

**WASHINGTON TOWNSHIP MUA**  
**Regular Meeting**  
**September 7, 2011**

The Regular Meeting of the W.T.M.U.A. was called to order at 7:37 p.m. on September 7, 2011. Adequate notice of this meeting of the W.T.M.U.A. was given to the Daily Record and the Courier News on February 7, 2011. Notice was also posted on the Municipal Building Bulletin Board.

Members Present: Messrs. Akin, Strawn, Napolitano, Cullen\*  
 Alt. Members Present: Messrs.  
 Members Absent: Messrs. Peters  
 Alt. Members Absent: Messrs. Kramer, Popper  
 Township Liaison Present: Messrs.  
 Township Liaison Absent: Messrs. Roehrich  
 Staff Members Present: Executive Director (E.D.) Pucilowski\*\*, Secretary Waller, Attorney Gregory

\*arrived at 8:15pm  
 \*\*arrived at 7:40pm

**OPEN TO PUBLIC 7:36PM**  
**CLOSE TO PUBLIC 7:36PM**

**MEETING MINUTES**

Motion was made by Mr. Strawn, and seconded by Mr. Napolitano, to approve the August 3, 2011 Meeting Minutes. Motion was carried by the following vote:

AYES: Messrs.: Strawn, Cullen, Napolitano  
 NAYS: Messrs.: None  
 ABSTAIN: Messrs.: Akin

**PAYMENT OF BILLS**

4:09 PM

**Washington Township MUA**  
**Monthly Checkbook Register**  
**August 2011**

09/01/11

Accrual Basis

Date	Num	Name	Memo	Amount	Balance
<b>Aug 11</b>					
08/01/2011			funds deposited into revenue account - move...	-779.78	-779.78
08/01/2011			mis-deposited reimbursement from US Bank	-21,143.39	-21,923.17
08/02/2011	21524	Accurate Pest Control, I...	June pest services	-62.00	-21,985.17
08/02/2011	21525	Accurate Waste Remov...	June sludge removal services	-3,438.70	-25,423.87
08/02/2011	21526	Amerigas - Chester 7500	Acct#200662251	-361.01	-25,784.88
08/02/2011	21527	AT&T Mobility	05369412-001-42	-188.28	-25,973.16
08/02/2011	21528	Buckman's Inc.	Cust# WASHIN	<b>chemicals-&gt;</b> -3,850.00	-29,823.16
08/02/2011	21529	CenturyLink-158960	Acct. 1010158960	-71.70	-29,894.86
08/02/2011	21530	CenturyLink-7104	acc #309547104	-783.17	-30,678.03
08/02/2011	21531	Ceridian	Cust#115204	-88.69	-30,766.72
08/02/2011	21532	Cole-Parmer	Ref#6367988-00	-163.78	-30,930.50
08/02/2011	21533	Custom Heliarc	Rebuild Air lift assembly smstp	-780.00	-31,710.50
08/02/2011	21534	D. J. Egarian & Associat...	Engineering Svcs 6/1-6/30/11	-612.45	-32,322.95
08/02/2011	21535	Discount Tire	Vehicle #98	-646.00	-32,968.95
08/02/2011	21536	Elizabethtown Gas 0711	6839340711	-9.17	-32,978.12
08/02/2011	21537	Elizabethtown Gas 2661	4292272661	-16.15	-32,994.27
08/02/2011	21538	Elizabethtown Gas 302...	3023945621	-82.74	-33,077.01
08/02/2011	21539	Elizabethtown Gas 530...	5305345621	-20.95	-33,097.96
08/02/2011	21540	Elizabethtown Gas 6291	4540016291	-17.32	-33,115.28
08/02/2011	21541	Elizabethtown Gas 6641	0371846641	-27.05	-33,142.33
08/02/2011	21542	Elizabethtown Gas 9641	0150129641	-27.05	-33,169.38
08/02/2011	21543	Elizabethtown Gas 971...	9715445621	-16.15	-33,185.53
08/02/2011	21544	Enviroolutions LLC	repair parts for motive pump LVSTP	-678.40	-33,863.93
08/02/2011	21545	Fisher Scientific	248987-01	-406.06	-34,269.99
08/02/2011	21546	Gregory and Reed, LLC	VOID: Legal Svcs	0.00	-34,269.99
08/02/2011	21547	Hackettstown Supply Co.	1196	-126.00	-34,395.99
08/02/2011	21548	Hoffmans Supply, Inc.		-66.93	-34,462.92
08/02/2011	21549	Hydra Numatic Sales Co.	pump parts Springtown PS	<b>volute and impeller-&gt;</b> -4,438.26	-38,901.18

