

**REORGANIZATION MEETING OF THE MUSCONETCONG SEWERAGE AUTHORITY**

Chairman Rattner called the meeting to order at 7:30 PM. Following the Pledge of Allegiance to the Flag, announcement was made that adequate notice of this meeting had been provided for as defined by the "Open Public Meetings Act".

**MEMBERS PRESENT:** Donald Bates, James Benson, Thomas Bruno, Andrew Cangiano, Michael Grogan, Brian McNeilly, Melanie Michetti, Michael Pucilowski, Steven Rattner, Richard Schindelar, Joseph Schwab, John Sylvester

**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Patrick Dwyer Esq., John Scheri PE, Marvin Joss QPA, James Schilling MSA Director, Susan Grebe Admin.

Chairman Rattner noted that there were no commissioners to be sworn in and no terms had expired for 2017.

MSA Attorney, Patrick Dwyer, opened the floor for nominations for Chairman. Motion made by Mr. McNeilly, seconded by Mr. Schwab nominating Steven Rattner as Chairman for 2017. Motion to close nominations offered by Mr. Pucilowski, seconded by Mr. Schindelar and the affirmative vote of members present. Steven Rattner as Chairman was carried by the unanimous vote of members present.

Chairman Rattner thanked the commissioners.

Chairman Rattner opened the floor for nominations for Vice Chairman. Motion offered by Mr. Schwab, seconded by Mr. Pucilowski nominating John Sylvester as Vice Chairman for 2017. Motion to close nominations offered by Mr. McNeilly, seconded by Mrs. Michetti and the affirmative vote of members present. John Sylvester as Vice Chairman was carried by the unanimous vote of members present.

Motion offered by Mr. Pucilowski, seconded by Mrs. Michetti nominating Joseph Schwab as Secretary-Treasurer for 2017. Motion to close nominations offered by Mr. McNeilly, seconded by Mr. Schindelar and the affirmative vote of members present. Joseph Schwab as Secretary-Treasurer was carried by the unanimous vote of members present.

Motion offered by Mr. Schindelar, seconded by Mr. Bruno nominating James Benson as Assistant Secretary-Treasurer for 2017. Motion to close nominations offered by Mr. Sylvester, seconded by Mr. Schindelar and the affirmative vote of members present. James Benson as Assistant Secretary-Treasurer was carried by the unanimous vote of members present.

Chairman Rattner congratulated the commissioners on their nominations.

Chairman Rattner noted the list of present committees from 2016. He asked if any of the commissioners would like to volunteer for a different committee for 2017 or be taken off the committee they are presently appointed to. Chairman Rattner suggested if there were no objections he would like to reappoint the same committees of 2016 for 2017. A motion was made by Chairman Rattner to approve the committee appointments for 2017 as assigned for 2016, seconded by Mr. Schindelar and the affirmative vote of members present.

Finance/Audit Committee	James Benson, Steven Rattner, Joseph Schwab
JIF Insurance Commissioner	James Benson
Engineering, Operations, Maintenance & Safety Committee	Michael Grogan, Richard Schindelar, Melanie Michetti, Michael Pucilowski, Thomas Bruno
Personnel Committee	John Sylvester (Chair), Brian McNeilly, Michael Pucilowski, Andrew Cangiano
Purchasing Commissioner	Donald Bates

Chairman Rattner suggested that all resolutions on the Agenda, Items A. through I., for professional services for 2017, be considered for approval with one consensual vote. He asked if any of the commissioners would like to discuss any of the resolutions separately. None of the commissioners had any concerns to discuss. A motion was made by Mr. Schindelar to approve Items A. through I. on the Agenda, which included Resolution #17-09, Resolution #17-10, Resolution #17-11, Resolution #17-12, Resolution #17-13, Resolution #17-14, Resolution #17-15, Resolution #17-16, and Resolution #17-17, seconded by Mr. Bruno and the affirmative roll call vote of members present.

