benefit and workers compensation for 2016. This item will be charged to Account No. 02-92-492-650 Insurance.

Expense

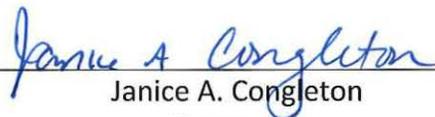
Janice A Congleton
JANICE A. CONGLETON, Treasurer

DATED: December 17, 2015

THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

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

The undersigned hereby certifies that the estimated amount of the contract to be awarded to Willis of New Jersey, Inc., as producer of the Proposals for of the Authority's insurance policies for property including package (property, crime, equipment breakdown, inland marine, general liability and automobile), public official liability, excess liability, temporary disability benefit and workers compensation for the one year period commencing on January 1, 2016 exceeds \$17,500.



Janice A. Congleton
Treasurer

Dated: December 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: December 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 79-15

RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT

WHEREAS, The Southeast Morris County Municipal Utilities Authority has joined or is about to join the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 et seq.; and

WHEREAS, the Bylaws of the Fund require participating members to appoint a Risk Management Consultant, as those positions are defined in the Bylaws, if requested to do so by the Fund; and

WHEREAS, The Southeast Morris County Municipal Utilities Authority has complied with relevant law with regard to the appointment of a Risk Management Consultant; and

WHEREAS, the Fund has requested its members to appoint individuals or entities to that position; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of The Southeast Morris County Municipal Utilities Authority, in the County of Morris, State of New Jersey, as follows:

1. The Southeast Morris County Municipal Utilities Authority hereby appoints Robert English as its local Risk Management Consultant; and
2. The Chairman or Vice Chairman and Secretary or Assistant Secretary and Risk Management Consultant are hereby authorized to execute the Risk Management Consultant's Agreement for the year 2016 in the form attached hereto.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY


SIDNEY D. WEISS, Assistant Secretary

By: 
DENNIS BALDASSARI, Chairman

DATED: December 17, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

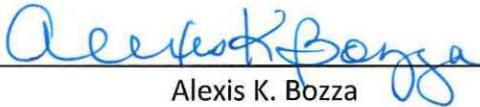
CERTIFICATION

I, Sidney D. Weiss, Assistant Secretary to The Southeast Morris County Municipal Utilities Authority does hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Members on December 17, 2015.



SIDNEY D. WEISS, Assistant Secretary

Witness my hand and seal of the State of New Jersey this 17th day of December, 2015.



Alexis K. Bozza

Notary Public of New Jersey

My Commission Expires: 03/21/2016



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 80-15

RESOLUTION APPOINTING FUND COMMISSIONER

WHEREAS, The Southeast Morris County Municipal Utilities Authority is a member of the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 et seq.; and

WHEREAS, the Bylaws of the Fund require participating members to appoint a Fund Commissioner, as those positions are defined in the Bylaws, if requested to do so by the Fund; and

WHEREAS, the Fund has requested its members to appoint individuals or entities to that position; and

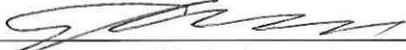
NOW, THEREFORE, BE IT RESOLVED by the governing body of The Southeast Morris County Municipal Utilities Authority as follows:

1. The Southeast Morris County Municipal Utilities Authority hereby appoints Laura Cummings as its Fund Commissioner; and

BE IT FURTHER RESOLVED that The Southeast Morris County Municipal Utilities Authority's Fund Commissioner is authorized and directed to execute all such documents as required by the Fund.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary

By: 

DENNIS BALDASSARI, Chairman

This Resolution agreed to the 17th day of December, 2015 by a vote of:

7 Affirmative 0 Abstain 0 Negative 1 Absent

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

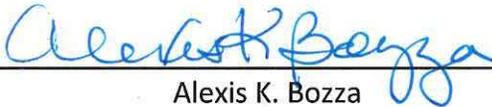
Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I, Sidney D. Weiss, Assistant Secretary to The Southeast Morris County Municipal Utilities Authority does hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Members on December 17, 2015.


SIDNEY D. WEISS, Assistant Secretary

Witness my hand and seal of the State of New Jersey this 17th day of December, 2015.



Alexis K. Bozza

Notary Public of New Jersey

My Commission Expires: 03/21/2016



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 81-15

RESOLUTION APPOINTING A PUBLIC AGENCY COMPLIANCE OFFICER

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

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

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

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority as follows that Alexis Bozza be and she is hereby appointed as the Public Agency Compliance Officer for the Authority for 2016 in accordance with N.J.A.C. 17:27-3.3, with all of the duties and responsibilities therein enumerated and provided by law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: December 17, 2015

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Alan Johnson

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: December 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 83-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT FOR CONSULTING ENGINEERING WITH HATCH MOTT MACDONALD

WHEREAS, the Authority has a need for non-exclusive professional consulting engineering services to assist it in fulfilling its statutory and contractual obligations; and

WHEREAS, Hatch Mott MacDonald has submitted a proposal dated December 1, 2015 for the providing of such services at an estimated maximum amount of \$15,000, a copy of which is annexed hereto as Exhibit "A"; 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, Hatch Mott MacDonald 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, funds are available and have been certified by the Treasurer of the Authority; 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;

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

1. That Hatch Mott MacDonald be and is hereby retained as consulting engineers to The Southeast Morris County Municipal Utilities Authority until February 1, 2016 and appointment of their successor, to render necessary consulting engineering services, as outlined in the agreement annexed hereto and made a part hereof; and

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

2. The services shall be provided on a non-exclusive basis as requested by the Authority from time to time during the term of the annexed agreement; and
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 the Authority 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:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: December 17, 2015



**Hatch Mott
MacDonald**

111 Wood Avenue South
Iselin, NJ 08830-4112
T 973-379-3400

December 1, 2015

Ms. Laura Cummings, PE
Executive Director/Chief Engineer
Southeast Morris County Municipal Utilities Authority
19 Saddle Road
Cedar Knolls, New Jersey 07927

**Re: Southeast Morris County Municipal Utilities Authority
Proposal for Consulting Engineering Services for 2016**

Dear Ms. Cummings:

In accordance with your request for proposal, we are pleased to submit the following proposal to provide General Engineering Services to the Authority in 2016.

As Consulting Engineers to the Authority since 1977, Hatch Mott MacDonald (HMM) has performed general engineering consultation as well as detailed design and construction management tasks for the Authority. Over this period of time, HMM has developed a comprehensive and detailed understanding of the Authority's water system and operations and has been able to provide the Authority with a recommended improvement program, which has been undertaken in stages to reach its current level of service.

As consultants over the years, HMM has also worked closely with the Authority's management and operating staff, which has resulted in an effective management partnership. As General Consultant, we would continue to work closely with the Executive Director and operations staff to provide technical advice on operational, engineering, and construction related issues. As General Consultant, HMM would provide a level of assurance to the Authority that the facilities are being operated and upgraded in a cost-effective manner.

As consultants, the firm can provide more than ample resources to adequately meet any short-term surges in the Authority's workload. The multi-disciplinary nature of the firm, and our close proximity to the Authority, assures that when problems arise requiring expertise in a certain area, generally, that expertise can be found within the firm and delivered in an efficient and timely manner.

The depth of resources and wealth of expertise of HMM can be of great benefit to the Authority, not only with respect to specific assigned tasks, but also as a resource for the individuals who will serve as General Consulting Engineer. Staff that has provided Consulting Engineering Services in the past would continue to provide these services in 2016. James J. Poirier, PE, Executive Vice President will serve as HMM Principal-in-Charge and representative at special meetings and in communication with the Authority. Carol Walczyk, PE, Vice President will serve as the designated Engineering Representative to the Authority and the primary point of contact for day-to-day general engineering assistance.

HMM offers the Authority the following benefits:

- An experienced and capable individual to serve as Principal-in-Charge (James J. Poirier, PE). Mr. Poirier is extremely familiar with the Authority's facilities, having worked on a wide range of Authority projects since 1979.
- An experienced and capable project management team who have worked together for more than 25 years and successfully completed numerous projects for the Authority. In addition to the principals named herein, we also have an extensive group of support staff that would be available to meet any needs the Authority may have. Mr. Earl Schneider, PE, as Head of HMM's Asset Management Group, has worked closely with the Authority in developing its WaterCAD hydraulic model and GIS database. Mr. Schneider has also been responsible for the detailed design and construction of a wide range of projects for the Authority over the past 25 years. Ms. Walczyk has worked on a number of projects for the Authority, including preparation of the 2014 water storage tank rehabilitation and inspection bid documents and 2014 and 2015 Annual Inspection Reports, and also has extensive experience in regulatory compliance such as the development of risk management plans and sampling and testing programs. Mr. Poirier, Mr. Schneider and Ms. Walczyk all have the authority to assign additional personnel to the various tasks and services requested by the Authority.
- A proven track record representing New Jersey municipal utilities and water authorities. HMM currently serves as the named Authority Engineer for many New Jersey utility authorities.
- HMM also provides water utility engineering services to many large investor owned utilities including American Water Works Service Company, New Jersey American Water, Aqua NJ, United Water, and Middlesex Water Company, to name a few.
- HMM has specialized water treatment and transmission facilities design capacities and significant experience in the design of a wide range of rehabilitation techniques for process components and large diameter transmission mains.
- Experience in dealing with regulatory agencies such as the New Jersey Department of Environmental Protection; Army Corps of Engineers; FEMA; USEPA; etc.
- Financial management capabilities, including experience working with Authority budgets and rate schedules, experience in dealing with bond counsel, and capabilities in obtaining financial assistance with agencies such as the New Jersey Drinking Water State Revolving Fund Program.
- Size of firm and depth of resources to provide full service capabilities if needed in areas such as underground storage tank management, wetlands

evaluation, instrumentation and control services, and other environmental services.

