

REORGANIZATION MEETING OF THE MUSCONETCONG SEWERAGE AUTHORITY

Chairman Rattner called the meeting to order at 7:37 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, Michael Grogan, Brian McNeilly, Melanie Michetti, Michael Pucilowski, Steven Rattner, Richard Schindelar, Joseph Schwab, John Sylvester

MEMBERS ABSENT: All Members were present

OTHERS PRESENT: Patrick Dwyer, Esq., Lee Purcell, PE, Fenton Purcell, PE, James Schilling, Andrew Cangiano, Marvin Joss

MSA Attorney, Patrick Dwyer, swore in the following Commissioners:

Andrew Cangiano (new appointment for Mount Arlington)
Richard Schindelar (reappointment for Hopatcong)

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

Chairman Rattner thanked the commissioners for their confidence in him as MSA Chairman.

Motion offered by Mr. Pucilowski, seconded by Mr. Schwab nominating John Sylvester as Vice Chairman. Motion to close nominations offered by Mr. McNeilly, seconded by Mr. Schindelar. Motion to approve the nomination was offered by Mrs. Michetti, seconded by Mr. McNeilly. John Sylvester as Vice Chairman was carried by the unanimous vote of members present.

Motion offered by Mrs. Michetti, seconded by Mr. Bruno nominating Joseph Schwab as Secretary-Treasurer. Motion to close nominations offered by Mr. McNeilly, seconded by Mr. Grogan. Motion to approve the nomination was offered by Mr. Schindelar, seconded by Mrs. Michetti. Joseph Schwab as Secretary-Treasurer was carried by the unanimous vote of members present.

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

Chairman Rattner thanked the Vice Chairman, Secretary-Treasurer and Assistant Secretary-Treasurer for accepting their nominations for 2016.

Chairman Rattner listed the current committee appointments from 2015. He asked each of the commissioners if they would like to volunteer for a different committee for 2016. All commissioners agreed to serve on the same committees. Mr. Cangiano agreed to fill Mr. Phil's position on the Personnel Committee. A motion was made by Mr. Bruno to approve the committee appointments for 2016 as listed below, seconded by Mr. Schindelar and the affirmative roll call 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

Resolution No. 16-04 Authorizing the Award of Contract for the Period of January 1, 2016 through March 31, 2016 for Professional Engineering Services to Lee T. Purcell Associates Pursuant to the Provisions of N.J.S.A. 40A:11-5 and Without Public Advertising as a Professional Service was moved by Mr. Pucilowski, seconded by Mr. Bruno and the affirmative roll call vote of members present.

RESOLUTION NO. 16-04

**Resolution of the Musconetcong Sewerage Authority
Authorizing the Award of a Contract for Professional
Services to Lee T. Purcell Associates 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 to acquire professional engineering services for the period from January 1, 2016 through March 31, 2016 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 will not exceed Seventeen Thousand Five Hundred (\$17,500.00) Dollars; and

WHEREAS, the anticipated term of this contract is three (3) months; and

WHEREAS, Lee T. Purcell Associates 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 Lee T. Purcell Associates 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 Musconetcong Sewerage Authority shall pay Lee T. Purcell Associates a retainer fee in the amount of Seven Hundred Fifty (\$750.00) Dollars for the period from January 1, 2016 through March 31, 2016; and be it

FURTHER RESOLVED, that the Contract shall not exceed Five Thousand (\$5,000.00) Dollars without further authorization from the Commissioners of the Musconetcong Sewerage Authority; 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. 16-05 Authorizing the Award of 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 was moved by Mr. Pucilowski, seconded by Mrs. Michetti and the affirmative roll call vote of members present.

RESOLUTION NO. 16-05

**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 27, 2016 through February 1, 2017 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 Seventeen Thousand Five Hundred (\$17,500.00) 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 Seventeen Thousand Five Hundred (\$17,500.00) Dollars unless the Musconetcong Sewerage Authority shall so authorize; 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. 16-06 Authorizing the Award of Contract for Professional Services to Vincent M. Montanino of VM Associates, Inc. for Auditing Services Pursuant to the Provisions of N.J.S.A. 40A:11-5 and Without Public Advertizing as a Professional Service was moved by Mr. Bruno, seconded by Mr. Schwab and the affirmative roll call vote of members present.