**RESOLUTION NO. 17-09**

**Resolution of the Musconetcong Sewerage Authority  
Authorizing the Award of a Contract for Professional  
Services to Patrick J. Dwyer, Esq., of Nusbaum, Stein, Goldstein,  
Bronstein & Kron, as Legal Counsel Pursuant to the Provisions of  
N.J.S.A. 40A:11-5 and Without Public Advertising as a Professional Service**

WHEREAS, the Musconetcong Sewerage Authority has a need to acquire legal services for the period from February 28, 2017 through February 1, 2018 pursuant to the provisions of N.J.S.A. 40A:11-5; and

WHEREAS, the Secretary/Treasurer has determined and certified in writing that the value of the acquisition may exceed Twenty Five Thousand (\$25,000.00) Dollars; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, Patrick J. Dwyer, Esq., of Nusbaum, Stein, Goldstein, Bronstein & Kron has submitted a proposal indicating that they will provide legal services at the rate of:

A. Six Thousand (\$6,000.00.00) Dollars for attendance at twelve (12) regular meetings of the Authority; and

B. \$220.00 per hour for all other legal services; and

WHEREAS, Patrick J. Dwyer, Esq., of Nusbaum, Stein, Goldstein, Bronstein & Kron has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political committee or candidate in the Borough of Hopatcong, Borough of Mount Arlington, Township of Byram, Township of Mount Olive, Borough of Netcong, Township of Roxbury or Borough of Stanhope in the previous one (1) year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the Secretary/Treasurer of the Musconetcong Sewerage Authority has certified that funds are available in the annual budget of the Musconetcong Sewerage Authority.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that the Chairman is hereby authorized to enter into a Contract with Patrick J. Dwyer, Esq., of Nusbaum, Stein, Goldstein, Bronstein & Kron as described herein; and be it

FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the amount payable under this contract shall not exceed the sum of Twenty Five Thousand (\$25,000.00) Dollars unless the Musconetcong Sewerage Authority shall so authorize; and be it

FURTHER RESOLVED, that this Resolution is conditioned upon receipt by MSA of satisfactory evidence of malpractice insurance and be it

FURTHER RESOLVED, that the Musconetcong Sewerage Authority publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

**RESOLUTION NO. 17-10**

**Resolution of the Musconetcong Sewerage Authority  
Authorizing the Award of a Contract for Professional  
Services to Vincent M. Montanino of Ferraioli, Wielkotz, Cerullo & Cuva  
for Auditing Services Pursuant To N.J.S.A. 40A:11-5 and  
without Public Advertising as a Professional Service**

WHEREAS, the Musconetcong Sewerage Authority has a need to acquire auditing services as a non-fair and open contract for the period from February 27, 2017 through February 1, 2018 pursuant to the provisions of N.J.S.A. 40A:11-5; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, Vincent M. Montanino, RMA of Ferraioli, Wielkotz, Cerullo & Cuva, has submitted a proposal indicating that they will provide auditing services at the rate of Seven Thousand Eight Hundred (\$7,800.00) Dollars; and

WHEREAS, Vincent M. Montanino has submitted a proposal indicating that he will provide additional accounting services on an as-needed basis. These additional accounting services will be billed at the rate on the attached Fee Schedule; and

WHEREAS, Vincent M. Montanino, RMA of Ferraioli, Wielkotz, Cerullo & Cuva, has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political committee or candidate in the Borough of Hopatcong, Borough of Mount Arlington, Township of Byram, Township of Mount Olive, Borough of Netcong, Township of Roxbury or Borough of Stanhope in the previous one (1) year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available in the annual budget of the Musconetcong Sewerage Authority.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that the Chairman is hereby authorized to enter into a Contract with Vincent M. Montanino of Ferraioli, Wielkotz, Cerullo & Cuva, as described herein; and be it

FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and be it

FURTHER RESOLVED, that the Contract shall not exceed Seven Thousand eight Hundred (\$7,800.00) Dollars for annual auditing services without further authorization from the Commissioners of the Musconetcong Sewerage Authority; and be it