- Location of key project personnel in our Iselin, New Jersey headquarters, and with numerous staff who live in the Authority's service area ensuring rapid response to the needs of the Authority.
- HMM is also extremely familiar with the operations of many larger water purveyors throughout the State, and in particular in northern New Jersey. We have extensive "hands-on" design experience with the supply and transmission systems of the Morris County MUA, Passaic Valley Water Commission; New Jersey American Water and many of the municipal purveyors interconnected with the Authority's distribution system. This experience will continue to add significant value in assisting the Authority in understanding and managing any integration scenarios amongst major water purveyors in the region.

As General Consultant, HMM would provide the following services:

▪ **Task 1 – Attend Board Meetings or Standing Committee Meetings as requested**

As General Consultant, we would attend the Authority's monthly meetings when requested by the Executive Director/Chief Engineer, or regularly at the option of the Authority. We would be available to answer questions the Authority may have at these meetings. We would also be available at that time to provide general consulting services to the Executive Director/Chief Engineer and Board on various water related topics.

For Standing Committee meetings, we would be available to answer technical questions raised by the management and operations staff concerning the operations and maintenance of the facilities. Following the meeting, we would be available to review operational problems that may have occurred since the previous meeting. We would also be available to provide advice or assistance to the Authority on capital improvements and routine repairs to the facilities that may be requested or recommended by various operations staff. These services may include additional technical experts to address AutoCAD, GIS, SCADA electrical, structural or other civil and environmental issues that may arise.

▪ **Task 2 – Provide Specific Engineering Consulting Services**

Since technical issues will arise from time to time, HMM will be available to undertake specific engineering assignments as requested and directed by the Executive Director/Chief Engineer or other authorized representative of the Authority. These services may include a wide range of engineering tasks or projects to assist the Authority in implementing capital improvements outlined in the Master Plan; assistance with the development of Contract Documents for the Authority's annual water utility improvement program; and assistance with construction and maintenance projects deemed necessary by the Executive Director/Chief Engineer. Assignments under this Task



would be undertaken on a "Task Order" basis. Based upon information to be provided by the Authority, HMM will prepare a written scope of work and budget and implementation schedule and submit same for review and approval by the Authority. A written "Task Order" will be prepared for execution by the Executive Director/Chief Engineer authorizing the assignment. All work under this task would be completed within the not-to-exceed budget amount, unless written approval is obtained from the Authority to amend said amount.

HMM will provide General Engineering Consulting Services including: attend monthly Board Meetings and/or Standing Committee as requested by the Executive Director/Chief Engineer, and providing consulting services to Authority staff on various technical issues which arise during the month (Task 1); and provide "specific" technical consulting services (Task 2).

Tasks 1 and 2 services would be billed on a reimbursable basis based upon actual hours applied and our prevailing rate schedule (with the exception of Mr. Poirier and Mr. Schneider's time, which would be capped at \$195/hour), for budget amounts not-to-exceed \$5,000 and \$10,000, respectively, as outlined in the RFP. These services would also be provided on a Task Order basis or project estimate basis, when requested by the Authority. We have included herewith HMM's 2016 Rate Schedule for your reference. Eligible expenses associated with these tasks would be billed at actual cost.

With respect to other engineering services as may be required and authorized by the Authority, Hatch Mott MacDonald would provide such services on a reimbursable basis in accordance with the enclosed rate schedule, or on a Task Order/competitive cost proposal basis, when requested by the Authority.

We further agree that the provisions of the Master Agreement for Consulting Engineering Services between the Authority and HMM's predecessor, Elson T. Killam Associates, Inc., dated October 25, 1977 (the "1977 Agreement"), shall, to the extent not inconsistent with the provisions of this proposal, be incorporated herein by reference; and that this proposal with the incorporation of such provisions shall supersede the said 1977 Agreement and be the operative agreement between HMM and the Authority from the date of its acceptance by the Authority.

Please be advised that Hatch Mott MacDonald accepts the Mandatory Affirmative Action Language outlined in P.L. 1975, C. 127 (N.J.A.C. 17:27). Attached hereto is a copy of Hatch Mott MacDonald's Certificate of Employee Information Report issued by the State Treasurer.

We have also included herewith completed Business Entity Disclosure Certification forms; Business Registration Certificate; New Jersey Employee Information Report and the requested Pay-to-Play forms.



Hatch Mott
MacDonald

We are prepared to undertake this work upon your authorization and look forward to our continued association with the Authority.

Very truly yours,

Hatch Mott MacDonald

A handwritten signature in black ink that reads "James J. Poirier".

James J. Poirier, PE
Executive Vice President
T 973.912.2524 F 973.376.1072
james.poirier@hatchmott.com

A handwritten signature in black ink that reads "Carol T. Walczyk".

Carol T. Walczyk, PE, PMP
Vice President
T 973.912.2534 F 973.912.2455
carol.walczyk@hatchmott.com

Enclosures

Principals / Principal Project Managers / Principal Engineers	\$165.00 to \$240.00
Sr. Project Engineer / Sr. Project Architect / Sr. Project Manager /	
Sr. Project Geologist / Sr. Project Scientist	\$125.00 to \$195.00
Sr. Specialist V / Sr. Designer V	\$100.00 to \$171.00
Sr. Inspector IV/V / Sr. Surveyor IV/V	\$ 85.00 to \$165.00
Project Engineer / Engineer IV / Project Architect / Architect IV / Project Manager	\$104.00 to \$181.00
Project Geologist / Geologist IV / Project Scientist / Scientist IV.	\$ 92.00 to \$163.00
Engineer II/III / Architect II/III.	\$ 78.00 to \$159.00
Specialist III/IV / Designer III/IV.	\$ 65.00 to \$148.00
Scientist II/III / Geologist II/III.	\$ 70.00 to \$125.00
Engineer I / Architect I	\$ 72.00 to \$111.00
Scientist I / Geologist I.	\$ 52.00 to \$ 85.00
Inspector III / Surveyor III / Specialist I/II	\$ 68.00 to \$110.00
Assistant Surveyor I/II / Assistant Inspector I/II	\$ 64.00 to \$ 81.00
Technicians	\$ 45.00 to \$ 88.00
Administration / Project Support	\$ 50.00 to \$115.00

* Hourly rates for special consultations and services in conjunction with litigation are available on request.

EXPENSES

Personal Auto / Company Auto	\$0.575 ¹ / mile
Company Vans / Company Pick-Up.....	\$0.65 / mile
Photocopies & Offset Reproduction	Variable
UPS / Federal Express /Postage /Messenger Service	Variable
Subcontractors (including Contract Laboratory)	Direct + 15%
Mobile Devices.....	Variable
Field Equipment.....	Variable
Travel / Lodging Per Diem.....	As Incurred

¹per IRS standard mileage rate (rate as of January 1, 2015 is shown – subject to change)

Invoices are payable within 30 days of invoice date.

Delinquent bills are subject to finance charges of 1.5% per month.

The client shall pay attorney fees, court costs, and related expenses incurred in the collection of delinquent accounts.

GENERAL TERMS AND CONDITIONS

It is requested that the following terms and conditions become part of any contract executed between the Southeast Morris County Municipal Utilities Authority ("Client") and Hatch Mott MacDonald ("Consultant"), except to the extent both parties agree to different terms and conditions before execution of the contract.

1. Standard of Care

Hatch Mott MacDonald ("Consultant") shall perform its Services in accordance with that same standard of care practiced by reasonable and prudent professional engineers providing the same or similar services in the same geographic locality. Consultant does not guarantee the accuracy of any estimates of costs of construction that may be requested and shall not be responsible for any costs incurred exceeding any such estimates. Consultant shall not be responsible for site safety.

2. Warranties

CONSULTANTS SERVICES SHALL NOT BE SUBJECT TO ANY EXPRESS OR IMPLIED WARRANTIES.

3. Plans, Specifications and Designs

- 3.1 Reports and other services of Consultant shall be performed by Consultant on the assumption that information furnished by the Client or by any person on behalf of or with instructions from the Client is correct, and Consultant shall not be liable for any loss, damage or extra cost arising from any inaccuracy in such information.
- 3.2 If any information furnished by the Client is determined by Consultant to be inaccurate or incomplete, Consultant shall notify the Client of the information which is inaccurate or incomplete, as the case may be, and Consultant shall be entitled to make any necessary changes in any Reports, design documents or construction documents at the expense of the Client. If the Client becomes aware of any information which is inaccurate or incomplete the Client shall notify Consultant of such information.

4. Reports and Deliverables

4.1 Upon receipt of final payment any reports or deliverables will become the property of the Client whether the Project is to be proceeded with or not. The copyright of the Reports shall be and remain with Consultant. Consultant hereby grants a non-exclusive assignable license under such copyrights to the Client to construct the Project.

5. Extra Services

The Client shall have the right to request Consultant to perform services in connection with the Project that are in addition to the Services ("Extra Services") and Consultant may, subject to agreement on the payment for such Extra Services, agree to perform such Extra Services, such agreement not to be unreasonably withheld. Consultant shall be paid by the Client for the performance of Extra Services on the same basis and at the same times as Consultant is paid for the Services unless the basis of payment for the Services is a fixed fee in which case the parties shall agree to an equitable adjustment on the fixed fee.

