

RESOLUTION RE: AUTHORIZING THE AWARD OF CONTRACT #19-01 WITH MAUMEE EXPRESS, INC. FOR HOUSEHOLD HAZARDOUS WASTE SERVICES IN 2019 WITH THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY; CONTRACT #19-01

WHEREAS, the Sussex County Municipal Utilities Authority (Authority) on February 22, 2018 solicited and opened bids for Household Hazardous Waste Services under Contracts #18-01 and #19-01; and

WHEREAS, the Authority awarded Contract #18-01 to Maumee Express, Inc. on March 21, 2018 by Resolution; and

WHEREAS, the Authority had further reserved the exclusive right to extend or renegotiate a renewal of Contract #19-01 with Maumee Express, Inc., for Household Hazardous Waste Services in 2019, based upon the submitted bid prices per net pound for Options 1 & 2 of Contract #19-01; and

WHEREAS, Maumee Express, Inc. performance and execution of Contract #18-01, was satisfactory for the Authority and residents of Sussex County; and

WHEREAS, the Authority is agreeable to retaining Maumee Express, Inc. for Household Hazardous Waste Services during 2019, for June 1, 2019 and November 2, 2019.

NOW, THEREFORE BE IT RESOLVED by the Sussex County Municipal Utilities Authority in the County of Sussex, State of New Jersey, as follows:

1. Contract No. 19-01 with Maumee Express, Inc. for the transportation and disposal of wastes generated from the Sussex County Household Hazardous Waste Disposal Events, as specifically set forth in Option 2 of Contract No. 18-01 is hereby renewed to Maumee Express, Inc. as the low responsible and responsive bidder in accordance with the bid price set forth in their Bid Proposal for Contract No. 19-01 at \$0.89 per net pound.
2. The proper officers of this Authority, its employees and attorney are hereby instructed and directed to proceed with the preparation and execution of a formal contract with Maumee Express, Inc. as set forth above pursuant to terms and conditions of this Resolution and pursuant to terms and conditions of the Bid previously submitted by Maumee Express, Inc. and the specifications in connection therewith.

3. The rights of the Authority regarding Contract No.19-01 are hereby retained by this Resolution of the Board of Commissioners.
4. The Authority Treasurer has certified the availability of funds.

Certified as a true copy of the  
Resolution adopted by the Authority  
at their Rescheduled Authority Meeting  
held on Wednesday, January 16, 2019.

  
Andrea Cocula, Secretary

CONTRACT #19-01

**ITEM #1: PROPOSAL BID PRICE PER NET POUNDS OF HAZARDOUS MATERIALS  
FOR BOTH EVENTS, JUNE 1, 2019 AND NOVEMBER 2, 2019**

\$ 0.89 /Net Pound

(Figures)

eighty nine cents Dollars/Net Pound

(Words)

The above price per net pound of hazardous materials shall be the price paid for the successful completion of all work, including mobilization and demobilization, as per Contract Documents associated with both events for Contract No. 19-01; however excluding the advertising allowance of \$1,500/event as required herein.

Minimum number of Contractor's staff to be present at each event 14-20.

Attach a list of equipment which shall be provided by Contractor for each event.

RESOLUTION RE: AUTHORIZATION TO SUBMIT VARIOUS NJPDES PERMIT RENEWAL APPLICATION PACKAGES FOR SCMUA SOLID WASTE FACILITY (TO NJDEP)

WHEREAS, the following NJPDES Permits for the SCMUA Solid Waste Facility are due to expire in 2019:

- NJPDES – SIU PERMIT NO. NJ0103811 (Significant Indirect User)
- NJPDES – DGW PERMIT NO. NJ0107689 (Discharge to Groundwater)
- NJPDES – RF PERMIT NO. NJ0066184 (Stormwater)

and;

WHEREAS, said permits require renewal by application to the New Jersey Department of Environmental Protection (NJDEP); and

WHEREAS, the necessary application packages have been prepared for the referenced NJPDES Permit renewals.

NOW, THEREFORE, BE IT RESOLVED by the SCMUA Commissioners that:

1. SCMUA Staff is hereby authorized to submit the herein referenced permit renewals.
2. Administrator Hatzelis is hereby designated as a general contact; Chief Engineer Varro is hereby designated as the formal contact person and permit signatory; and Compliance Monitoring/Data System Technician Zappa is hereby designated as permit invoice/billing contact person.
3. Copies of this Resolution shall be submitted to NJDEP with the appropriate application package(s).
4. This Resolution shall become effective pursuant to applicable law.

Certified as a true copy of the Resolution adopted by the Authority at their Rescheduled Meeting held on Wednesday, January 16, 2019.

  
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Andrea Cocula, Secretary

**RESOLUTION AUTHORIZING EXECUTIVE SESSION**

WHEREAS, this Authority is authorized, pursuant to N.J.S.A. 10:4-12 to exclude the public from that portion of this meeting for purposes of discussing specific matters as permitted by N.J.S.A. 10:4-12; and,

WHEREAS, this Authority intends to discuss certain matters which are deemed confidential pursuant to N.J.S.A. 10:4-12, in Executive Session:

WHEREAS, at this time the Authority cannot determine the time when the discussion to be held in Executive Session will be made public, but will disclose the minutes of the Executive Session when the need for confidentiality no longer exists.

NOW, THEREFORE, be it resolved by the Sussex County Municipal Utilities Authority that this meeting shall be adjourned to an Executive Session (closed session) and the public will be excluded in order that the Authority may discuss the items listed below, and upon reconvening this public meeting the Chairman will announce, if possible, the time when and the circumstances under which the discussion conducted in Executive Session will be disclosed to the public. This resolution is authorized and allowed by and pursuant to N.J.S.A. 10:4-13.

- (1) Any matter which, by express provision of federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of subsection a. of this section.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

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- (2) Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

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- (3) Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any

individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

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- (4) Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

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- (5) Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

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- (6) Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

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- (7) Any pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein in which the public body is, or may become a party.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

Mt. Creek Bankruptcy Matter, Mott MacDonald Contract Amendment re:  
Leachate Pump Station / Forcemain Project

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Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

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(8) Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

Personnel Items

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(9) Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):


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NOW, THEREFORE, be it further resolved by the Sussex County Municipal Utilities Authority that pursuant to N.J.S.A. 10:4-13(b) the time when and the circumstances under which the discussion conducted in closed session of the public body can be disclosed to the public is when the need for confidentiality no longer exists.

Certified as a true copy of the  
Resolution adopted by the Authority  
at their Rescheduled Authority Meeting held  
on Wednesday, January 16, 2019.

  
Andrea Cocula, Secretary

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