FURTHER RESOLVED, that this Resolution is subject to Ferraioli, Wielkotz, Cerullo & Cuva, providing satisfactory proof of malpractice insurance; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the Musconetcong Sewerage Authority publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

#### RESOLUTION NO. 17-11

**Resolution of the Musconetcong Sewerage Authority  
Authorizing the Award of a Contract for Professional  
Services to Mott MacDonald, LLC for Engineering  
Services Pursuant to the Provisions of N.J.S.A. 40A:11-5  
and without Public Advertising as a Professional Service**

WHEREAS, the Musconetcong Sewerage Authority has a need for professional engineering services for the period from February 28, 2017 through February 1, 2018 as a non-fair and open contract pursuant to the provisions of N.J.S.A. 40A:11-5; and

WHEREAS, the Secretary/Treasurer has determined and certified in writing that the value of the acquisition may exceed Twenty Thousand (\$20,000.00) Dollars; and

WHEREAS, the anticipated term of this contract is approximately one (1) year; and

WHEREAS, Mott MacDonald, LLC has submitted a proposal indicating that they will provide engineering services at the rate of:

- A. Four Thousand Two Hundred (\$4,200.00) Dollars to:
  1. Maintain and Update of MSA files;
  2. Receive, Review and Respond to General Correspondence, Phone Calls, and E-mails;
  3. Review monthly DMR and RTR Reports and other regulatory reports as needed;
  4. Prepare for, attend and participate at all MSA Commissioner Meetings;
  5. Keep the Authority apprised regarding:
    - o State and Federal Regulatory Changes;
    - o Issues Affecting the Authority and Member Towns; and
    - o Potential Funding Sources available to the Authority, its Members and their respective communities.
- B. All other Engineering Services shall be billed at the rate on the attached Fee Schedule for 2017.

WHEREAS, Mott MacDonald, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political committee or candidate in the Borough of Hopatcong, Borough of Mount Arlington, Township of Byram, Township of Mount Olive, Borough of Netcong, Township of Roxbury or Borough of Stanhope in the previous one (1) year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available in the annual budget of the Musconetcong Sewerage Authority.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that the Chairman is hereby authorized to enter into a Contract with Mott MacDonald, LLC as described herein; and be it

FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and be it

FURTHER RESOLVED, that the Contract shall not exceed Twenty Thousand (\$20,000.00) Dollars without further authorization from the Commissioners of the Musconetcong Sewerage Authority; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the Musconetcong Sewerage Authority publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

**RESOLUTION NO. 17-12**

**Resolution of the Musconetcong Sewerage Authority  
Authorizing the Award of a Contract for Professional Services to  
Najarian Associates Pursuant to the Provisions of  
N.J.S.A. 40A:11-5 and Without Public Advertising as a Professional Service**

WHEREAS, the Musconetcong Sewerage Authority (hereinafter "MSA") from time to time requires specialized Engineering, Scientific and Environmental Consulting Services for the period from February 28, 2017 through February 1, 2018; and

WHEREAS, Najarian Associates have previously provided these services to MSA; and

WHEREAS, Najarian Associates have previously provided professional services to MSA regarding effluent limitations for its facility and water quality of the Musconetcong River.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that a Contract is hereby awarded to Najarian Associates as Special Environmental Consultant for the MSA to perform the following services:

1. Assist as needed with permit approvals from NJDEP and DRBC, effluent limitations, water quality of the Musconetcong River, and related matters, all on an as-needed basis; and

WHEREAS, the costs of the services to be performed by Najarian Associates will be based on a time and material basis in accordance with the attached Schedule in an amount not to exceed Fifteen Thousand (\$15,000.00) Dollars; and

WHEREAS, the Secretary/Treasurer of the MSA has certified that funds are available in the annual budget of the MSA.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the MSA that the Chairman is hereby authorized to enter into a Contract with Najarian Associates as described herein; and be it