**RESOLUTION NO. 16-06
Resolution of the Musconetcong Sewerage Authority
Authorizing the Award of a Contract for Professional
Services to Vincent M. Montanino of VM Associates, Inc.
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, 2016 through February 1, 2017 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 of VM Associates, Inc., has submitted a proposal indicating that they will provide auditing services at the rate of Seven Thousand Five Hundred (\$7,500.00) 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 of VM Associates, 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 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 VM Associates, 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 Seven Thousand Five Hundred (\$7,500.00) 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 VM Associates, Inc., 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. 16-07 Authorizing the Award of 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 Advertizing as a Professional Service was moved by Mr. Pucilowski, seconded by Mr. McNeilly and the affirmative roll call vote of members present.

RESOLUTION NO. 16-07
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 27, 2016 through February 1, 2017 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, Hawkins, Delafield and Wood have submitted a Schedule of Charges for General Bond Advisory Services which is attached hereto; and

WHEREAS, Hawkins, Delafield and Wood 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

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 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 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. 16-08 Authorizing the Award of Contract for Professional Environmental Consulting Services to Najarian Associates Pursuant to the Provisions of N.J.S.A. 40A:11-5 and Without Public Advertising as a Professional Service was moved by Mr. McNeilly, seconded by Mr. Schindelar and the affirmative roll call vote of members present.

RESOLUTION NO. 16-08
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 Without Public Advertising as a Professional Service

WHEREAS, the Musconetcong Sewerage Authority (hereinafter "MSA") requires specialized Engineering, Scientific and Environmental Consulting Services; and

WHEREAS, Najarian Associates have previously provided services to MSA on related and similar issues; 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, 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 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. 16-09 Authorizing the Award of Contract for Professional Services for Risk Management Consulting Services to Stanford Risk Management Services, Inc. Pursuant to the Provisions of N.J.S.A. 40A:11-5 and Without Public Advertizing as a Professional Service was moved by Mr. Benson, seconded by Mrs. Michetti and the affirmative roll call vote of members present.

RESOLUTION NO. 16-09
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 26, 2016 through February 1, 2017 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 Sanford 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. 16-10 Authorizing the Award of Contract for Professional Services to John A. Napolitano, Esq., and Matthew Giacobbe, Esq., of Cleary Giacobbe Alfieri & Jacobs, LLC, as Special Labor Counsel Without Public Advertising as a Professional Service was moved by Mr. Schindelar, seconded by Mr. Bruno and the affirmative roll call vote of members present.

RESOLUTION NO. 16-10
Resolution of the Musconetcong Sewerage Authority
Authorizing the Award of a Contract for Professional
Services to John A. Napolitano, Esq., and Matthew Giacobbe, Esq.,
of Cleary Giacobbe Alfieri & Jacobs, LLC, as Special Labor
Counsel 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 26, 2016 through February 1, 2017; 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., and Matthew Giacobbe, 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., and Matthew Giacobbe, 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. \$ 60.00 hourly – Paralegal Services

WHEREAS, the MSA is desirous of engaging John A. Napolitano, Esq., and Matthew Giacobbe, Esq., of the law firm of Clearly Giacobbe Alfieri & Jacobs, LLC, as Special Labor Counsel; and

WHEREAS, John A. Napolitano, Esq., and Matthew Giacobbe, Esq., of 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., and Matthew Giacobbe, 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 Seventeen Thousand Five Hundred (\$17,500.00) 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.

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

Bank Depositories – TD Bank

Official Newspaper – Daily Record

Other Newspaper – New Jersey Herald

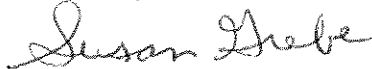
Newspaper for Bids – Star Ledger

Plant Physician – Advocare Medical Center at Budd Lake, Route 46

Chairman Rattner opened and closed the meeting to the public.

Motion made by Mr. McNeilly, seconded by Mr. Schindelar and the affirmative roll call vote of members present, Chairman Rattner adjourned the meeting at 7:53 PM.

Respectfully Submitted:



Susan Grebe,
Administrative Assistant