

Cape May County Municipal Utilities Authority

1523 Route 9 North, Cape May Court House, NJ 08210
Telephone: (609) 465-9026 • Telefax: (609) 465-9025
www.cmcmua.com

REGULAR MEETING AGENDA

July 12, 2023 @ 1:30 p.m.

1. Call to Order
2. Roll Call and Establishment of Quorum
3. Open Public Meeting Statement
4. Pledge of Allegiance
5. Approval of Minutes
June 21, 2023 Regular Meeting
6. Comments or Questions from the Public on Agenda Items
7. Announcements/Special Presentations
8. Executive Director's Personnel Report
 - Resignations/Retirements
 - Leaves of Absence and Changes in Leaves of Absence
 - Reassignments/New Hires
9. Board Reports:
 - Treasurer's Report
 - **May 31, 2023**
 - Construction Status Report
 - **June 28, 2023**
 - Wastewater Management Program Report
 - **July 6, 2023**
 - Solid Waste Program Tonnage and Revenue Report
 - **June 2023**

10. Wastewater Management and Solid Waste Management Programs (Combined)

Resolution No. 78-23 Resolution Authorizing Contract Change Order No. 1 to Contract MISC-45-22-REBID – 2023 Miscellaneous Services – Buried Piping Systems with Lafayette Utility Construction Co., Inc.

Resolution No. 79-23 Resolution Authorizing the Award of Contract MUA-EQUIP-25-23 – Furnish and Deliver High Density Polyethylene (HDPE) Pipe and Assorted Fittings to Ferguson Waterworks (total not-to-exceed amount of \$320,000.00)

11. Wastewater Management Program

Resolution No. 80-23 Resolution Authorizing the Withdrawal of the Bid Submitted by Xylem/Evoqua Water Technologies for Contract WWL-EQUIP-07-23 – Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility

Resolution No. 81-23 Resolution Authorizing the Award of Contract WWL-EQUIP-07-23 – Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility to Walker Process Equipment, Division of McNish Corp. (total not-to-exceed amount of \$5,408,100.00)

Resolution No. 82-23 Resolution Authorizing an Addendum to and the Continuation of a Shared Services Agreement Between the Cape May County Municipal Utilities Authority and the Atlantic County Utilities Authority for the Disposal of Cape May County Municipal Utilities Authority Sewage Sludge under Resolution No. 46-21

12. Solid Waste Management Program

Resolution No. 83-23 Resolution Authorizing the Award of a Fair and Open Contract for Professional Engineering Services for the Completion of a Major Modification to the Authority's Landfill NJDEP Solid Waste Facility Permit (RFP-17-23) to Cornerstone Environmental Group, LLC., a Tetra Tech Company. (total not-to-exceed amount of \$599,370.00)

Resolution No. 84-23 Resolution Authorizing the Continuation of Contract SW-EQUIP-32-22 with Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.) – Furnish and Deliver OEM Replacement and Remanufactured Parts and Repair Services for Jenbacher/GE LFG Fueled Electric Generators Pursuant to Resolution No. 83-22 (total not-to-exceed amount of \$372,150.00)

Resolution No. 85-23 Resolution Authorizing the Continuation of Contract SW-EQUIP-33-22 with Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.) – Provide Service for the Removal, Inspection, Repair and Reinstallation of Stamford Generators for the Solid Waste Program Pursuant to Resolution No. 84-22 (total not-to-exceed amount of \$49,880.00)

13. Miscellaneous

14. Approval of Vouchers – July 12, 2023

Administration

Wastewater Operations

Wastewater Project

Solid Waste Operations

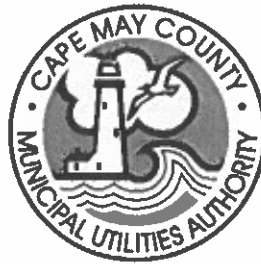
Solid Waste Project

15. Public Comment

16. New Business

17. Executive Session

18. Adjournment



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MINUTES OF THE REGULAR MEETING

June 21, 2023

Chairman Betts called the regular meeting of the Cape May County Municipal Utilities Authority to order at 1:30 p.m.

PRESENT:

George W. Betts	Chairman
Richard Rixey	Vice Chairman
William G. Burns, Jr.	Treasurer
Patricia A. Callinan	Corporate Secretary
Carol A. Heenan	Member
Carol L. Saduk	Member

ALSO PRESENT:

Thomas J. LaRocco	Deputy Director
Robert P. Donato	Chief Financial Officer
John R. Conturo	Solid Waste Program Manager
Cody Letsinger	Administration & Compliance Supervisor
Joshua Palombo	Wastewater Program Manager
Kevin J. Whitney	Senior Advisor
Howard C. Long	Solicitor
Ann M. McDevitt	Recording Secretary

Chairman Betts stated proper notice was given under the provisions of the Open Public Meetings Act.