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08/02/2011	21550	Internet Cake, Inc.	July 2011	-25.00	-38,926.18
08/02/2011	21551	JCP&L	100086524491-Douglas	-25.65	-38,951.83
08/02/2011	21552	JLM Computers	IT services and Monthly Charge-May 2011	-427.50	-39,379.33
08/02/2011	21553	KELLY'S LAWN & IRRIG...	Backflow equipment	-982.09	-40,361.42
08/02/2011	21554	Long Valley Service	cst #199 - veh 92 emergency repair lost brakes	-254.80	-40,616.22
08/02/2011	21555	Main Pool & Chemical ...	hypochlorite lv07	-708.00	-41,324.22
08/02/2011	21556	NJ DEP	<b>water system operation fee -&gt;</b>	-1,440.00	-42,764.22
08/02/2011	21557	Northern Tool & Equipm...	Acct#7003-7057-0016-5240	-500.13	-43,264.35
08/02/2011	21558	One Call Concepts, Inc.	Acct#12-WA2	-91.50	-43,355.85
08/02/2011	21559	Passaic Valley Sewerag...	Cust# 00081-01	-4,940.00	-48,295.85
08/02/2011	21560	Performance Plus	CustID:washmua	-401.50	-48,697.35
08/02/2011	21561	Pumping Services, Inc.	6/3 ER service Springtown PS	-3,391.35	-52,088.70
08/02/2011	21562	QC Inc.	C00154	-402.00	-52,490.70
08/02/2011	21563	Rutgers, the State Univ...	RPPS application	-25.00	-52,515.70
08/02/2011	21564	Simmons Transport, Inc.	trailer rental - June	-1,500.00	-54,015.70
08/02/2011	21565	Staples - NJ contract		-185.26	-54,200.96
08/02/2011	21566	Straco III Auto Parts	W300	-414.93	-54,615.89
08/02/2011	21567	Toby Barkman	<b>Fairmount water service line repair-&gt;</b>	-2,265.16	-56,881.05
08/02/2011	21568	Trane	Cust#3656798	-1,690.00	-58,571.05
08/02/2011	21569	Unique Image Corp.	1st installment for copier maintenance	-625.00	-59,196.05
08/02/2011	21570	Valley Cleaners		-109.10	-59,305.15
08/02/2011	21571	Verizon 201 V03-6124	201 V03-6124 182 02Y	-51.51	-59,356.66
08/02/2011	21572	Verizon/Bell	201 Z42-3181-999-32Y	-118.60	-59,475.26
08/02/2011	21573	Washington Township	3rd qtr fuel dep/2nd qtr usage balance due	-4,484.27	-63,959.53
08/02/2011	21574	Waste Management of ...	100-0059416-0836-5	-565.62	-64,525.15
08/02/2011	21575	Gregory and Reed, LLC	Legal Srvc	-2,482.07	-67,007.22
08/02/2011	21576	Batteries Plus	Springtown PS alarm	-175.92	-67,183.14
08/03/2011			8/5/11 payroll transfer	-23,396.30	-90,579.44
08/03/2011			cliffside	<b>payment -&gt;</b> 1,147.29	-89,432.15
08/03/2011			monthly bond transfer	181,628.50	92,196.35
08/05/2011	eft56...	*Capital Funds Transfer	c154a egarian	612.45	92,808.80
08/05/2011	eft56...	*Capital Funds Transfer	c157b1 trane	1,690.00	94,498.80
08/05/2011	eft56...	*Capital Funds Transfer	c108 gregory	90.00	94,588.80
08/05/2011	eft56...	*Capital Funds Transfer	c-vehicles gregory	30.00	94,618.80
08/05/2011	eft56...	*Capital Funds Transfer	c141g gregory	105.00	94,723.80
08/05/2011	eft56...	*Capital Funds Transfer	c108 gregory	30.00	94,753.80
08/05/2011	eft56...	*Capital Funds Transfer	c-vehicles gregory	300.00	95,053.80
08/08/2011	21577	Home Depot	6035322500434638	-63.53	94,990.27
08/08/2011	eft22...	PERS Health Div of Pe...	august benefits	-9,215.48	85,774.79
08/08/2011	eft22...	PERS Div of Pens & Be...	July pension payment	-3,378.62	82,396.17
Date	Num	Name	Memo	Amount	Balance
08/08/2011	21578	Bond Customers:Sullivan	VOID:	0.00	82,396.17
08/08/2011	eft09...	Bond Customers:Sullivan	transfer funds for bond reimbursement	500.00	82,896.17
08/11/2011		PNC Bank	refund MERCHANT FEES	830.06	83,726.23
08/16/2011			8/19/11 Payroll Funding	-22,606.69	61,119.54
08/17/2011	21579	Advance Auto Parts	Acct#6477-1111-0027-6415	-22.71	61,096.83
08/17/2011	21580	AT&T Mobility	05369412-001-42	-191.71	60,905.12
08/17/2011	21581	Clarks Cleaning	Cleaning Service	-665.50	60,239.62
08/17/2011	21582	Elizabethtown Gas 0711	6839340711	-8.00	60,231.62
08/17/2011	21583	Elizabethtown Gas 2661	4292272661	-17.32	60,214.30
08/17/2011	21584	Elizabethtown Gas 302...	3023945621	-81.81	60,132.49
08/17/2011	21585	Elizabethtown Gas 530...	5305345621	-17.32	60,115.17
08/17/2011	21586	Elizabethtown Gas 6291	4540016291	-16.15	60,099.02
08/17/2011	21587	Elizabethtown Gas 6641	0371846641	-23.41	60,075.61
08/17/2011	21588	Elizabethtown Gas 9641	0150129641	-23.41	60,052.20
08/17/2011	21589	Elizabethtown Gas 971...	9715445621	-23.41	60,028.79
08/17/2011	21590	JCP&L	Acct# 20 00 00 0009 4 9	-21,844.96	38,183.83
08/17/2011	21591	Verizon/Bell	201 Z42-3181-999-32Y	-120.38	38,063.45
08/17/2011	21592	W.B. Mason	M32751	-70.10	37,993.35
08/17/2011	21594	Bond Customers:Sullivan	VOID:	0.00	37,993.35
08/17/2011	21593	Post Office	September billing and 3 rolls reg stamps	-364.00	37,629.35
08/24/2011	21595	Brown & Brown of NJ, I...	Acct#WAST003	-280.00	37,349.35
08/24/2011	21596	Capitol Supply	hydrant repairs	<b>hydrant parts -&gt;</b> -1,572.02	35,777.33