6. Confidential Information

- 6.1 Consultant shall not disclose any confidential information of the Client relating to the Project communicated to or acquired by Consultant in the course of carrying out the Services which if known by others would have a material and adverse affect on the business and operations of the Client. Consultant shall use such confidential information only for purposes that relate to the performance of the Services and not for any other purpose without the consent of the Client. Similarly, the Client shall not disclose any confidential information of Consultant communicated to or acquired by the Client except as may be required by others who are performing work or services in connection with the Project and who have entered into a confidentiality agreement satisfactory to Consultant.
- 6.2 Confidential information shall not include any information which (a) was at the time of disclosure or thereafter became part of the public domain through no act or omission of Consultant or the Client; or (b) became available to Consultant or the Client from a third party who did not acquire such confidential information under an obligation of confidentiality either directly or indirectly from Consultant or the Client; or (c) was known to Consultant at the time of disclosure thereof by the Client and vice versa; or (d) was required to be disclosed by law.

7. Limitation of Liability and Waiver of Damages

Notwithstanding anything else to the contrary herein, the liability of either party to the other under this Agreement (by reason of breach of contract) shall be limited to the greater of: (a) the amount of service fees paid to Consultant under this Agreement; or (b) the amount of professional liability insurance posted by Consultant at the time of execution of this Agreement. In addition, Client and Consultant hereby waive their respective rights to any and all claims against each other for special, indirect or consequential damages of any nature whatsoever, arising out of or in any way related to the services to be performed under this Agreement.

8 Indemnifications

Each Party hereby agrees to indemnify and hold harmless the other party against all claims, demands, suits, judgments, liabilities, costs and reasonable attorney fees, arising out of the errors, omissions or negligent acts, breach of contract or wrongful misconduct of the indemnifying Party. This obligation shall include, without limitation, all claims and liens by any and all of indemnifying Party's contractors, agents and employees. In addition, the indemnifying Party shall pay any and all reasonable attorneys' fees, expenses, and costs incurred by the other Party which relate to the enforcement of the indemnity conditions and obligations of the indemnifying Party, including without limitation the additional insured protection and other insurance obligations of indemnifying Party, under the Agreement

9 Termination

- 9.1 Either party hereto may, at its option, terminate this Agreement upon written notice in the event the other party becomes insolvent, or a receiver is appointed on account of its insolvency or it enters into an arrangement for the benefit of its creditors.
- 9.2 Either party shall be entitled to terminate this Agreement on 15 days written notice to the other party in the event the other party is in material default of its obligations pursuant to this Agreement and such default have not been cured within 15 days following receipt of written notice of such default.

10 Force Majeure

If either party is impacted in whole or in part by any event of force majeure including without limitation any act of God, war, riot, labor dispute, change in law, terrorism, civil commotion or unrest, flood, strike, fire, or any cause beyond the control of such party (except for financial inability), then such Party so impacted shall be relieved of its obligations herein. Any party so impacted in whole or in part by force majeure shall promptly give the other party notice of the force majeure event including reasonably full particulars in respect thereof. Any party so impacted shall also be entitled to an equitable adjustment of the Agreement, which may include an increase in price, extension of time or other equitable relief as in good faith is reasonable, appropriate and supportable.

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$15,000) for payment of a professional service contract with Hatch Mott MacDonald for non-exclusive professional consulting engineering services to assist it in fulfilling its statutory and contractual obligations. Admin -
This item will be charged to Account No. 02-10-400-610 Env. Engineering

Janice A Congleton
JANICE A. CONGLETON, Treasurer

DATED: December 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: December 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 84-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT FOR ACCOUNTING-AUDITING SERVICES WITH NISIVOC CIA, L.L.P.

WHEREAS, the Authority has a need for professional accounting-auditing services to assist it in fulfilling its statutory and contractual obligations; and

WHEREAS, Nisivoccia, L.L.P., has submitted a proposal dated December 2, 2015, for the providing of such services at an estimated maximum amount of \$32,000 for auditing and examining the Authority's financial statements as of December 31, 2015 and related services, a copy of which proposal is annexed hereto as Exhibit "A"; 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, Nisivoccia, L.L.P., has completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

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

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

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:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

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

1. That Nisivoccia, L.L.P., be and is hereby retained as accountants-auditors to The Southeast Morris County Municipal Utilities Authority for the year ending December 31, 2015, and appointment of their successor, to render necessary accounting-auditing services and advice, as outlined in the letter-agreement annexed hereto as Exhibit "A" and made a part hereof;
2. The proper officers of the Authority be and they are hereby authorized to execute the annexed letter agreement on the part of the Authority in the manner prescribed by law;
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 the Authority 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:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: December 17, 2015



Mount Arlington Corporate Center
200 Valley Road, Suite 300
Mt. Arlington, NJ 07856
973-328-1825 | 973-328-0507 Fax
Lawrence Business Center
11 Lawrence Road
Newton, NJ 07860
973-383-6699 | 973-383-6555

December 2, 2015

The Honorable Chairman and Members of the Authority Board
Southeast Morris County Municipal Utilities Authority
19 Saddle Road
Cedar Knolls, NJ 07927

We are pleased to confirm our understanding of the services we are to provide the Southeast Morris County Municipal Utilities Authority ("the Authority") for the year ended December 31, 2015. We will audit the financial statements – *regulatory basis* - of the various funds of the Southeast Morris County Municipal Utilities Authority, including the related notes to the financial statements, as of and for the years ended December 31, 2015 and 2014.

We have also been engaged to report on supplementary information that accompanies the Southeast Morris County Municipal Utilities Authority's *regulatory basis* financial statements. We will subject the following supplementary information to the auditing procedures applied in our audit of the *regulatory basis* financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the various funds financial statements or to the various funds financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America and we will provide an opinion on it in relation to the *regulatory basis* financial statements as a whole:

- 1) Schedules of expenditures of federal and state awards.
- 2) Supplementary Data Schedules

Audit Objectives

The objective of our audit is the expression of opinions as to whether your financial statements – *regulatory basis* - are fairly presented, in all material respects, in conformity with accounting practices prescribed or permitted by the Department of Community Affairs, Division of Local Government Services, State of New Jersey (the "Division") and to report on the fairness of the supplementary information referred to in the second paragraph when considered in relation to the *regulatory basis* financial statements as a whole. The objective also includes reporting on —

- Internal control related to the *regulatory basis* financial statements and compliance with the provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a material effect on the *regulatory basis* financial statements in accordance with *Government Auditing Standards*.
- Internal control related to major programs and an opinion (or disclaimer of opinion) on compliance with laws, regulations, and the provisions of contracts or grant agreements that could have a direct and material effect on each major program in accordance with the Single Audit Act Amendments of 1996, OMB Circular A-133, *Audits of States, Local Governments, and Non-Profit Organizations* and New Jersey's OMB Circulars 04-04 and 15-08, *Single Audit Policy for Recipients of Federal Grants, State Grants, and State Aid*.

The *Government Auditing Standards* report on internal control over financial reporting and on compliance and other matters will include a paragraph that states that the purpose of the report is solely to (1) describe the scope of testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance, and (2) that the report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance.

The OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08 report on internal control over compliance will include a paragraph that states that the purpose of the report on internal control over compliance is solely to describe the scope of testing of internal control over compliance and the results of that testing based on the requirements of OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08. Both reports will state that the report is not suitable for any other purpose.

Our audit will be conducted in accordance with auditing standards generally accepted in the United States of America; the standards for financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; the Single Audit Act Amendments of 1996; and the provisions of OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08 and , and will include tests of accounting records, a determination of major program(s) in accordance with OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08, and other procedures we consider necessary to enable us to express such opinions. We will issue written reports upon completion of our single audit. Our reports will be addressed to the Honorable Chairman and Members of the Authority Board. We cannot provide assurance that unmodified opinions will be expressed. Circumstances may arise in which it is necessary for us to modify our opinions or add emphasis-of-matter or other-matter paragraphs. If our opinions on the *regulatory basis* financial statements or the Single Audit compliance opinions are other than unmodified, we will discuss the reasons with you in advance. If circumstances occur related to the condition of your records, the availability of sufficient, appropriate audit evidence, or the existence of a significant risk of material misstatement of the *regulatory basis* financial statements caused by error, fraudulent financial reporting, or misappropriation of assets, which in our professional judgment prevent us from completing the audit or forming an opinion on the *regulatory basis* financial statements, we retain the right to take any course of action permitted by professional standards, including declining to express an opinion or issue a report, or withdrawing from the engagement.

Management Responsibilities

Management is responsible for the *regulatory basis* financial statements, schedules of expenditures of federal and state awards, and all accompanying information as well as all representations contained therein. Management is also responsible for identifying all federal and state awards received and understanding and complying with the compliance requirements, and for preparation of the schedules of expenditures of federal and state awards (including notes and noncash assistance) in accordance with the requirements of OMB Circular A-133. In addition, we will assist with preparation of your *regulatory basis* financial statements, schedules of expenditures of federal and state awards, and related notes. These nonaudit services do not constitute an audit under *Government Auditing Standards* and such services will not be conducted in accordance with *Government Auditing Standards*. You agree to assume all management responsibilities relating to the *regulatory basis* financial statements, schedules of expenditures of federal and state awards, and related notes and any other nonaudit services we provide. You will be required to acknowledge in the written representation letter our assistance with preparation of the *regulatory basis* financial statements and schedules of expenditures of federal and state awards and related notes and that you have reviewed and approved the *regulatory basis* financial statements, schedules of expenditures of federal and state awards, and related notes prior to their issuance and have accepted responsibility for them. Further, you agree to oversee the nonaudit services by designating an individual, preferably from senior management, with suitable skill, knowledge, or experience; evaluate the adequacy and results of those services; and accept responsibility for them. We understand that you have designated the Director of Finance, Janice Congleton, to be responsible and accountable for overseeing our services.