"Adequate notice of this meeting, in compliance with the Open Public Meetings Act, has been provided for by e-mail to the *Atlantic City Press* and the *Ocean City Sentinel*; and by e-mail to the Cape May County Board of County Commissioners and Cape May County Clerk, and by posting on the Cape May County Bulletin Board and on the Authority's website, all on or before February 13, 2023."

The Pledge of Allegiance was recited.

Minutes

Minutes of the June 7, 2023 Regular Meeting were submitted for approval or correction.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns		X	X			
Ms. Callinan	X		X			
Ms. Heenan			X			
Mr. Matalucci						X
Mr. Rixey			X			
Ms. Saduk			X			
Mr. Betts			X			

Motion Carried: 6-0-0

Executive Session Minutes

Minutes of the June 7, 2023 Executive Session were submitted for approval or correction.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns		X	X			
Ms. Callinan	X		X			
Ms. Heenan			X			
Mr. Matalucci						X
Mr. Rixey			X			
Ms. Saduk			X			
Mr. Betts			X			

Motion Carried: 6-0-0

Comments or Questions from the Public on Agenda Items

None offered.

Announcements/Special Presentations

Mr. Rizzuto introduced Mr. Cody Letsinger, the Authority's Solid Waste Administration & Compliance Supervisor.

Mr. Rizzuto reported that a small ceremony to honor former Executive Director, George Marinakis, will take place this afternoon at 3:00 p.m.

**Note: Mr. Matalucci arrived during the above noted discussion (1:34 p.m.).

Executive Director's Personnel Report

None presented.

Board Reports

Wastewater Management Program Report – June 14, 2023 – Joshua Palombo

Mr. Palombo presented the Wastewater Management Program Report.

Solid Waste Program Tonnage and Revenue Report – May 2023 – John R. Conturo

Mr. Conturo presented the Solid Waste Tonnage and Revenue Report.

Wastewater Management and Solid Waste Management Programs (Combined)

Resolution No. 74-23 Resolution Authorizing the Award of a Fair and Open Contract for Professional Services General Legal Counsel for the Cape May County Municipal Utilities Authority (RFP-27-23) to Wade, Long, Wood & Long, LLC.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns		X	X			
Ms. Callinan	X		X			
Ms. Heenan			X			
Mr. Matalucci			X			
Mr. Rixey			X			
Ms. Saduk			X			
Mr. Betts			X			

Motion Carried: 7-0-0

Resolution No. 75-23 Resolution Authorizing Contract Change Order No. 1 to Contract MISC-46-22 – 2023 Miscellaneous Services – Electrical Work with Scalfo Electric, Inc.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns		X	X			
Ms. Callinan	X		X			
Ms. Heenan			X			
Mr. Matalucci			X			
Mr. Rixey			X			
Ms. Saduk			X			
Mr. Betts			X			

Motion Carried: 7-0-0

Wastewater Management Program

None presented.

Solid Waste Management Program

Resolution No. 76-23 Resolution Authorizing the Continuation of Contract SLF-28-22 with AirNova, Inc. – 2022 Laboratory Services for Landfill Gas Sampling and Analysis Pursuant to Resolution No. 96-22

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns	X		X			
Ms. Callinan			X			
Ms. Heenan			X			
Mr. Matalucci			X			
Mr. Rixey			X			
Ms. Saduk		X	X			
Mr. Betts			X			

Motion Carried: 7-0-0

Resolution No. 77-23 Resolution Enabling the Cape May County Municipal Utilities Authority – Solid Waste Management District Implementing Agency – Recycling Enhancement Act – Direct Recycling Grant to Counties

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns	X		X			
Ms. Callinan			X			
Ms. Heenan			X			
Mr. Matalucci			X			
Mr. Rixey			X			
Ms. Saduk		X	X			
Mr. Betts			X			

Motion Carried: 7-0-0

Miscellaneous

None presented.