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08/24/2011	21597	NJ Dept of Treasury, C...		-200.00	35,577.33
08/24/2011	21598	Staples	Acct#7972820004326617	-20.98	35,556.35
08/24/2011	21599	Verizon 201 V03-6124	201 V03-6124 182 02Y	-49.90	35,506.45
08/24/2011	21600	NJ Dept of Treasury, C...		-200.00	35,306.45
08/24/2011	21601	NJ Dept of Treasury, C...		-200.00	35,106.45
08/25/2011	21602	NJ Dept of Treasury, C...		-200.00	34,906.45
08/26/2011	21603	NJ Dept of Treasury, C...	prog int id 497171, NJEMS bill ID 000000088...	-50.00	34,856.45
08/30/2011			09/02/11 payroll funding	-23,885.72	10,970.73
<b>Aug 11</b>				<b>10,970.73</b>	<b>10,970.73</b>

Motion was made by Mr. Strawn, and seconded by Mr. Napolitano, to approve the August 2011 payment of bills be approved by the signature of proper official. Motion was carried by the following vote:

AYES: Messrs.: Akin, Strawn, Napolitano  
 NAYS: Messrs.: None  
 ABSTAIN: Messrs.: None

**METER READING**

The meter supplier will be quoting bulk purchase pricing. The ED will compare this pricing with the costs that other utilities are getting. A demonstration on the drive-by reader is being scheduled the first week in October. M. Napolitano and D. Strawn would like to attend.