Management is responsible for (1) establishing and maintaining effective internal controls, including internal controls over compliance, and for evaluating and monitoring ongoing activities to help ensure that appropriate goals and objectives are met; (2) following laws and regulations; (3) ensuring that there is reasonable assurance that government programs are administered in compliance with compliance requirements; and (4) ensuring the management and financial information is reliable and properly reported. Management is also responsible for implementing systems designed to achieve compliance with applicable laws, regulations, contracts, and grant agreements. You are also responsible for the selection and application of accounting principles/practices; for the preparation and fair presentation of the *regulatory basis* financial statements in conformity with accounting practices prescribed or permitted by the Department of Community Affairs, Division of Local Government Services, State of New Jersey (the "Division"); and for compliance with applicable laws and regulations and the provisions of contracts and grant agreements.

You are responsible for including all informative disclosures that are appropriate for the *regulatory basis* financial statements prepared in conformity with accounting practices prescribed or permitted by the Division. Those disclosures will include (1) a description of the accounting policies of the Authority which conform to the accounting practices applicable to municipalities which have been prescribed or permitted by the Division, including a summary of significant accounting policies, and how this basis of accounting differs from GAAP; (2) informative disclosures similar to those required by GAAP; and (3) additional disclosures beyond those specifically required that may be necessary for the *regulatory basis* financial statements to achieve fair presentation.

Management is also responsible for making all financial records and related information available to us and for the accuracy and completeness of that information. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the *regulatory basis* financial statements, (2) additional information that we may request for the purpose of the audit, and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence.

Your responsibilities also include identifying significant vendor relationships in which the vendor has responsibility for program compliance and for the accuracy and completeness of that information. Your responsibilities include adjusting the *regulatory basis* financial statements to correct material misstatements and confirming to us in the written representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the *regulatory basis* financial statements taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, grantors, regulators, or others. In addition, you are responsible for identifying and ensuring that the entity complies with applicable laws, regulations, contracts, agreements, and grants. Management is also responsible for taking timely and appropriate steps to remedy fraud and noncompliance with provision of laws, regulations, contracts, and grant agreements, or abuse that we report. Additionally, as required by OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08, it is management's responsibility to follow up and take corrective action on reported audit findings and to prepare a summary schedule of prior audit findings and a corrective action plan. The summary schedule of prior audit findings should be available for our review on January 1, 2016.

You are responsible for preparation of the schedule of expenditures of state and federal awards in conformity with OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08. You agree to include our report on the schedule of expenditures of state and federal awards in any document that contains and indicates that we have reported on the schedule of expenditures of federal awards. You also agree to include the audited financial statements with any presentation of the schedules of expenditures of federal and state awards that includes our report thereon OR make the audited financial statements readily available to intended users of the schedule of expenditures of federal awards no later than the date the schedule of expenditures of state and federal awards is issued with our report thereon OR make the audited financial statements readily available to intended users of the schedules of expenditures of federal and state awards no later than the date the schedules of expenditures of federal and state awards is issued with our report thereon. Your responsibilities include acknowledging to us in the written representation letter that (1) you are responsible for presentation of the schedules of expenditures of federal and state awards in accordance with OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08; (2) you believe the schedules of expenditures of federal and state awards, including its form and content, are fairly presented in accordance with OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08; (3) the methods of measurement or presentation have not changed from those used in the prior period (or, if they have changed, the reasons for such changes); and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the schedules of expenditures of federal and state awards.

You are also responsible for the preparation of the other supplementary information, which we have been engaged to report on, in conformity with accounting practices prescribed or permitted by the Division. You agree to include our report on the supplementary information in any document that contains, and indicates that we have reported on, the supplementary information. You also agree to include the audited *regulatory basis* financial statements with any presentation of the supplementary information that includes our report thereon OR make the audited *regulatory basis* financial statements readily available to users of the supplementary information no later than the date the supplementary information is issued with our report thereon. Your responsibilities include acknowledging to us in the written representation letter that (1) you are responsible for presentation of the supplementary information in accordance with accounting practices prescribed or permitted by the Division; (2) you believe the supplementary information, including its form and content, is fairly presented in accordance with accounting practices prescribed or permitted by the Division; (3) the methods of measurement or presentation have not changed from those used in the prior period (or, if they have changed, the reasons for such changes); and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the supplementary information.

Management is responsible for establishing and maintaining a process for tracking the status of audit findings and recommendations. Management is also responsible for identifying for us previous financial audits, attestation engagements, performance audits, or other studies related to the objectives discussed in the Audit Objectives section of this letter. This responsibility includes relaying to us corrective actions taken to address significant findings and recommendations resulting from those audits, attestation engagements, performance audits, or studies. You are also responsible for providing management's views on our current findings, conclusions, and recommendations, as well as your planned corrective actions, for the report, and for the timing and format for providing that information.

With regard to using the auditors' report, you understand that you must obtain our prior written consent to reproduce or use our report in bond offering official statements or other documents. With regard to the electronic dissemination of audited *regulatory basis* financial statements, including *regulatory basis* financial statements published electronically on your website, you understand that electronic sites are a means to distribute information and, therefore, we are not required to read the information contained in these sites or to consider the consistency of other information in the electronic site with the original document.

Audit Procedures—General

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the *regulatory basis* financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the *regulatory basis* financial statements. We will plan and perform the audit to obtain reasonable rather than absolute assurance about whether the *regulatory basis* financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the entity or to acts by management or employees acting on behalf of the entity. Because the determination of abuse is subjective, *Government Auditing Standards* do not expect auditors to provide reasonable assurance of detecting abuse.

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements or noncompliance may exist and not be detected by us, even though the audit is properly planned and performed in accordance with U.S. generally accepted auditing standards and *Government Auditing Standards*. In addition, an audit is not designed to detect immaterial misstatements or violations of laws or governmental regulations that do not have a direct and material effect on the *regulatory basis* financial statements or major programs. However, we will inform the appropriate level of management of any material errors, any fraudulent financial reporting, or misappropriation of assets that come to our attention. We will also inform the appropriate level of management of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential, and of any material abuse that comes to our attention. We will include such matters in the reports required for a Single Audit. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts and direct confirmation of receivables and certain other assets and liabilities by correspondence with selected individuals, funding sources, creditors, and financial institutions. We will request written representations from your attorneys as part of the engagement, and they may bill you for responding to this inquiry. At the conclusion of our audit, we will require certain written representations from you about your responsibilities for the *regulatory basis* financial statements; schedules of expenditures of federal and state awards; federal and state award programs; compliance with laws, regulations, contracts, and grant agreements; and other responsibilities required by generally accepted auditing standards.

Audit Procedures—Internal Controls

Our audit will include obtaining an understanding of the entity and its environment, including internal control, sufficient to assess the risks of material misstatement of the *regulatory basis* financial statements and to design the nature, timing, and extent of further audit procedures. Tests of controls may be performed to test the effectiveness of certain controls that we consider relevant to preventing and detecting errors and fraud that are material to the *regulatory basis* financial statements and to preventing and detecting misstatements resulting from illegal acts and other noncompliance matters that have a direct and material effect on the *regulatory basis* financial statements. Our tests, if performed, will be less in scope than would be necessary to render an opinion on internal control and, accordingly, no opinion will be expressed in our report on internal control issued pursuant to *Government Auditing Standards*.

As required by OMB Circular A-133, we will perform tests of controls over compliance to evaluate the effectiveness of the design and operation of controls that we consider relevant to preventing or detecting material noncompliance with compliance requirements applicable to each major federal and state award program.

However, our tests will be less in scope than would be necessary to render an opinion on those controls and, accordingly, no opinion will be expressed in our report on internal control issued pursuant to OMB Circular A-133.

An audit is not designed to provide assurance on internal control or to identify significant deficiencies or material weaknesses. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards, *Government Auditing Standards*, OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08.

Audit Procedures—Compliance

As part of obtaining reasonable assurance about whether the *regulatory basis* financial statements are free of material misstatement, we will perform tests of the Southeast Morris County Municipal Utilities Authority's compliance with provisions of applicable laws, regulations, contracts, and agreements, including grant agreements. However, the objective of those procedures will not be to provide an opinion on overall compliance and we will not express such an opinion in our report on compliance issued pursuant to *Government Auditing Standards*.

OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08 require that we also plan and perform the audit to obtain reasonable assurance about whether the auditee has complied with applicable laws and regulations and the provisions of contracts and grant agreements applicable to major programs. Our procedures will consist of tests of transactions and other applicable procedures described in the *OMB Circular A-133 Compliance Supplement* and the *State Aid/Grant Compliance Supplement* for the types of compliance requirements that could have a direct and material effect on each of Southeast Morris County Municipal Utilities Authority's major programs. The purpose of these procedures will be to express an opinion on Southeast Morris County Municipal Utilities Authority's compliance with requirements applicable to each of its major programs in our report on compliance issued pursuant to OMB Circular A-133 and NJ OMB Circulars 04-04 and 15-08.

Engagement Administration, Fees, and Other

You may request that we perform additional services not addressed in this engagement letter. If this occurs, we will communicate with you regarding the scope of the additional services and the estimated fees. We also may issue a separate engagement letter covering the additional services. In the absence of any other written communication from us documenting such additional services, our services will continue to be governed by the terms of this engagement letter.