Approval of Vouchers

Approval of the Administration Vouchers List dated June 21, 2023.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns	X		X			
Ms. Callinan			X			
Ms. Heenan			X			
Mr. Matalucci			X			
Mr. Rixey			X			
Ms. Saduk		X	X			
Mr. Betts			X			

Motion Carried: 7-0-0

Approval of the Wastewater Operating Vouchers List dated June 21, 2023.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns	X		X			
Ms. Callinan			X			
Ms. Heenan			X			
Mr. Matalucci			X			
Mr. Rixey			X			
Ms. Saduk		X	X			
Mr. Betts			X			

Motion Carried: 7-0-0

Approval of the Wastewater Project Vouchers List dated June 21, 2023.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns	X		X			
Ms. Callinan			X			
Ms. Heenan			X			
Mr. Matalucci			X			
Mr. Rixey			X			
Ms. Saduk		X	X			
Mr. Betts			X			

Motion Carried: 7-0-0

Approval of the Solid Waste Operations Vouchers List dated June 21, 2023.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns	X		X			
Ms. Callinan			X			
Ms. Heenan			X			
Mr. Matalucci			X			
Mr. Rixey			X			
Ms. Saduk		X	X			
Mr. Betts			X			

Motion Carried: 7-0-0

The total of all four (4) approved Vouchers Lists, dated June 21, 2023 was \$1,380,073.35.

Public Comment

None offered.

New Business

None presented.

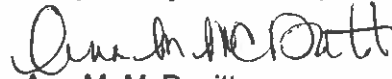
Executive Session

None presented.

Adjournment

There being no further business, the Regular Meeting adjourned at 2:02 p.m.

Respectfully submitted,



Ann M. McDevitt
Recording Secretary

6/22/23

RESIGNATIONS/RETIREMENTS

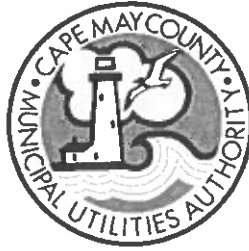
NAME	PROGRAM/POSITION/FACILITY	EFFECTIVE DATE	RESIGNATION or RETIREMENT
N/A			

LEAVES OF ABSENCE AND CHANGES IN LEAVES OF ABSENCE

NAME	PROGRAM/POSITION/FACILITY	FROM/TO	DISABILITY WITH PAY & WITH BENEFITS	FMLA WITH EARNED LEAVE & WITH BENEFITS	FMLA W/O PAY & WITH BENEFITS	FMLA/NJFLA W/O PAY & WITH BENEFITS	NJFLA W/O PAY & WITH BENEFITS	LEAVE W/O PAY & WITH BENEFITS	LEAVE W/O PAY & WITH BENEFITS
ID#750	Solid Waste/Sanitary Landfill Supervisor/Sanitary Landfill	*DENOTES CHANGE 6/26/2023-8/7/2023		X					

REASSIGNMENTS/NEW HIRES

NAME	FROM PROGRAM/POSITION/FACILITY	TO PROGRAM/POSITION/FACILITY	EFFECTIVE DATE
N/A			



Cape May County Municipal Utilities Authority

Treasurer's Report

for the month ended May 31, 2023

Respectfully Submitted by:

**William G. Burns, Jr.
Treasurer**

Prepared by:

**Robert P. Donato, CPA
Chief Financial Officer**



Cape May County Municipal Utilities Authority

Treasurer's Report

for the month ended May 31, 2023

Wastewater Management Program

Administration/Construction Fund

	Trustee-Held Funds <i>TD Wealth Mgmt.</i>	Local Checking Account <i>TD Bank</i>	Local Payroll Account <i>Sturdy</i>	Health Savings Account (Payroll) <i>TD Bank</i>	Total
Balance - May 1, 2023	\$ 515,023.88	\$ 586,322.65	\$ 4,834.27	\$ 13,091.93	\$ 1,119,272.73
Cash Receipts					
Interest Income	5,225.46	874.08		23.38	6,122.92
Sale of Surplus Equipment					-
NJUI JIF Risk Management Dividend					-
FEMA Reimbursement - PPE					-
Miscellaneous Reimbursements		450.00			450.00
Transfers - Expense Reimbursements					
Wastewater Revenue Fund	1,345,783.58				1,345,783.58
Wastewater R&R Fund					-
Wastewater Forward Financing Fund					-
Solid Waste Revenue Fund	747,780.04				747,780.04
Solid Waste Project Fund					-
Total Cash Receipts	\$ 2,098,789.08	\$ 1,324.08	\$ -	\$ 23.38	\$ 2,100,136.54
Cash Disbursements					
Monthly Expenses		878,852.16	552,731.72	3,319.88	1,434,903.76
Transfers - Reimbursement					
Wastewater R&R Fund					-
Transfers - Reimbursement					
Solid Waste Revenue Fund					-
Transfers - Construction Projects					
Wastewater Revenue Fund					-
Transfers - Interest Income					
Wastewater Revenue Fund	5,225.46				5,225.46
Total Cash Disbursements	\$ 5,225.46	\$ 878,852.16	\$ 552,731.72	\$ 3,319.88	\$ 1,440,129.22
Interfund Transfers	(1,470,939.08)	1,470,939.08	(552,731.72)	3,043.01	-
Total Interfund Transfers	\$ (1,470,939.08)	\$ 915,164.35	\$ 552,731.72	\$ 3,043.01	\$ -
Balance - May 31, 2023	\$ 1,137,648.42	\$ 623,958.92	\$ 4,834.27	\$ 12,838.44	\$ 1,779,280.05