**BILLING ADJUSTMENTS**

Motion was made by Mr. Strawn, and seconded by Mr. Napolitano, to approve the July 2011 Billing Adjustments. Motion was carried by the following vote:

AYES: Messrs.: Akin, Strawn, Napolitano  
 NAYS: Messrs.: None  
 ABSTAIN: Messrs.: None

**VOUCHERS OVER \$5,000**

Motion was made by Mr. Strawn, and seconded by Mr. Napolitano, to approve the following invoices over \$5,000 for payment: 8/3/11 Gregory & Reed - \$10,695.45, 8/15/11 Rio Supply - \$13,462.00, 8/16/11 Technical Components - \$17,410.00, 8/15/11 GeoScience - \$6,546.28, 8/29/11 Sam Stothoff - \$24,500.00. Motion was carried by the following vote:

AYES: Messrs.: Akin, Strawn, Napolitano  
 NAYS: Messrs.: None  
 ABSTAIN: Messrs.: None

**MORRIS COUNTY CO-OP RENEWAL**

**RESOLUTION**  
**AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE PERIOD OF OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2016**

No. 11-09-D

**WHEREAS**, the Morris County Cooperative Pricing Council ("MCCPC") was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

**WHEREAS**, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

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**WHEREAS**, the Washington Township Municipal Utilities Authority (the "Authority") previously entered into an Agreement with the Morris County Cooperative Pricing Council (the "Lead Agency") for the conduct of certain functions relating to the purchase of work, materials and supplies; and,

**WHEREAS**, this Agreement will expire on September 30, 2011 and all parties desire to renew this Agreement; and

**WHEREAS**, pursuant to the provisions of NJSA 40A:11-11(5), the Authority may enter into a renewal cooperative pricing agreement with the Lead Agency or any other contracting unit within the County of Morris or adjoining counties for the purchase of work, materials and supplies; and,

**WHEREAS**, the Lead Agency, entering into contracts on behalf of the Authority, shall be responsible for complying with the provisions of the Local Public Contracts Law (NJSA 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey; and,

**WHEREAS**, it is in the interest of the Authority to renew the Agreement with the Lead Agency regarding the purchase of work, materials and supplies; and,

**WHEREAS**, each member shall pay to the Lead Agency an annual fee of One Thousand Two Hundred Fifty Dollars (**\$1,250.00**) as their estimated prorated share of the administrative expenses. A discount in the amount of one hundred fifty dollars (\$150.00) shall be applied to members who submit their payment early. A reduced fee of One Thousand One Hundred Dollars (**\$1,100.00**) can be submitted in lieu of the full fee if said payment is received by the Lead Agency within forty-five (**45**) **days** from the date of the invoice. The full fee is due to the Lead Agency within ninety (**90**) days from receipt of the invoice from the Lead Agency. Failure of any member to submit the annual fee to the Lead Agency within ninety (90) days of the date of the invoice shall result in the termination of membership.

**NOW, THEREFORE, BE IT RESOLVED** by the Washington Township Municipal Utilities Authority as follows:

1. The Executive Director is hereby authorized to execute an Agreement with the Morris County Cooperative Pricing Council, by the Township of Randolph as Lead Agency, dated October 1, 2011 as may be approved by the Authority's attorney. Said Agreement is for **renewal** of membership in the MCCPC for a five (5) year period from October 1, 2011 through September 30, 2016.
2. The Executive Secretary is hereby directed to submit a copy of this adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC.
3. This Resolution shall take effect as provided by law.