We are not financial advisors under the SEC's definition related to debt issuances and we will not be performing those services.

We understand that your employees will prepare all cash, accounts receivable, or other confirmations we request and will locate any documents selected by us for testing.

At the conclusion of the engagement, we will complete the appropriate sections of the Data Collection Form, if applicable, that summarizes our audit findings. It is management's responsibility to submit the reporting package (including *regulatory basis* financial statements, schedule of expenditures of federal awards, summary schedule of prior audit findings, auditors' reports, and corrective action plan) along with the Data Collection Form to the federal audit clearinghouse. We will coordinate with you the electronic submission and certification. If applicable, we will provide copies of our report for you to include with the reporting package you will submit to pass-through entities. The Data Collection Form and the reporting package must be submitted within the earlier

of 30 days after receipt of the auditors' reports or nine months after the end of the audit period, unless a longer period is agreed to in advance by the cognizant or oversight agency for audits.

We will provide copies of our reports to the Southeast Morris County Municipal Utilities Authority and the Division; however, management is responsible for distribution of the reports and the *regulatory basis* financial statements to any other required parties. Unless restricted by law or regulation, or containing privileged and confidential information, copies of our reports are to be made available for public inspection.'

The audit documentation for this engagement is the property of Nisivoccia LLP and constitutes confidential information. However, subject to applicable laws and regulations, audit documentation and appropriate individuals will be made available upon request and in a timely manner to a Cognizant or Oversight Agency for Audit or its designee, a federal or state agency providing direct or indirect funding, or the U.S. Government Accountability Office for purposes of a quality review of the audit, to resolve audit findings, or to carry out oversight responsibilities. We will notify you of any such request. If requested, access to such audit documentation will be provided under the supervision of Nisivoccia LLP personnel. Furthermore, upon request, we may provide copies of selected audit documentation to the aforementioned parties. These parties may intend, or decide, to distribute the copies or information contained therein to others, including other governmental agencies.

The audit documentation for this engagement will be retained for a minimum of five years after the report release date or for any additional period requested by the a Cognizant Agency, Oversight Agency for Audit, or Pass-through Entity. If we are aware that a federal or state awarding agency, pass-through entity, or auditee is contesting an audit finding, we will contact the party(ies) contesting the audit finding for guidance prior to destroying the audit documentation.

We expect to issue our reports no later than April 30, 2016. Kathryn L. Mantell is the engagement partner and is responsible for supervising the engagement and signing the reports. Our fee for these services including out-of-pocket costs (such as report reproduction, word processing, postage, travel, copies, telephone, etc.) will be \$29,500. Additionally, the Authority will be required to implement GASB 68, *Reporting Pension Liabilities*, for the year ended December 31, 2015. Our fees for these services will be in a range of \$1,750-\$2,500. Our fees also includes normal correspondence, phone calls and questions. We encourage continuous communication with our client's financial administration throughout the year in order to be kept apprised of any potential problem situations and to hopefully attempt to minimize or correct them on a timely basis. We believe this open communication enhances our ability to perform a quality audit and minimize year-end audit findings.

Our standard hourly rates vary according to the degree of responsibility involved and the experience level of the personnel assigned to your audit. Our invoices for these fees will be rendered each month as work progresses and are payable on presentation. In accordance with our firm policies, work may be suspended if your account becomes 120 days or more overdue and may not be resumed until your account is paid in full. If we elect to terminate our services for nonpayment, our engagement will be deemed to have been completed upon written notification of termination, even if we have not completed our report(s). You will be obligated to compensate us for all time expended and to reimburse us for all out-of-pocket costs through the date of termination. The above fees are based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate, if necessary.

Our firm is committed to providing our clients with personal services. Although we have the resources and capabilities of a larger firm, we choose to operate like a small firm. Our staff is diversified in experience and is closely supervised by the engagement partner (both onsite and offsite) in the performance of their duties. We are confident that we have the resources available to best serve your needs.

The performance of the audit will be scheduled in advance with the Director of Finance based upon the Authority's projection of their readiness for audit. We will schedule interim procedures prior to the final audit fieldwork which would include planning the audit, reading minutes, testing internal controls and other procedures. We anticipate that the balance of the audit will take approximately one week to perform. We expect that the entire staff assigned to your audit, staff accountants and the in-charge accountant, will be on site for a majority of the time. The engagement partner will be in contact both on and off site during the engagement.

We will conduct an exit conference with the Director of Finance prior to delivery of the draft audit which will occur approximately three weeks after our last day of field work for review by the Authority Board Finance Committee. We will meet with the Finance Committee to discuss the audit and any findings and/or recommendations and meet with the full Authority Board, if desired. Additionally, we will work together with your staff in order to deliver the draft audit no later than April 15, 2016, meet and discuss the draft audit with the Finance Committee during the week of April 18, 2016, and present the audit to the full Authority Board at a public meeting during the week of April 25, 2016, if desired. We feel that we will have no internal constraints in meeting the specified deadlines and will assist your staff in meeting them as well (by streamlining our requests for information and performing the audit in an extremely organized fashion.

Our invoices for these fees will be rendered each month as work progresses and are payable on presentation. In accordance with our firm policies, work may be suspended if your account becomes 120 days or more overdue and may not be resumed until your account is paid in full. If we elect to terminate our services for nonpayment, our engagement will be deemed to have been completed upon written notification of termination, even if we have not completed our report(s). You will be obligated to compensate us for all time expended and to reimburse us for all out-of-pocket costs through the date of termination. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs.

Our fees for additional services you may request would be billed at our standard hourly rates (which vary according to the degree of responsibility involved and the experience level of the personnel assigned to your audit) which are as follows:

Partner/Principal	\$150-\$175
Manager/Supervisor	\$135-\$145
Senior (In-Charge) Accountants	\$115-\$130
Staff Accountants	\$95-\$110

Other Matters:

Nisivoccia LLP will not act as dissemination agent for the Southeast Morris County Municipal Utilities Authority in connection with the Southeast Morris County Municipal Utilities Authority's obligations, if any, to provide secondary market disclosure. Our work to prepare secondary market disclosure documents shall consist of and be limited to (1) distribution of the Southeast Morris County Municipal Utilities Authority's audited *regulatory basis* financial statements to the Southeast Morris County Municipal Utilities Authority or its designated dissemination agent in an electronic format that complies with the requirements of the Municipal Securities Rulemaking Board's Electronic Municipal Market Access Data Port, and (2) preparation of certain operating data, customarily consisting of the financial information, readily available in the *regulatory basis* financial statements of the Authority, contained in Appendix A to an Official Statement, and distribution of that data to the Southeast Morris County Municipal Utilities Authority or its designated dissemination agent in an electronic format that complies with the requirements of the Municipal Securities Rulemaking Board's Electronic Municipal Market Access Data Port. The Southeast Morris County Municipal Utilities Authority, or its designated dissemination agent, shall

remain responsible for filing required secondary market disclosure information and "material event" notices in accordance with any prior undertakings, and Nisivoccia LLP shall not have any responsibility nor liability for the failure of the Southeast Morris County Municipal Utilities Authority, or its designated dissemination agent, to comply with the Southeast Morris County Municipal Utilities Authority's secondary market disclosure undertakings.

With regard to the electronic dissemination of audited *regulatory basis* financial statements, including *regulatory basis* financial statements published electronically on your website and on the **Municipal Securities Rulemaking Board's Electronic Municipal Market Access Data Port**, you understand that electronic sites are a means to distribute information and, therefore, we are not required to read the information contained in these sites or to consider the consistency of other information in the electronic site with the original document.

MSRB Municipal Advisor Rule:

On September 18, 2013, the Securities and Exchange Commission (the "SEC") adopted a rule requiring that "municipal advisors" register with the Securities and Exchange Commission. A "municipal advisor" is someone that "provides advice to or on behalf of a municipal entity with respect to municipal financial products or the issuance of municipal securities, including advice with respect to the structure, timing, terms, and other similar matters concerning such financial products or issues[.]" Nisivoccia LLP is not a registered Municipal Advisor and is not subject to the fiduciary duty established in Section 15B(c)(1) of the Exchange Act with respect to the municipal financial product or issuance of municipal securities. Accordingly, pursuant to the new Municipal Advisor rule and absent the available exception to the rule discussed below, Nisivoccia LLP cannot provide the Southeast Morris County Municipal Utilities Authority with advice or recommendations regarding the issuance of municipal securities.

Under the Municipal Advisor rule, the Southeast Morris County Municipal Utilities Authority may continue to receive advice from its auditor, bond counsel and other professionals, provided both the Southeast Morris County Municipal Utilities Authority and the professional satisfy the "Issuer Has Hired an Independent Municipal Advisor Exemption". First, as municipal issuer, the Southeast Morris County Municipal Utilities Authority needs to have (i) engaged an independent registered municipal advisor and (ii) made such engagement known in writing to the person seeking to rely on the exemption and/or post this declaration on the Southeast Morris County Municipal Utilities Authority's web site. Second, the person relying on this exemption, such as us, your bond counsel and others, must:

1. obtain a written representation from the Southeast Morris County Municipal Utilities Authority that it is represented by, and will rely on the advice of, an independent registered municipal advisor. The written representation from the Southeast Morris County Municipal Utilities Authority may be a declaration posted on the Southeast Morris County Municipal Utilities Authority's web site as long as the posting states that the representation is intended to establish the independent municipal advisor exemption pursuant to the Municipal Advisor rule;
2. provide written disclosure to the Southeast Morris County Municipal Utilities Authority and its independent registered municipal advisor that, by obtaining such representation from the Southeast Morris County Municipal Utilities Authority, the firm is not a municipal advisor and is not subject to the fiduciary duty established in Section 15B(c)(1) of the Exchange Act with respect to the municipal financial product or issuance of municipal securities; and
3. provide the written disclosure described above at a time and in a manner reasonably designed to allow the Southeast Morris County Municipal Utilities Authority to assess the material incentives and conflicts of interest that such person may have in connection with the municipal advisory activities.