Cape May County Municipal Utilities Authority

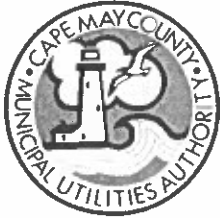
Treasurer's Report

for the month ended May 31, 2023

Wastewater Management Program

Project Fund

	Trustee-Held Funds Renewal and Replacement Fund <i>TD Wealth Mgmt.</i>	Local Checking Account <i>TD Bank</i>	Total
Balance - May 1, 2023	\$ 49,454,622.06	\$ 71,886.44	\$ 49,526,508.50
Cash Receipts			
Interest Income	189,723.22	304.52	190,027.74
Borough of Woodbine - Reimbursement			-
Transfers - Expense Reimbursements			
Wastewater Construction Fund			-
Wastewater Revenue Fund			-
Total Cash Receipts	\$ 189,723.22	\$ 304.52	\$ 190,027.74
Cash Disbursements			
Monthly Expenses		301,135.85	301,135.85
Transfers - Expense Reimbursements			
Wastewater Construction Fund			-
Wastewater Revenue Fund			-
Transfers - Interest Income			
Wastewater Revenue Fund	189,723.22		189,723.22
Total Cash Disbursements	\$ 189,723.22	\$ 301,135.85	\$ 490,859.07
Interfund Transfers	(301,135.85)	301,135.85	-
Total Interfund Transfers	\$ (301,135.85)	\$ 301,135.85	\$ -
Balance - May 31, 2023	\$ 49,153,486.21	\$ 72,190.96	\$ 49,225,677.17



Cape May County Municipal Utilities Authority

Treasurer's Report

for the month ended May 31, 2023

Wastewater Management Program

Revenue Fund

	<u>Trustee-Held Funds TD Wealth Mgmt.</u>	<u>Local Checking Account TD Bank</u>	<u>Local Daily Deposit Account TD Bank</u>	<u>Total</u>
Balance - May 1, 2023	\$ 1,825,510.38	\$ 92,786.30	\$ 5,022.76	\$ 1,923,319.44
Cash Receipts				
Revenue				
User Charges			11,229,138.00	11,229,138.00
Septage/Leachate			92,435.77	92,435.77
Sludge Processing			27,364.95	27,364.95
Tower Rental			18,322.75	18,322.75
Insurance Claims				-
Miscellaneous Reimbursements			1,489.40	1,489.40
Interest Income	9,464.35	632.22	1,523.89	11,620.46
Transfers - Interest Income				
Wastewater Accounts				
General Fund	10,633.97			10,633.97
Renewal and Replacement	189,723.22			189,723.22
Construction Fund	5,225.46			5,225.46
2002 Forward Financing	1,001.99			1,001.99
Rate Stabilization Fund	41.68			41.68
Transfers - Other				
Construction Fund - Projects				-
Bond Reserve Fund				-
Renewal and Replacement Fund				-
Solid Waste Revenue Fund				-
Solid Waste Project Fund				-
Total Cash Receipts	\$ 216,090.67	\$ 632.22	\$ 11,370,274.76	\$ 11,586,997.65
Cash Disbursements				
Monthly Expenses		653,681.09		653,681.09
Transfers - Expense Reimbursements				
Wastewater Construction Fund	1,345,783.58			1,345,783.58
Wastewater Bond Service Fund				-
Renewal and Replacement Fund				-
Solid Waste Future Construction Reserve				-
Total Cash Disbursements	\$ 1,345,783.58	\$ 653,681.09	\$ -	\$ 1,999,464.67
Interfund Transfers	9,358,210.79 (653,681.09)	653,681.09	(9,358,210.79)	-
Total Interfund Transfers	\$ 8,704,529.70	\$ 653,681.09	\$ (9,358,210.79)	\$ -
Balance - May 31, 2023	\$ 9,400,347.17	\$ 93,418.52	\$ 2,017,086.73	\$ 11,510,852.42