**INTRODUCED AND PASSED:** September 7, 2011

Motion was made by Mr. Strawn, and seconded by Mr. Napolitano, to approve Resolution 11-09-D to renew membership with the Morris County Cooperative Pricing Council with a revision to incorporate the costs. Motion was carried by the following vote:

AYES:	Messrs.:	Akin, Strawn, Napolitano
NAYS:	Messrs.:	None
ABSTAIN:	Messrs.:	None

**2011 LAWN MAINTENANCE CONTRACT**

<b>RESOLUTION</b> <b>AUTHORIZING THE EXECUTION OF A LAWN MAINTENANCE CONTRACT</b>
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No. 11-09-E

**WHEREAS**, pursuant to Section 6.1 of the Local Public Contracts Law, the Washington Township Municipal Utilities Authority (The Authority) solicited competitive quotations for a lawn maintenance

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contract; and

**WHEREAS**, The Authority accepted a quotation from Finegan Landscaping and Paving, LLC; and

**WHEREAS**, Finegan Landscaping and Paving, LLC signed a Contract to perform lawn maintenance for The Authority on or about May 6, 2011; and

**WHEREAS**, the aforementioned Contract required Finegan Landscaping and Paving, LLC to provide certain insurance coverage; and

**WHEREAS**, on or about July 21, 2011 Finegan Landscaping and Paving, LLC informed The Authority by letter that it could not obtain the required insurance and, thus, cancelled the May 6, 2011 Contract; and

**WHEREAS**, The Authority contacted Beaumont Landscaping and Design, Inc., which submitted the next lowest quotation; and

**WHEREAS**, Beaumont Landscaping and Design, Inc. agreed to obtain the necessary insurance, but requested that the contract term be extended to the end of 2013; and

**WHEREAS**, The Authority passed Resolution #11-08-B awarding a 24 month contract to Beaumont Landscaping and Design; and

**WHEREAS**, Beaumont Landscaping and Design, advised that the cost of the additional insurance prohibits them from signing the contract; and

**WHEREAS**, The Authority contacted ANR and Barnes III and Sons to qualify their proposals; and

**WHEREAS**, ANR Landscaping advised that the cost of the additional insurance prohibits them from signing the contract; and

**WHEREAS**, Barnes III and Sons, LLC failed to respond to the September 6, 2011 deadline; and

**WHEREAS**, it is in the best interest of The Authority to continue the contract with Finegan Landscaping and Paving, LLC for the remainder of 2011.

**NOW, THEREFORE, BE IT RESOLVED** by the Washington Township Municipal Utilities Authority as follows:

1. The Washington Township Municipal Utilities Authority agrees to rescind Resolution 11-08-B.
2. The Authority agrees to continue the contract with Finegan Landscaping and Paving, LLC's through the 2011 contract period.
3. This resolution shall take effect immediately pursuant to law.

**INTRODUCED AND PASSED:** September 7, 2011

Motion was made by Mr. Strawn, and seconded by Mr. Napolitano, to approve Resolution 11-09-E to continue the lawn maintenance contract with Finegan Landscaping for the remainder of the 2011 season. Motion was carried by the following vote:

AYES: Messrs.: Akin, Strawn, Napolitano, Cullen

NAYS: Messrs.: None

ABSTAIN: Messrs.: None

**EMERGENCY PUCHASE FOR LV07**

<p><b>RESOLUTION</b> <b>AUTHORIZING EMERGENCY PROCUREMENT</b> <b>OF REPAIR SERVICES FOR WELL LV07</b></p>
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No. 11-09-A

**WHEREAS**, the Washington Township Municipal Utilities Authority (WTMUA) operates Well LV07 in the Hager Water System in Long Valley, NJ; and

**WHEREAS**, after receiving a fire alarm from Well LV07, an inspection of Well LV07 confirmed that the well pump was smoking from a lower motor bearing requiring the well pump to be shut down;

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and

**WHEREAS**, the Executive Director of the WTMUA has advised the Board that without the immediate repair of the well pump for Well LV07 there was an actual or imminent emergency affecting the public health, safety and welfare due to the need for this well to be operational as support to the Hager water system; and