FURTHER RESOLVED, that the above is engaged without competitive bidding as a professional service under the provisions of the Local Public Contract Law because the qualitative nature of these services will not reasonably permit the drawing of specifications; and be it

FURTHER RESOLVED, that the billing rates shall be as set forth in Najarian's Schedule of Billing Rates Effective January 2016; and be it

FURTHER RESOLVED, that the amount of this Contract shall not exceed Fifteen Thousand (\$15,000.00) Dollars without further authorization from the Musconetcong Sewerage Authority; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the MSA publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

**RESOLUTION NO. 17-13**

**Resolution of the Musconetcong Sewerage Authority  
Authorizing the Award of a Contract for Professional  
Services to John A. Napolitano, Esq., of Cleary Giacobbe  
Alfieri & Jacobs, LLC, as Special Labor  
Counsel and Without Public Advertising as a Professional Service**

WHEREAS, the Musconetcong Sewerage Authority ("MSA") has a need to retain professional services, in particular, special labor counsel for the period from February 28, 2017 through February 1, 2018; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, N.J.S.A. 40A:11-5 permits the award of a contract without public advertising for bids or bidding for professional services; and

WHEREAS, the MSA is desirous of engaging John A. Napolitano, Esq., of the law firm of Cleary Giacobbe Alfieri & Jacobs, LLC, (hereinafter the "Firm") as Special Labor Counsel based upon its reputation and upon the Firm's representations that it has special expertise in the area of public sector labor law; and

WHEREAS, John A. Napolitano, Esq., of the law firm of Cleary Giacobbe Alfieri & Jacobs, LLC, have submitted a proposal indicating that they will provide legal services at the rate of:

- A. \$175.00 hourly – Attorney Services
- B. \$ 65.00 hourly – Clerks and Paralegal Services; and

WHEREAS, John A. Napolitano, Esq., and the law firm of Clearly Giacobbe Alfieri & Jacobs, LLC, have completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political committee or candidate in the Borough of Hopatcong, Borough of Mount Arlington, Township of Byram, Township of Mount Olive, Borough of Netcong, Township of Roxbury or Borough of Stanhope in the previous one (1) year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the Secretary/Treasurer of the Musconetcong Sewerage Authority has certified that funds are available in the annual budget of the Musconetcong Sewerage Authority.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that the Chairman is hereby authorized to enter into a Contract with John A. Napolitano, Esq., of the law firm of Clearly Giacobbe Alfieri & Jacobs, LLC as described herein; and be it

FURTHER RESOLVED, that the amount payable under this contract shall not exceed the sum of Five Thousand (\$5,000.00) Dollars unless the Musconetcong Sewerage Authority shall so authorize; and be it

FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the Musconetcong Sewerage Authority publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

#### **RESOLUTION NO. 17-14**

#### **Resolution of the Musconetcong Sewerage Authority Authorizing the Award of a Contract for Professional Services to Hawkins, Delafield & Wood, as Bond Counsel Pursuant to the Provisions of N.J.S.A. 40A:11-5, and without Public Advertising as a Professional Service**

WHEREAS, the Musconetcong Sewerage Authority has a need to acquire general bond counsel advisory services for the period from February 28, 2017 through February 1, 2018 as a non-fair and open contract pursuant to the provisions of N.J.S.A. 40A:11-5; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, N.J.S.A. 40A:11-5 permits the award of a contract without public advertising for bids or bidding for professional services; and

WHEREAS, the MSA is desirous of engaging Robert H. Beinfield, Esq., of the law firm of Hawkins Delafield & Wood, LLP, (hereinafter the "Firm") as Bond Counsel based upon its reputation and upon the Firm's representations that it has special expertise in the area of bond counsel advisory services; and

WHEREAS, Robert H. Beinfield, Esq., of the law firm of Hawkins Delafield & Wood, LLP, have submitted a proposal indicating that they will provide legal services at the rate of:

- C. \$295.00 hourly – Partner/Counsel Services
- D. \$195.00 hourly – Associate Services
- E. \$95.00 hourly – Paralegal Services