Cape May County Municipal Utilities Authority

Treasurer's Report

for the month ended May 31, 2023

Solid Waste Management Program

Project Fund

	Trustee-Held Funds <i>TD Wealth Mgmt.</i>	Local Checking Account <i>TD Bank</i>	Trustee-Held Funds Future Construction Reserve Fund <i>TD Wealth Mgmt.</i>	Total
Balance - May 1, 2023	\$ 584,412.95	\$ 90,232.62	\$ 13,569,445.21	\$ 14,244,090.78
Cash Receipts				
Interest Income	2,155.69	197.75	54,025.19	56,378.63
Transfers - Expense Reimbursements				
Solid Waste Equipment Reserve				-
Solid Waste Closure Fund				-
Solid Waste IPF Capital Reserve Fund				-
Solid Waste Building and Site Fund				-
Solid Waste Revenue Fund			62,500.00	62,500.00
Wastewater Revenue Fund				-
Total Cash Receipts	\$ 2,155.69	\$ 197.75	\$ 116,525.19	\$ 118,878.63
Cash Disbursements				
Monthly Expenses		42,229.93		42,229.93
Transfers - Expense Reimbursements				
Wastewater Construction Fund				-
Wastewater Revenue Fund				-
Transfers - Closure-related Expenditures				
Solid Waste Revenue Fund				-
Transfers - Rate Stabilization				
Solid Waste Revenue Fund				-
Transfers - Debt Service-related Expenditures				
Solid Waste Revenue Fund				-
Transfers - Interest Income				
Solid Waste Revenue Fund	2,155.69		54,025.19	56,180.88
Total Cash Disbursements	\$ 2,155.69	\$ 42,229.93	\$ 54,025.19	\$ 98,410.81
Interfund Transfers	42,229.93 (42,229.93)	42,229.93	(42,229.93)	-
Total Interfund Transfers	\$ -	\$ 42,229.93	\$ (42,229.93)	\$ -
Balance - May 31, 2023	\$ 584,412.95	\$ 90,430.37	\$ 13,589,715.28	\$ 14,264,558.60



Cape May County Municipal Utilities Authority

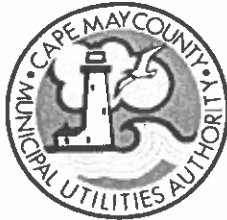
Treasurer's Report

for the month ended May 31, 2023

Solid Waste Management Program

Revenue Fund

	Trustee-Held Funds <i>TD Wealth Mgmt.</i>	Local Checking Account <i>TD Bank</i>	Local Daily Deposit Account <i>TD Bank</i>	Prepayment Account <i>TD Bank</i>	Total
Balance - May 1, 2023	\$ 4,851,007.56	\$ 97,213.57	\$ 177,529.19	\$ 153,897.57	\$ 5,279,647.89
Cash Receipts					
Revenue					
Tipping Fees			1,495,929.18		1,495,929.18
Wood Products			118,530.11		118,530.11
Methane Revenue					-
Recycling Enhancement Grant					-
Electricity Generation			(17,389.58)		(17,389.58)
Property Rental			1,000.00		1,000.00
Sale of Surplus Assets					-
Insurance Reimbursement					-
Miscellaneous Reimbursements			1,701.19		1,701.19
Prepayments Received					-
Interest Income	17,849.12	378.25	254.48	247.48	18,729.33
Transfers - Interest Income					
Solid Waste Accounts					
Equipment Reserve Fund	372.97				372.97
Building and Site Improvements	897.40				897.40
Host Community Benefit Reserve	776.97				776.97
General Fund	61.56				61.56
Future Construction Reserve	54,025.19				54,025.19
Project Fund	2,155.69				2,155.69
Transfers - Expense Reimbursements					
Wastewater Construction Fund					-
Building and Site Improvement Fund					-
Solid Waste Project Fund					-
Future Construction Reserve Fund					-
IPF Capital Reserve Fund					-
IPF Rate Stabilization Fund	82,985.10				82,985.10
Host Community Benefit Fund					-
Total Cash Receipts	\$ 159,124.00	\$ 378.25	\$ 1,600,025.38	\$ 247.48	\$ 1,759,775.11
Cash Disbursements					
Monthly Expenses		353,966.55	3,329.87		357,296.42
Interest Disbursed					-
Prepayments Returned					-
Transfers - Expense Reimbursements					
Wastewater Construction Fund	747,780.04				747,780.04
Wastewater Revenue Fund					-
Solid Waste Project Fund					-
Transfers - Reserve Accounts					
Equipment Reserve Fund					
Closure Fund	14,593.66				14,593.66
Host Community Benefit Fund	81,140.74				81,140.74
Building and Site Improvement Fund					-
Future Construction Reserve Fund	62,500.00				62,500.00
Debt Service Fund					-
IPF Rate Stabilization Fund					-
IPF Capital Reserve Fund					-
Total Cash Disbursements	\$ 906,014.44	\$ 353,966.55	\$ 3,329.87	\$ -	\$ 1,263,310.86
Interfund Transfers	1,528,536.28 (353,966.55)	353,966.55	(1,528,536.28)		-
Total Interfund Transfers	\$ 1,174,569.73	\$ 353,966.55	\$ (1,528,536.28)	\$ -	\$ -
Balance - May 31, 2023	\$ 5,278,686.85	\$ 97,591.82	\$ 245,688.42	\$ 154,145.05	\$ 5,776,112.14