**WHEREAS**, the WTMUA had, prior to the malfunction, began the process of soliciting proposals for the replacement of the pump; and

**WHEREAS**, the WTMUA had a proposal to replace the pump from Samuel Stothoff Co., Inc and obtained a written quote for the pump replacement in the amount of \$23,395.00; and

**WHEREAS**, additional services were required from Cartel Electric Company to install new pump breaker as well as Pumping Services to set up Dan Foss VFD for new pump (estimated to be \$2,200.00); and

**WHEREAS**, the WTMUA was not able to solicit additional quotes due to the urgency of having a working pump for the well; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-6, allows for procurement without public bidding or quotes when an emergency affecting the public health, safety or welfare requires the immediate procurement of services; and

**WHEREAS**, the Washington Township Municipal Utilities Authority is satisfied that, for the reasons articulated in the written requisitions from David Carswell, WTMUA Water Operator, attached hereto and made a part hereof, and the notification from the Executive Director, to be placed in the file, the proposed emergency procurement is justified and meets the requirements of the Local Public Contracts Law and N.J.A.C. 5:34-6.1; and

**WHEREAS**, funds are available to pay for the services rendered or to be rendered by the contractor to address the emergency as described in this Resolution.

**NOW, THEREFORE, BE IT RESOLVED** by Washington Township Municipal Utilities Authority as follows:

1. The Washington Township Municipal Utilities Authority, declares that an emergency existed due to the immediate need to have an operating well pump at Well LV07
2. The Executive Director is directed to place on file a notification describing the nature of the emergency, the time of its occurrence and the need to procure services without public bidding or the solicitation of quotes.
3. The Executive Director is authorized to issue purchase orders in an amount not to exceed \$26,500.00 for the provision of emergency services for inspection, and installation of pump with:

Samuel Stothoff Co., Inc.  
PO Box 306  
59 State Highway 31,  
Flemington, NJ 08822  
Attention: Richard H. Stothoff - Tel.: (908) 782-2116

Cartal Electric Company  
316 Mt. Bethel Road  
Port Murray, NJ 07865  
Attn: Todd Cartal – Tel.: (908) 850-1204

Pumping Services, Inc.  
PO Box 117  
201 Lincoln Blvd.

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Middlesex, NJ 08846-0117  
Tel: (732) 469-4540

4. This Resolution shall take effect as provided by law.

**INTRODUCED AND PASSED:** September 7, 2011

Motion was made by Mr. Strawn, and seconded by Mr. Napolitano, to approve Resolution 11-09-A to authorize the emergency purchase for LV07. Motion was carried by the following vote:

AYES: Messrs.: Akin, Strawn, Napolitano, Cullen

NAYS: Messrs.: None

ABSTAIN: Messrs.: None

**CAPITAL PROJECT FINANCE NEEDS**

The Executive Director is putting together costs for the capital finance needs. Engineering design may be required to complete the capital financing needs for application of funding.

**FINANCIAL PLANNER MEETING**

It was agreed that the ED, P. Peters and W. Cullen will meet with the Financial Planner and provide recommendations.

**CLIFFSIDE PARK ESCROW ACCOUNT**

This voting on the Resolution was tabled until next meeting.

**BLACK OAK GOLF COURSE SEWER SERVICE AGREEMENT**

The discussion of the proposed Sewer Service Agreement will be held in closed session.

**VALLEY VIEW WATER AND SEWER SERVICE AGREEMENTS**

Valley View never signed the Water Service Agreement. A Resolution was passed, in 2007, authorizing the Water Service Agreement which set the EDU's at 14.5. The records indicate that there was a challenge to the amount of EDU's that were charged. A partial connection fee of 2.5 EDU's were paid in 2007.

In 2010, Valley View engaged an engineering firm that presented 4320 gallons to the DEP, which translates to 14.5 EDU's. This volume was approved by the DEP.

Currently, Valley View claims that the usage is lower than the prior calculations, and they are requesting a reduction in EDU's.