WHEREAS, the MSA is desirous of engaging Robert H. Beinfield, Esq., of the law firm of Hawkins, Delafield & Wood, LLP, as Bond Counsel; and

WHEREAS, Robert H. Beinfield, Esq., of Hawkins, Delafield and Wood, LLP have completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political committee or candidate in the Borough of Hopatcong, Borough of Mount Arlington, Township of Byram, Township of Mount Olive, Borough of Netcong, Township of Roxbury or Borough of Stanhope in the previous one (1) year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the Secretary/Treasurer of the Musconetcong Sewerage Authority has certified that funds are available in the annual budget of the Musconetcong Sewerage Authority.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that the Chairman is hereby authorized to enter into a Contract with Hawkins, Delafield and Wood, LLP as described herein; and be it

FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and be it

FURTHER RESOLVED, that this Resolution is subject to Hawkins, Delafield and Wood providing satisfactory proof of malpractice insurance; and be it

FURTHER RESOLVED, that the amount of this contract shall not exceed \$5,000 without further authorization by the MSA; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the Musconetcong Sewerage Authority publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

**RESOLUTION NO. 17-15**

**Resolution of the Musconetcong Sewerage Authority  
Authorizing the Award of a Contract for Professional  
Services to Paulus, Sokolowski and Sartor, LLC for Engineering  
Services as Needed Pursuant to N.J.S.A. 40A:11-5 and Without  
Public Advertising as a Professional Service**

WHEREAS, the Musconetcong Sewerage Authority from time to time has a need for alternate professional engineering services for the period from February 28, 2017 through February 1, 2018 as a professional service; and

WHEREAS, alternate engineering services will be utilized to supplement the services provided by the engineer of record on an as-needed basis; and

WHEREAS, the Secretary/Treasurer has determined and certified in writing that the value of the acquisition may exceed Ten Thousand (\$10,000.00) Dollars; and

WHEREAS, the anticipated term of this contract is approximately one (1) year; and

WHEREAS, Paulus, Sokolowski and Sartor, LLC has submitted a proposal indicating that they will provide engineering services at the rate indicated on the attached Fee Schedule; and

WHEREAS, Paulus, Sokolowski and Sartor, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political committee or candidate in the Borough of Hopatcong, Borough of Mount Arlington, Township of Byram, Township of Mount Olive, Borough of Netcong, Township of Roxbury or Borough of Stanhope in the previous one (1) year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS in the event Paulus, Sokolowski and Sartor, LLC shall have a conflict of interest it shall notify the MSA and recuse itself from performing any work which creates a conflict; and

WHEREAS, funds are available in the annual budget of the Musconetcong Sewerage Authority.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that the Chairman is hereby authorized to enter into a contract with Paulus, Sokolowski and Sartor, LLC as described herein; and be it

FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the amount of this contract shall not exceed Ten Thousand (\$10,000.00) Dollars without further authorization by the MSA; and be it

FURTHER RESOLVED, that the Musconetcong Sewerage Authority publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

**RESOLUTION NO. 17-16**

**Resolution of the Musconetcong Sewerage Authority  
Authorizing the Award of a Contract for Professional  
Services for Risk Management Consulting Services  
to Stanford Risk Management Services, Inc., Pursuant  
N.J.S.A. 40A:11-5 and without Public Advertising  
as a Professional Service**

WHEREAS, the Musconetcong Sewerage Authority has a need to acquire Risk Management Services pursuant to N.J.S.A. 40A:11-5 for the period from February 28, 2017 through February 1, 2018 pursuant to the provisions of N.J.S.A. 40A:11-5; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, Stanford Risk Management Services, Inc., has submitted a proposal indicating that they will provide risk management services at the rate of six (6%) percent of the Authority's annual assessment as promulgated by the New Jersey Utility Municipal Joint Insurance Fund; and