Cape May County Municipal Utilities Authority

Treasurer's Report

for the month ended May 31, 2023

Wastewater Management Program

Investment Summary

Account Name / Bank	Purchase Date	Maturity Date	Interest Rate	Amount
Construction Fund				
New Jersey Cash Management Fund			4.88%	\$ 1,137,648.42
TD Bank - Checking			2.20%	623,958.92
TD Bank - Health Savings Account			2.20%	12,838.44
Sturdy Savings - Payroll			-	4,834.27
				<u>\$ 1,779,280.05</u>
Revenue Fund				
TD Bank - Money Market			2.20%	\$ 144,709.77
New Jersey Cash Management Fund			4.88%	8,037,860.65
Sturdy Savings Bank - Money Market			0.06%	4,047.76
Parke Bank - Money Market			4.50%	252,453.39
New Jersey Asset & Rebate Management Fund (NJ/ARM)			5.02%	961,275.60
TD Bank - Daily Deposit			2.20%	2,017,086.73
TD Bank - Checking			2.20%	93,418.52
				<u>\$ 11,510,852.42</u>
General Fund				
New Jersey Cash Management Fund			4.88%	\$ 360,000.00
Sturdy Savings Bank - Money Market			0.06%	5,675.23
Parke Bank - Money Market			4.50%	2,500,000.00
				<u>\$ 2,865,675.23</u>
Renewal and Replacement Fund				
Sturdy Savings Bank - Money Market			0.06%	\$ 8,914.87
Parke Bank - Money Market			4.50%	14,559,231.82
New Jersey Asset & Rebate Management Fund - (NJ/ARM)			5.02%	29,749,016.98
TD Bank - Money Market			2.20%	4,605,361.79
New Jersey Cash Management Fund			4.88%	230,960.75
TD Bank - Checking			2.20%	72,190.96
				<u>\$ 49,225,677.17</u>



Cape May County Municipal Utilities Authority

Treasurer's Report

for the month ended May 31, 2023

Wastewater Management Program

Investment Summary (continued)

Account Name / Bank	Purchase Date	Maturity Date	Interest Rate	Amount
Rate Stabilization Fund				
New Jersey Cash Management Fund			4.88%	\$ 10,811.47
				<u>\$ 10,811.47</u>
Sick and Vacation Pay Reserve Fund				
New Jersey Cash Management Fund			4.88%	\$ 335,236.86
				<u>\$ 335,236.86</u>
2002 Forward Financing Fund				
New Jersey Cash Management Fund			4.88%	\$ 260,000.00
Sturdy Savings Bank - Money Market			0.06%	9,259.47
				<u>\$ 269,259.47</u>
Bond Service Fund				
TD Bank - Money Market			2.20%	-
				<u>\$ -</u>

Total Funds - Wastewater Management Program \$ 65,996,792.67



Cape May County Municipal Utilities Authority

Treasurer's Report

for the month ended May 31, 2023

Solid Waste Management Program

Investment Summary

Account Name / Bank	Purchase Date	Maturity Date	Interest Rate	Amount
Project Fund				
TD Bank - Money Market			2.20%	\$ 2,815.77
Parke Bank - Money Market			4.50%	581,597.18
TD Bank - Checking			2.20%	90,430.37
				\$ 674,843.32
Revenue Fund				
TD Bank - Money Market			2.20%	\$ 59,028.46
Parke Bank - Money Market			4.50%	81,560.82
New Jersey Cash Management Fund			4.88%	2,881,614.59
New Jersey Asset & Rebate Management Fund (NJ/ARM)			5.02%	2,249,770.84
Sturdy Savings Bank - Money Market			0.06%	6,712.14
TD Bank - Prepayment Account			-	154,145.05
TD Bank - Daily Deposit			2.20%	245,688.42
TD Bank - Checking			2.20%	97,591.82
				\$ 5,776,112.14
Equipment Reserve Fund				
New Jersey Cash Management Fund			4.88%	\$ 56,675.72
Sturdy Savings Bank - Money Market			0.06%	8,368.40
				\$ 65,044.12
Building and Site Improvement Fund				
Parke Bank - Money Market			4.50%	\$ 242,631.44
				\$ 242,631.44
Insurance Reserve Fund				
New Jersey Cash Management Fund			4.88%	\$ 20,825.00
Parke Bank - Money Market			4.50%	613,490.34
				\$ 634,315.34