It was advised that the water and sewer connection EDU's are to be the same number. It was suggested that a provision be added to the agreements that if the usage for the building were to change, the connection fee will be adjusted and additional fees may need to be assessed.

For the next meeting, the ED will calculate the EDU's based on the MUA's understanding of the building usage and prepare a comparison to the engineer's calculation and the prior MUA ED's calculation.

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**GROVE STREET RIGHT OF WAY**

The Township has agreed to provide an easement or license to operate the Pump Station in the Right of Way. They have also requested the MUA to obtain the same documentation from the County. Additional discussions with the Township and County are pending.

**SMITH WELL SITE – 72 HOUR PUMP TEST**

<p><b>RESOLUTION</b> <b>AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT</b> <b>FOR PROFESSIONAL SERVICES</b></p>
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*No. 11-09-C*

**WHEREAS**, the **Washington Township Municipal Utilities Authority** (“Authority”) has a need for professional consulting services in connection with the 72-hour Aquifer Test for the a new well in the Schooley’s Mountain water system; and,

**WHEREAS**, Fisher Environmental Engineering Services, Inc., DBA, Geosciences Services, has submitted a proposal dated October 22, 2010 for the performance of the 72-hour Aquifer Test, attached hereto as Schedule A. hereinafter the “Proposal”; and,

**WHEREAS**, the Proposal, not to exceed \$20,000.00, is satisfactory to the members hereof; and,

**WHEREAS**, the Executive Director hereby certifies that adequate funds are available for these purposes; and,

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of a contract for "Professional Services" without competitive bids or competitive quotes and the contract must be made available for public inspection; and,

**WHEREAS**, this is an award of a non-fair and open contract in accordance with N.J.S.A. 19:44A-20.5 and as required thereby: (1) the Executive Director has determined and hereby certifies in writing that the value of the contract is anticipated to exceed \$18,000, (2) Geosciences Services will submit, within 10 days, a Business Entity Disclosure Certification which certifies that Geosciences Services has not made any reportable contributions to a political or candidate committee in Township of Washington in the previous year, and (3) the Contract will prohibit Geosciences Services from making any reportable contributions through the term of the contract; and

**WHEREAS**, the anticipated term of this contract is one year.

**NOW, THEREFORE, BE IT RESOLVED** by the **Washington Township Municipal Utilities Authority**:

(1) The Executive Director is hereby authorized and directed to accept the Proposal of Geosciences Services and submit a form of contract as approved by the Authority attorney in an amount not to exceed \$20,000.00 for professional services as set forth in the Proposal.

(2) This Resolution is subject to executive of contract approved by Authority Attorney.

(3) A copy of this Resolution and the Contract engaging Geosciences Services shall be kept on file and available for public inspection at the office of the WTMUA, PO Box 226, 46 East Mill Road, Long Valley, New Jersey.

(4) This contract is to be entered into without competitive bidding or competitive quotes as a "professional service" in accordance with N.J.S.A. 40:11-5(1)(a)(i) of the Local Public Contracts Law, because it involves the services of recognized professionals.

(5) A notice of this action shall be printed in the Daily Record within ten (10) days of the passage of this resolution.

**DATED:** September 7, 2011



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**WASHINGTON TOWNSHIP MUA**  
**Regular Meeting**  
September 7, 2011

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Motion was made by Mr. Cullen, and seconded by Mr. Napolitano, to approve Resolution 11-09-C to authorize the 72 hour pump test with GeoSciences with a revision to incorporate language that the financial disclosure form will be executed within 10 days. Motion was carried by the following vote:

AYES: Messrs.: Akin, Strawn, Napolitano, Cullen  
NAYS: Messrs.: None  
ABSTAIN: Messrs.: None