The Honorable Chairman and Members of the Authority Board
Southeast Morris County Municipal Utilities Authority
Page 10
December 2, 2015

If the Southeast Morris County Municipal Utilities Authority has engaged the services of a registered Municipal Advisor, we encourage you to notify us in accordance with paragraph 1 above. We have already provided to you in this letter the disclosure contained in paragraph 2 above, which we trust is being provided to you in the time and manner set forth in paragraph 3 above. If the Southeast Morris County Municipal Utilities Authority has not engaged the services of a registered Municipal Advisor, or has, but has not satisfied the requirements of the "Issuer Has Hired an Independent Municipal Advisor Exemption", then any services performed by us in connection with the issuance of municipal securities shall be performed pursuant to the Statements on Standards for Attestation Engagements and related Attestation Interpretations as issued by the American Institute of Certified Public Accountants, then currently in effect.

The performance of the audit would be scheduled in advance with the Director of Finance based upon the Authority's projection of their readiness for audit. We could schedule interim procedures prior to the final audit fieldwork which would include planning the audit, reading minutes, testing internal controls and other procedures. We anticipate that the balance of the audit will take approximately one week to perform. We expect that the entire staff assigned to your audit, staff accountants and the in-charge accountant, will be on site for a majority of the time. The engagement partner will be in contact both on and off site during the engagement.

We appreciate the opportunity to be of service to Southeast Morris County Municipal Utilities Authority and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Government Auditing Standards require that we provide you with a copy of our most recent external peer review report and any letter of comment, and any subsequent peer review reports and letters of comment received during the period of the contract. Our 2014 peer review report is included with this letter.

Very truly yours,

NISIVOCCIA LLP



Kathryn L. Mantell, Partner

RESPONSE:

This letter correctly sets forth the understanding of the Southeast Morris County Municipal Utilities Authority.

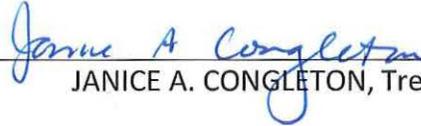
By: _____

Title: _____

Date: _____

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$32,000) for payment of a professional service contract with Nisivoccia, LLP, for professional accounting-auditing services to assist it in fulfilling its statutory and contractual obligations. This item will be charged to Account No. 02-30-400 613 Finance - Consultant - Audit



JANICE A. CONGLETON, Treasurer

DATED: December 17, 2015

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

The undersigned hereby certifies that the estimated amount of the contract to be awarded to Nisivoccia, LLP, for professional accounting-auditing services to assist it in fulfilling its statutory and contractual obligations exceeds \$17,500.



JANICE A. CONGLETON, Treasurer

Dated: December 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: December 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 85-15

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE CONTRACT FOR NON-EXCLUSIVE PROFESSIONAL CONSULTING ENGINEERING SERVICES RELATED TO WATER SUPPLY PLANNING AND RATE RELATED MATTERS

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has a need for non-exclusive professional consulting engineering services related to water supply planning and rate related matters commencing January 1, 2016; and

WHEREAS, Howard J. Woods Jr. & Associates, L.L.C. has submitted a proposal dated December 1, 2015 for the providing of such services commencing January 1, 2016 and terminating December 31, 2106 at an estimated maximum amount of \$36,000, a copy of which is annexed hereto as Exhibit "A"; 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, Howard J. Woods Jr. & Associates, L.L.C. has completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to any political or candidate committee in the Township of Hanover, Borough of Morris Plains, Town of Morristown and the Township of Morris in the previous one year, and that the contract will prohibit it from making any reportable contributions through the term of the contract; and

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

WHEREAS, funds are available and have been certified by the Treasurer of the Authority; 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:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

1. That the proposal of Howard J. Woods, Jr. and Associates L.L.C. dated December 1, 2015, a copy of which is annexed hereto as Exhibit "A" be and the same is hereby accepted and approved effective January 1, 2016 unless terminated by the Board of Members prior to that date.
2. The Executive Director/Chief Engineer be and is hereby authorized and directed to accept and sign the proposal on behalf of the Authority on or after January 1, 2016 unless terminated by the Board prior to that date.
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 the Authority 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 Contract Law.

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: December 17, 2015

Howard J. Woods, Jr. & Associates, L.L.C.

December 1, 2015

Ms. Laura Cummings, P.E.
Executive Director & Chief Engineer
Southeast Morris County Municipal Utilities Authority
19 Saddle Road
Cedar Knolls, NJ 07927

Re: Proposal for 2016 Professional Engineering
Services Related to Water Supply Planning
and Rate Related Matters

Dear Ms. Cummings:

Thanks for giving me the opportunity to work with you during 2014 and 2015 on a range of planning issues. I have enjoyed the opportunity to work with you and your staff throughout this period and I believe we have achieved some significant accomplishments. I understand that you have identified several issues that you would like to address in 2016 and that you may choose to engage my services in addressing these challenges. I am pleased to offer the following proposal for professional services.

Background

During 2014 and 2015, we completed a preliminary supply analysis and evaluated near-term water use trends within your service area. This analysis demonstrated that you have sufficient supplies to meet current demands and provide additional water in support of regional economic development. We also identified a trend toward greater water use efficiency on the part of existing customers. We expect this trend to continue and this will make additional capacity available to service new customers within and outside the District even as the District Municipalities continue to grow.

We also participated in an analysis of the Morris Commons, LLC v. Rockaway Township et al. matter and identified a way in which Morris County Municipal Utilities Authority

138 Liberty Drive, Newtown, Pennsylvania 18940-1111

Phone: 215-579-9912 Fax: 215-504-4595

<http://www.howardwoods.com>



("MCMUA") water could be made available to Wharton/Rockaway while generating a utilization fee for The Southeast Morris County Municipal Utilities Authority ("SMCMUA"). Appropriate contract amendments were put in place and this should generate an additional \$28,000 per year in new revenues. As the Pondview development in Rockaway Township continues to grow, this amount of revenue will also grow as additional volumes of water are sold to Wharton to meet the Pondview demands. We believe that our success in negotiating this arrangement will bring our involvement in the Morris Commons litigation to a close.

The current state of water resource planning and development in Morris County creates a number of opportunities and risks for SMCMUA. By taking advantage of the opportunities and properly managing the risks, you have the opportunity to expand the scope of your operations in a way that promotes sustainability and rate stability for your retail and sale-for-resale customers.

Proposal

Howard J. Woods Jr. & Associates, L.L.C. is pleased to offer you this professional services proposal to address your water supply planning and related business planning needs.

Our proposal is structured in a way that allows you to engage our services as you determine that our support is needed. As we look forward to 2016, we understand that you would like our support in addressing several issues including but not limited to:

1. Develop an updated Cost of Service Allocation Study. It has been many years since SMCMUA completed a cost allocation study. In the years since the last study, new facilities have been added, nearly all of the Authority's debt has been extinguished and the service provided within and outside of the District municipalities has been altered by long-term conservation trends effecting both peak and base use. Periodic updates to cost allocation studies are needed to assure that each class of customer (e.g., residential, commercial, private fire, etc.) is being properly billed for the level of service that class enjoys. We will develop a new cost allocation study using the Base-Extra-Capacity Method typically used for systems with a majority of retail level sales like SMCMUA.
2. Review the Authority's Rules and Regulations and Practices, Procedures and By-Laws. Periodic reviews of the Authority's business practices are appropriate to make certain that the Authority is responsive to its customers needs while simultaneously operating in an efficient manner that conforms to current regulations. We will conduct a review of these documents to identify areas where improvements could be implemented to conform to industry best practices. Our review will specifically address compliance with N.J.A.C. 7:10, the New Jersey Safe Drinking Water Act Rules.

3. Master Plan and Regional Water Supply Initiative Support. The Authority will be updating its Master Plan in 2016 and we will provide support and assistance in this effort to ensure that a comprehensive and well thought out business plan results from the effort. We understand that the Authority will engage the services of a highly qualified engineering firm to complete the usual and customary studies and evaluations that form the basis of a facilities master plan. Given our extensive knowledge and experience with such plans, we will assist the Authority in reviewing the output from the engineer and in coordinating the plan recommendations with the Authority's financial plans, in particular, the five-year budget.

Regionally, opportunities abound for SMCMUA. The SMCMUA is one of 69 community public water systems located in Morris County. These systems rely on a variety of bedrock and glacial sand aquifers, surface water supplies and purchased water supplies. Some of the purchased water supplies rely on sources of water outside of Morris County. The development and management of water supplies in Morris County is complicated by known cases of groundwater contamination and the intersection of three major drainage basins (Delaware, Raritan and Passaic) within the County. In addition to the water resource regulation by the Department of Environmental Protection, land use and resource controls imposed by the NJ Highlands Council also impact water supply planning and the cost of providing service in Morris County. The development of a current Master Plan and a sound business plan will best position SMCMUA to take advantage of opportunities for further regionalization and supply integration.