WHEREAS, Stanford Risk Management Services, Inc., has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political committee or candidate in the Borough of Hopatcong, Borough of Mount Arlington, Township of Byram, Township of Mount Olive, Borough of Netcong, Township of Roxbury or Borough of Stanhope in the previous one (1) year, and that the contract will prohibit him from making any reportable contributions through the term of the contract; and

WHEREAS, the Secretary/Treasurer of the MSA has certified that funds are available in the annual budget of the MSA.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that the Chairman is hereby authorized to enter into a Contract with Stanford Risk Management Services, Inc., as described herein; and be it

FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and be it

FURTHER RESOLVED, that the Contract shall not exceed six (6%) percent of the Authority's annual assessment as promulgated by the New Jersey Utility Municipal Joint Insurance Fund unless further authorized by the MSA; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the Musconetcong Sewerage Authority publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

#### RESOLUTION NO. 17-17

#### Resolution of the Musconetcong Sewerage Authority Awarding a Contract to the Parsippany-Troy Hills Township Wastewater Treatment Plant to Treat Sludge On an Emergency Basis

WHEREAS, the Musconetcong Sewerage Authority (hereinafter "MSA") has a need for treatment of liquid wastewater and disposal of sludge at a licensed treatment facility in the event of an emergency for the period from February 28, 2017 through February 1, 2018 pursuant to the provisions of N.J.S.A. 40A:11-5; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, Parsippany-Troy Hills Township Wastewater Treatment Plant has submitted a proposal dated January 17, 2017 indicating that they will accept sludge for emergency purposes only as follows:

1. Acceptance of Sludge is for emergency purposes only;
2. Sludge is priced at \$0.07/gallon as per ordinance;
3. The hours of operation to discharge are 7:00 a.m. to 3:30 p.m., Monday through Friday;
4. The approximate amount of gallons is 20,000 per week to 65,250 per week;
5. The Authority is required to meet all Federal and State Regulations;
6. The Authority's account will be billed for the wastewater.

WHEREAS, N.J.S.A. 40A:11-5(2) permits the award of a contract without public advertising for bids and bidding with a public body of this State of any subdivision thereof; and

WHEREAS, Parsippany Troy Hills is a public corporation of the State of New Jersey; and

WHEREAS, MSA believes it is most advantageous to procure a contract for emergency purposes to treat its sludge at the treatment facilities of Parsippany-Troy Hills; and

WHEREAS, the Secretary/Treasurer of the MSA has certified that funds are available in the annual budget of the MSA.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that a Contract is hereby awarded to Parsippany-Troy Hills Township for the emergency treatment of the sludge from the MSA as follows:

1. Acceptance of Sludge is for emergency purposes only;
2. Sludge shall be priced at \$0.07/gallon as per ordinance;
3. The hours of operation to discharge are 7:00 a.m. to 3:30 p.m., Monday through Friday;
4. The approximate amount of gallons is 20,000 per week to 65,250 per week;
5. The Authority is required to meet all Federal and State Regulations;
6. The Authority's account will be billed for the wastewater.

BE IT FURTHER RESOLVED, that Steven Rattner as Chairman of the MSA is hereby authorized to sign an Agreement between Parsippany-Troy Hills and the MSA; and

BE IT FURTHER RESOLVED, that the MSA publish in its official newspaper a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

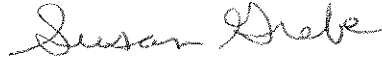
The following one-year official appointments were made on a motion offered by Mr. Schindelar, seconded by Mr. Schwab and the affirmative roll call vote of members present.

Bank Depositories – TD Bank  
Official Newspaper – Daily Record  
Other Newspaper – New Jersey Herald  
Newspaper for Bids – Star Ledger  
Plant Physician – Advocare Medical Center at Budd Lake, Route 46

Chairman Rattner opened and closed the meeting to the public.

Motion made by Mr. Sylvester, seconded by Mr. McNeilly and the affirmative roll call vote of members present, Chairman Rattner adjourned the meeting at 7:39 PM.

Respectfully Submitted:



Susan Grebe,  
Administrative Assistant