**DIRECTOR'S REPORT**

- The Parker Rd extension analysis is moving along.
- The GIS maps have been provided to the DEP and an acknowledgement of receipt has been provided.
- The Flexible Spending Account that is required by the new pension legislation is on hold until the State advises that their contract is open to other municipal entities.
- The High Ridge Tank Agreement has been sent to the NJIOT for review.
- The WMP is back with DEP and on track for approval by the end of September. There is a Washington Township meeting, next week, to discuss if the Township will opt in for the planning area. There is concern if the WMP will go through without the decision on the Townships decision on the planning area.
- SCADA for well SM18 is complete.
- The MUA had a pre-meeting to plan for Hurricane Irene. Both sewer plants were on by-pass and all DEP required paperwork was completed. Power was lost on Sunday afternoon. It was determined that the generators can operate on 2.5 days before re-fueling is required. This is shorter than estimated. We had to get a construction vendor to supplement our supply of fuel since the regular supplier was unable to deliver when needed. There was a problem discovered on LV08 when the power switched back on. The repair is scheduled for next week.
- Sewer infiltration has become a priority. Sources of infiltration come from manholes, cracked pipes and sump pumps. It was agreed that the ED could aggressively pursue violators who discharge sump pumps into the system. M. Pucilowski will coordinate this effort with the Authority attorney.
- A meeting will be held with DEP on the pump storage application. The goal is to satisfy the DEP concerns with providing enough water pressure to serve all the customers in the Schooley's Mountain system by adding the pumps to the High Ridge Tank. To satisfy the MUA's needs when the High Ridge Tank is taken out for service additional pumps will need to be installed in the Naughtright Tank.
- The Long Valley Sewage Operating Permit has been renewed for five years.
- A screw on the Schooley's Mountain sewer plant RBC screen sheared. The spare was used and a replacement will need to be included in the 2012 budget.
- July Operator's reports provided.
- Budget workshops are scheduled for October.
- The bed and breakfast on West Mill Rd. has showed preliminary interest in extending the sewer lines to hook in to the MUA system versus expanding their current septic. It was suggested that they may need to tie in to the Board of Education grinder pump. Additional discussions will take place.
- The MUA will re-address the request from The Christians at 107 Bartley to purchase an easement on the Bartley Rd pump station for their driveway.
- It was agreed that the ED could set the dollar threshold for properties that qualify for tax sale delinquencies.

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**WASHINGTON TOWNSHIP MUA**  
**Regular Meeting**  
September 7, 2011

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- The HVAC in the administrative building has failed. It was agreed to postpone the painting of the building to 2012. The money from the painting will be used to repair the HVAC system.

**CLOSED – 10:13PM**

<b>RESOLUTION</b> <b>CLOSED SESSION</b>
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No. 11-09-F

WHEREAS, it is necessary for the Washington Township Municipal Utilities Authority to discuss a matter relating to Personnel, Litigation and Contract Negotiations which matter is permitted by Section 7.6 of the Open Public Meetings Act (Chapter 231 of the Public Laws of the State of New Jersey for 1975) to be discussed in closed session in the absence of the Public; and

WHEREAS, the Washington Township Municipal Utilities Authority has determined that it is necessary in the public interest that the matter in fact be discussed in closed session, and has estimated that, as nearly as can be ascertained, the results of the discussion can be disclosed to the public when formally acted upon.

NOW, THEREFORE, BE IT RESOLVED by the Washington Township Municipal Utilities Authority, in the County of Morris and State of New Jersey, that the public be excluded from the closed portion of this meeting, during which only the aforestated matter will be discussed.

INTRODUCED AND PASSED: September 7, 2011

Motion was made by Mr. Strawn, and seconded by Mr. Napolitano, to go into Closed Session to discuss Litigation and Contract matters. Motion was carried by the following vote:

AYES: Messrs.: Akin, Strawn, Napolitano, Cullen  
NAYS: Messrs.: None  
ABSTAIN: Messrs.: None

**OUT OF CLOSED – 11:02 PM**

Motion was made by Mr. Strawn, and seconded by Mr. Napolitano, to adjourn the meeting.

AYES: Messrs.: Akin, Strawn, Napolitano, Cullen  
NAYS: Messrs.: None  
ABSTAIN: Messrs.: None

Meeting Adjourned: 11:02 pm

Respectfully Submitted,  
E. Jill Waller, Secretary