4. Strengthen revenue budgeting procedures to take full advantage of the new customer accounting and billing systems. (Continued from 2015). The current budgeting procedure relies on trending revenue dollars actually collected from year to year. Your new accounting system will allow billing determinants to be tracked in a way that will give you a better understanding of temporal changes in water use and revenues. This will provide an enhanced tool for managing SMCMUA expenses during the course of the year and improve your ability to meet annual financial objectives. Ultimately, improved tracking of the billing determinants that lead to the revenues you collect will allow you to make certain that each customer class is producing sufficient revenues to recover the full cost of providing service to that class.
5. Review emergency response plans approach to drought and severe rainfall events. Industry standards have been evolving recently with regard to drought planning and responses to severe rainfall events. Data accumulated by the New Jersey State Climatologist demonstrate that we are in a period where extreme weather patterns are becoming more normal. We can assist you by reviewing your current drought and emergency response plans to make sure that those plans reflect the latest approaches to these extreme events.

6. Related Matters. We are available as needed to address unspecified planning issues that may arise during the course of the year.

We are prepared to review and evaluate available information related to the operation of your water system and to help you thoroughly assess your water resource and business planning needs during 2016. We will build on previously completed studies and reports to avoid duplication of effort. This will include a review of studies prepared by others, external data that influence your water resource planning decisions, and current operating data. We will perform analyses and evaluations of your system and we will attend and participate in meetings on an as-needed basis and as directed by you. Decisions made by SMC MUA with respect to water resource planning have implications for current and future revenues and operating expenses. We will assist you in evaluating alternatives with a clear eye focused on retail and wholesale rates needed to implement your business plan. Based on our understanding of the tasks that you wish us to complete in 2016, the cost of our assistance will not exceed \$36,000. A summary of the anticipated level of effort and associated billings is presented in Schedule A. We will issue bills on the basis of time actually required to provide this assistance, so you will only be charged for the services you elect to use. If less time is required to complete these tasks, your bill will be less. We will also provide any additional supplementary services as requested by the Authority during the life of this project.

Summary of Staffing & Proposed Fees

Howard J. Woods, Jr., P.E. will be the principal point of contact for the Authority and will be responsible for all work addressed by this proposal. A detailed resume of my qualifications is attached. I have a thorough understanding of water supply issues facing the State of New Jersey and I have extensive experience in the field of water supply planning. I have prepared comprehensive plans for 60 water systems located throughout the United States. Communities served by these systems include Pittsburgh, Pennsylvania and its surrounding suburbs, Charleston, West Virginia, Richmond, Indiana, East Saint Louis, Illinois and Monterey, California. I was also responsible for the preparation of water supply plans for New Jersey-American Water Company and I have developed long-term demand forecasts and supply plans for the Passaic Valley Water Commission. In completing these planning evaluations, I developed alternatives and identified the least costly means of providing safe water service for each water system addressed by these studies. These plans identified specific facility needs for five, ten and fifteen year planning horizons, defined the long term role of each system in promoting regional water supply development, and assessed the impact of future State and Federal water quality regulations on system operations and needs. I served as the water utility representative to the New Jersey Water Supply Advisory Council from 1989 through 1997. While a member of the Council, I assisted the State in the development of the New Jersey Statewide Water Supply Master Plan. I also recently served as a member of the Public Advisory Committee charged with completing a peer review of the current draft New Jersey Water Supply Plan. My background in rate setting is also extensive. I have developed cost of service allocation studies for numerous public authorities and I

have served as an expert witness in litigation associated with rate setting and cost allocation procedures. The attached resume lists the numerous cases in which I have offered expert testimony before the New Jersey Board of Public Utilities. I am also the 2013 recipient of the George Warren Fuller Award from the New Jersey Section of the American Water Works Association.

My billing rate is \$170 per hour (one hundred seventy dollars per hour). No work will be delegated or subcontracted without prior written approval from your office.

The proposed consulting fees associated with the elements of work defined above are based on actual time spent on the engagement at the standard hourly rates noted above. The estimates for the work provided for in this proposal will not be exceeded without your express written approval. Bills will be based on actual time and expenses incurred, so your cost will be lower if less time is required to complete the assignments. Actual out-of-pocket expenses up to the limits set forth on Schedule A, such as for travel or overnight mail, will be charged without mark-up. Should you require any assistance for work not addressed by this proposal, we would be pleased to accommodate you and we will bill you at our standard rates noted above. Our fees will be billed monthly based on work performed and expenses incurred in the previous month. We would appreciate payment within 30 days from the date of billing.

The term of this Agreement is from the inception of work for SMCMUA on January 1, 2016 with respect to the scope outlined above through the ensuing twelve-month planning period. It is understood that, upon entering into this agreement, we are acting as an independent contractor, and that we are not entitled to any compensation other than that specifically set forth herein. This agreement is not assignable without your written consent, the validity and interpretation of which shall be governed by the laws of the State of New Jersey.

This will further confirm that during the term of my engagement I will comply with the mandatory Affirmative Action statement attached hereto as Schedule B and with the provisions of the New Jersey Pay to Play Law, N.J.S.A. 19:44A-20.2 et. seq., The New Jersey Campaign Contributions and Expenditures Act, N.J.S.A. 19:44-1 et. seq., and all other applicable laws and regulations pertaining to my engagement.

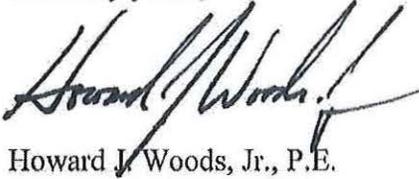
Please call me if you have any questions about this proposal or if I can assist you in any way. Thank you again for giving me the opportunity to offer this proposal. I hope you find this acceptable and I look forward to working with you and your staff in the coming planning period.

Ms. Laure Cummings, P.E.
Re: Professional Engineering Services

December 1, 2015
Page 6 of 6

If this letter correctly sets forth your understanding of our relationship, please acknowledge by signing and returning the enclosed copy of this letter.

Sincerely yours,



Howard J. Woods, Jr., P.E.

I agree with above and authorize Howard J. Woods, Jr. & Associates, L.L.C. to begin providing its services based on the above terms.

Laura Cummings, P.E.
Executive Director & Chief Engineer
Southeast Morris County Municipal Utilities Authority

Schedule A
Summary of Work Plan Tasks and Costs
Professional Engineering Services for Water Supply Planning
and Rate Related Matters

Task Designation	Estimated Hours	Estimated Consulting Fees	Estimated Expenses	Total Estimated Cost
Review Existing Studies and Available Data	50	\$8,500	\$0	\$8,500
Perform Evaluations and Studies	117	\$19,890	\$410	\$20,300
Attendance at Meetings	<u>40</u>	<u>\$6,800</u>	<u>\$400</u>	<u>\$7,200</u>
TOTAL	<u>207</u>	<u>\$35,360</u>	<u>\$ 810</u>	<u>\$36,000</u>

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available (\$36,000) for payment of a professional service contract with Howard J. Woods, Jr. & Associates, L.L.C. for non-exclusive professional consulting engineering services to assist it in fulfilling its statutory and contractual obligations. This item will be charged to Account No. 2016 02-10-400-609 Admin bus plan

Janice A. Congleton
JANICE A. CONGLETON, Treasurer

DATED: December 17, 2015

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

The undersigned hereby certifies that the estimated amount of the contract to be awarded to Howard J. Woods, Jr., & Associates, L.L.C. for non-exclusive professional consulting engineering services to assist it in fulfilling its statutory and contractual obligations exceeds \$17,500.



JANICE A. CONGLETON, Treasurer

DATED: December 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

DATED: December 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 86-15

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

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

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

WHEREAS, the vendors listed below have been awarded contracts by the MCCPC for and including the budget year 2016; and

WHEREAS, the Authority wishes to purchase these items listed below from such authorized vendors approved by the MCCPC; and

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

WHEREAS, the Treasurer of the Authority has certified the availability of funds for these contracts in the 2016 Budget;

NOW THEREFORE BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the vendors listed below be awarded the contracts set forth below for the budget year 2016:

Board Members

Morristown:
Mary Dougherty
Donald Kissil

Morris Township:
Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:
Robert Carroll
William Conradi

Hanover Township:
Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CONTRACT	VENDORS	ITEMS	AMOUNT
#5	Tilcon New York	Paving Materials/Crushed Stone, Gravel and Sand	\$35,000
#1	Allied Oil Company	Unleaded Gasoline	\$70,000
#18	Tree King	Tree Removal	\$6,000
#15-C	Beyer Ford Flemington Dodge-Chrysler-Jeep Rt. 23 Automall	Utility Vehicles	\$145,000
#13-A	City Fire Equipment	Maintenance Sprinkler System	\$5,500
#16	Office Concepts	Office Supplies and Office Furniture	\$25,000
#12	Allied Oil Company	Diesel Fuel	\$ 15,000
#17	Main Pool and Chemical	Chlorine	\$10,000
#25	Allen Paper & Supply (Term Enterprise, Inc.)	Janitorial Supplies	\$5,000
#31	Reed & Perrine Sales, Inc.	Calcium Chloride	\$4,000

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: December 17, 2015

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the 2016 Budget to purchase work, materials and supplies from the vendors listed below through the Morris County Cooperative Pricing Council in 2016. The contract costs are estimated not to exceed the amounts stated:

CONTRACT	VENDORS	ITEMS	AMOUNT
#5	Tilcon New York	Paving Materials/Crushed Stone, Gravel and Sand	\$35,000
#1	Allied Oil Company	Unleaded Gasoline	\$70,000
#18	Tree King	Tree Removal	\$6,000
#15-C	Beyer Ford Flemington Dodge-Chrysler-Jeep Rt. 23 Automall	Utility Vehicles	\$145,000
#13-A	City Fire Equipment	Maintenance Sprinkler System	\$5,500
#16	Office Concepts	Office Supplies and Office Furniture	\$25,000
#12	Allied Oil Company	Diesel Fuel	\$ 15,000
#17	Main Pool and Chemical	Chlorine	\$10,000
#25	Allen Paper & Supply (Term Enterprise, Inc.)	Janitorial Supplies	\$5,000
#31	Reed & Perrine Sales, Inc.	Calcium Chloride	\$4,000



 JANICE A. CONGLETON, Treasurer

DATED: December 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.