Cape May County Municipal Utilities Authority

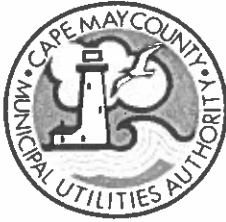
Treasurer's Report

for the month ended May 31, 2023

Solid Waste Management Program

Investment Summary (continued)

Account Name / Bank	Purchase Date	Maturity Date	Interest Rate	Amount
Rate Stabilization Fund				
New Jersey Cash Management Fund			4.88%	\$ 893,044.48
Sturdy Savings Bank - Money Market			0.06%	2,390.95
				\$ 895,435.43
IPF Rate Stabilization Fund				
New Jersey Cash Management Fund			4.88%	\$ 1,754,566.04
Sturdy Savings Bank - Money Market			0.06%	3,368.99
				\$ 1,757,935.03
IPF Capital Reserve Fund				
New Jersey Cash Management Fund			4.88%	\$ 646,204.06
Sturdy Savings Bank - Money Market			0.06%	2,569.49
				\$ 648,773.55
Closure Fund				
US Government Issues		average	2.07%	\$ 7,650,015.19
US Government Agency Issues		average	2.26%	79,574.78
First American Government Obligation Fund			4.93%	3,638.51
				\$ 7,733,228.48
<i>The Closure Fund is administered by US Bank under an NJDEP-stipulated Escrow Agreement</i>				
Host Community Benefit Reserve Fund				
New Jersey Cash Management Fund			4.88%	\$ 310,272.09
				\$ 310,272.09



Cape May County Municipal Utilities Authority

Treasurer's Report

for the month ended May 31, 2023

Solid Waste Management Program

Investment Summary (continued)

<u>Account Name / Bank</u>	<u>Purchase Date</u>	<u>Maturity Date</u>	<u>Interest Rate</u>	<u>Amount</u>
Debt Service Fund - NJEIT Series				
New Jersey Cash Management Fund			4.88%	\$ -
Parke Bank - Money Market			4.50%	-
				<u>\$ -</u>
Project Fund II - State Grant				
New Jersey Cash Management Fund			4.88%	\$ 293,208.03
Sturdy Savings Bank - Money Market			0.06%	9,266.82
				<u>\$ 302,474.85</u>
General Fund				
Parke Bank - Money Market			4.50%	\$ 16,644.13
				<u>\$ 16,644.13</u>
Future Construction Reserve Fund				
Parke Bank - Money Market			4.50%	\$ 6,088,294.53
New Jersey Asset & Rebate Management Fund - (NJ/ARM)			5.02%	7,500,000.00
Sturdy Savings Bank - Money Market			0.06%	1,420.75
				<u>\$ 13,589,715.28</u>

Total Funds - Solid Waste Management Program \$ 32,647,425.20



Cape May County Municipal Utilities Authority

Treasurer's Report

for the month ended May 31, 2023

Cash Management Plan Compliance Statements

1. Securities Purchased or Sold/Matured during the Reporting Period - ***

Purchased

None

Matured

None

2. Summary of Securities Owned - ***

None

3. Interest Received during the Reporting Period - ***

<u>Program</u>	<u>Securities</u>	<u>Other</u>	<u>Total</u>
Wastewater	\$ -	\$ 220,731.82	\$220,731.82
Solid Waste	-	93,833.84	93,833.84
Total	<u>\$ -</u>	<u>\$ 314,565.66</u>	<u>\$314,565.66</u>

4. Fees Incurred during the Reporting Period - ***

<u>Program</u>	<u>Securities</u>	<u>Other</u>	<u>Total</u>
Wastewater	\$ -	\$ -	\$ -
Solid Waste	-	-	-



Cape May County Municipal Utilities Authority

Treasurer's Report

for the month ended May 31, 2023

Cash Management Plan Compliance Statements (continued)


5. Summary of Funds as of May 31, 2023

<u>Official Depositories</u>	<u>Wastewater</u>	<u>Solid Waste</u>	<u>Total</u>
Parke Bank	\$ 17,311,685.21	\$ 7,624,218.44	\$ 24,935,903.65
Sturdy Savings Bank	32,731.60	34,097.54	66,829.14
TD Bank NA	7,569,565.13	649,699.89	8,219,265.02
<u>Other Official Funds</u>			
New Jersey Cash Management	10,372,518.15	6,856,410.01	17,228,928.16
New Jersey Asset and Rebate Management Fund	30,710,292.58	9,749,770.84	40,460,063.42
	<u>\$ 65,996,792.67</u>	<u>\$ 24,914,196.72</u>	<u>\$ 90,910,989.39</u>
Closure Fund ***	<u>-</u>	<u>7,733,228.48</u>	<u>7,733,228.48</u>
Total Funds	<u>\$ 65,996,792.67</u>	<u>\$ 32,647,425.20</u>	<u>\$ 98,644,217.87</u>