SIDNEY D. WEISS, Assistant Secretary

Dated: December 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 87-15

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

WHEREAS, The Southeast Morris County Municipal Utilities Authority ("Authority") wishes to purchase the items listed below from authorized vendors under the State of New Jersey Cooperative Purchasing Program I-NJCP during the 2016 budget year; and

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

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

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

WHEREAS, the Treasurer of the Authority has certified the availability of funds for these contracts in the 2016 Budget;

NOW THEREFORE, BE IT RESOLVED by The Southeast Morris County Municipal Utilities Authority that the vendors listed below be awarded the contracts set forth below for the budget year 2016:

CONTRACT	VENDOR	ITEMS	AMOUNT
#82583 (T216A)	Verizon Wireless	Wireless Devices and Services	\$ 25,000
#75237 (T0200)	Pitney Bowes, Inc.	Mailing System Vendor	\$4,500
#70256 (M0483)	Dell Marketing	Computers and Supplies	\$10,000
#75827 (T0115)	Fisher Scientific	Laboratory Chemicals and Supplies	\$8,000
# 85091 (T0983)	Hach Company	Laboratory Chemicals, Supplies and Testing Services	\$25,000

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Edward A. Taratko, Jr.

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

CONTRACT	VENDOR	ITEMS	AMOUNT
#82527 (M8000)	Goodyear Auto Service Center, Parsippany, NJ	Tires	\$4,000
#82528 (M8000)	Bridgestone Tires Apollo Automotive Center, Denville, NJ	Tires	\$4,000
#70967 (T-2581)	GovDeals	Internet Auctions	5% of Auction Price

ATTEST:

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



SIDNEY D. WEISS, Assistant Secretary



DENNIS BALDASSARI, Chairman

DATED: December 17, 2015

TREASURER'S CERTIFICATION

I hereby certify that there are sufficient funds available in the 2016 Budget to purchase work, materials and supplies from the vendors listed below through the New Jersey Cooperative Purchasing Program in 2016. The contract costs are estimated not to exceed the amounts stated:

CONTRACT	VENDOR	ITEMS	AMOUNT
#82583 (T216A)	Verizon Wireless	Wireless Devices and Services	\$ 25,000
#75237 (T0200)	Pitney Bowes, Inc.	Mailing System Vendor	\$4,500
#70256 (M0483)	Dell Marketing	Computers and Supplies	\$10,000
#75827 (T0115)	Fisher Scientific	Laboratory Chemicals and Supplies	\$8,000
# 85091 (T0983)	Hach Company	Laboratory Chemicals, Supplies and Testing Services	\$25,000
#82527 (M8000)	Goodyear Auto Service Center, Parsippany, NJ	Tires	\$4,000
#82528 (M8000)	Bridgestone Tires Apollo Automotive Center, Denville, NJ	Tires	\$4,000
#70967 (T-2581)	GovDeals	Internet Auctions	5% of Auction Price

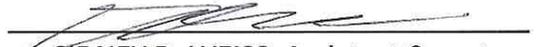


 JANICE A. CONGLETON, Treasurer

DATED: December 17, 2015

CERTIFICATION

I hereby certify the foregoing to be a true copy of the resolution adopted by The Southeast Morris County Municipal Utilities Authority on Thursday, December 17, 2015, at a meeting duly convened of said Authority.


SIDNEY D. WEISS, Assistant Secretary

Dated: December 17, 2015



Southeast Morris County Municipal Utilities Authority

19 SADDLE ROAD • CEDAR KNOLLS, NEW JERSEY 07927 • TEL 973-326-6880 • FAX 973-326-9521

Resolution No. 88-15

RESOLUTION AUTHORIZING AND RATIFYING ELECTRIC GENERATION SERVICE AGREEMENTS

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has participated in the formation and implementation of the New Jersey Sewerage and Municipal Utility Authority Electrical Supply Aggregation ("NJSMUAESA"), which is a consortium of New Jersey Sewerage and Municipal Utility Authorities formed for the purpose of soliciting and securing bids on an aggregated basis for electric generation service from licensed electric power suppliers pursuant to the provisions of the "Electric Discount and Energy Competition Act" (P.L. 1999, c.23, N.J.S.A. 48:3-49 et. seq.), and thereby and thereby enjoying the benefits of joint purchasing and bulk power purchasing discounts ; and

WHEREAS, the existing electric power supply contract between the Authority and TriEagle Energy LP awarded and entered as a result of a bid conducted by the NJSMUAESA in April 2014, will expire in May 2016 for each Authority electric account currently being served by TriEagle Energy LP; and

WHEREAS, the NJSMUAESA issued a Request for Bids on October 29, 2015 for the purpose of seeking bids for electric generation service from licensed electric power suppliers to replace the TriEagle Energy LP contract that is scheduled to expire in May 2016; and

WHEREAS, bids were received and reviewed by NJSMUAESA on November 20, 2015; and

WHEREAS, due to the fact that the electricity market is highly volatile and bid prices cannot be guaranteed past 3:00 p.m. on the day that bids are accepted, the award or rejection of bid(s) had to be made on the Authority's behalf by its designated representative by no later than 3:00 p.m. on the bid day; and

WHEREAS, Paul Kozakiewicz, Superintendent, attended the bid opening as the Authority's Electric Energy representative to the NJSMUAESA; and

WHEREAS, the bid of South Jersey Energy Company was determined to be the lowest responsible bid for the sixteen accounts collectively known as Bid Group 6; and the bid of Constellation New Energy Inc. was determined to be the lowest responsible bid for the two accounts collectively known as Bid Group 3; as set forth in the attached memorandum of Paul Kozakiewicz, Superintendent, dated December 7, 2015; and

WHEREAS, Paul Kozakiewicz executed an Electric Generation Services Agreement with South Jersey Energy Company dated December 2, 2015 with respect to Bid Group 6, a copy of which is annexed hereto (the "Bid Group 6 Agreement");

Board Members

Morristown:

Mary Dougherty
Donald Kissil

Morris Township:

Dennis Baldassari
Alan Johnson

Morris Plains:

Robert Carroll
William Conradi

Hanover Township:

Saverio C. Iannaccone
Adolf Schimpf

Executive Director/Chief Engineer: Laura Cummings, P.E.

Superintendent: Paul A. Kozakiewicz

WHEREAS, Paul Kozakiewicz executed an Electric Generation Services Agreement with Constellation New Energy Inc. dated December 2, 2015 with respect to Bid Group 3, a copy of which is also annexed hereto (the "Bid Group 3 Agreement");

WHEREAS, the services under the Electric Generation Supply Agreement are to be provided to the Authority for a term of two years (24 months) for each Authority electric account at a total estimated cost to the Authority not to exceed \$1,000,000.00; and

WHEREAS, the Treasurer has certified funds are available for the amounts to be expended in 2016 in the Authority's 2016 budget and will be certified for amounts to be expended in 2017 and 2018 subject to approval of the budget for those years;

NOW, THEREFORE, BE IT RESOLVED that the authority of Paul Kozakiewicz to act as the Authority's representative to the NJSMUAESA in connection with the negotiation of a Electric Generation Supply Agreement be and the same is hereby authorized, ratified and approved; and

BE IT FURTHER RESOLVED that the Agreement with South Jersey Energy Corporation dated December 2, 2015 approved by NJSMUAESA and executed by Paul Kozakiewicz on behalf of the Authority with respect to Bid Group 6 (a copy of which are annexed hereto) be and the same is hereby ratified and approved; and

BE IT FURTHER RESOLVED that the Agreement with Constellation New Energy Inc. dated December 2, 2015 approved by NJSMUAESA and executed by Paul Kozakiewicz on behalf of the Authority with respect to Bid Group 3 (a copy of which are annexed hereto) be and the same is hereby ratified and approved; and

BE IT FURTHER RESOLVED that the Authority's Executive Director/Chief Engineer, Superintendent, Staff and consultants are hereby authorized and directed to take such further action and to do all other things necessary and convenient to implement the Authority's participation in the NJSMUAESA and the Agreements approved by this Resolution.

ATTEST:



SIDNEY D. WEISS, Assistant Secretary

THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY



DENNIS BALDASSARI, Chairman

DATED: December 17, 2015

TREASURER'S CERTIFICATION

I hereby certify funds for payment of a contract with South Jersey Energy Company and Constellation New Energy Inc. for electric power supply as follows:

1. In 2016, funds are available in the amount of \$291,667.00; and
2. In 2017, funds will be available in the amount of \$500,000.00 subject to the approval of the 2017 Budget.
3. In 2018, funds will be available in the amount of \$208,333.00 subject to the approval of the 2018 Budget.

The total maximum amount of this contract will not exceed \$1,000,000.00. This item will be

charged to Account No. 2016-^{Operating} Energy Costs 02-50-400-622
2018

Janice A Congleton
JANICE A. CONGLETON, Treasurer

DATED: December 17, 2015