***** The Closure Fund is administered by US Bank under an NJDEP-stipulated Escrow Agreement**

MEMORANDUM

June 28, 2023

TO: Mr. Joseph V. Rizzuto, Executive Director
FROM: Thomas J. LaRocco, P.E., Chief Engineer 
RE: Construction Status Report

The following is a summary status report of the Authority's on-going projects for the period June 1, 2023 through June 28, 2023.

° **Project:** Contract No. OC-18-22
Ocean City Region
32nd Street Pump Station Piping & Pump Upgrades

Contractor: Allied Construction

The purpose of this project is to replace piping, fittings, valves and appurtenances on the dry side of the well to remediate poor material conditions, and to improve the operational flexibility of the station. The installation of three (3) new sets of pumps and motors that were procured independently of this contract shall also be completed. This project was awarded on November 16th. Notice to Proceed was issued, effective December 5, 2022. A preconstruction meeting was held on December 13th. It is expected that, due to seasonal flow conditions and supply chain problems, the Contractor will not begin physical work until October 15, 2023. Currently, the review of technical submittals and material procurement is ongoing.

Contract Amount: \$1,781,000.00
Paid to Date: \$ 0.00
Completion Date: April 10, 2024

° **Project:** Contract No. SM-55-22
Seven Mile Beach/Middle Region
Furnish and Install Backflow Preventer Units

Contractor: West Bay Construction, Inc.

The purpose of this project is to install facility-wide backflow preventer and bypass systems for two potable water services, both fire and domestic, that serve the facility. The goal is to prevent contamination of the municipal water distribution system from the facility's water system while also eliminating the need for several internal backflow preventer permits. The backflow preventer and bypass systems are to be housed in a new, small, precast concrete, pre-engineered building which shall be located immediately west of the facility's entrance. On June 6th, the Contractor mobilized and surveyed the site. Since then, excavation and installation of subgrade piping has been completed. Forms and reinforcing steel are in place and ready for the building's concrete foundation pour, scheduled for June 30, 2023.

Contract Amount: \$525,000.00
Paid to Date: \$ 72,830.40
Completion Date: August 19, 2023

MEMORANDUM

June 28, 2023

Page 2

° **Project:** Contract No. WW/L-02-23
Wildwood/Lower Region
Furnish and Install New Centrifugal Blowers

Contractor: Municipal Maintenance Company, Inc.

The purpose of this project is to replace three of four existing blowers, and to provide new controls to the three new blowers and the single, existing rebuilt blower. These blowers provide process air to the facility's entire treatment system. Two (2) of the new blowers will have capacities that are less than those of the original units so as to more efficiently accommodate off-season demands. This project was awarded on March 1, 2023. Notice to Proceed was issued, effective March 22, 2023. A preconstruction meeting was held on April 5, 2023. It is expected that, due to seasonal flow conditions and lead time requirements, the Contractor will not begin physical work until September 15, 2023. Currently, the review of technical submittals and material procurement is ongoing.

Contract Amount: \$1,381,377.00
Paid to Date: \$ 0.00
Completion Date: May 21, 2024

° **Project:** Contract No. WW-11-23
Various Regions
Disposal of RBCs and Other Miscellaneous Equipment

Contractor: Garton's Rigging, Inc.

The purpose of this project is to remove and dispose of various pieces of surplus equipment that are in poor condition in order to provide more working space at the Authority's Ocean City, Wildwood/Lower and Cape May Wastewater Treatment Facilities. Work includes the loading, hauling, unloading and disposal of nineteen (19) RBC shaft assemblies, two (2) storage tanks and, on an "if and where directed" basis, eight (8) storage containers and other miscellaneous treatment equipment. On June 5th, Garton's completed the removal of seven (7) RBC shafts, one (1) scum storage tank, one (1) chemical tank, and three (3) storage containers from the Ocean City Wastewater Treatment Facility. On June 14th, one (1) storage container and one (1) scum concentrator were removed from the Wildwood/Lower Wastewater Treatment Facility. This Contract shall be extended past the June 20th completion date to enable the Authority to utilize the remaining funds from this Contract's "Allowance" pay item to be dedicated to the installation of three (3) RBCs at Ocean City, scheduled for this coming fall.

Contract Amount: \$269,125.00
Paid to Date: \$202,976.68
Completion Date: June 20, 2023

MEMORANDUM

June 28, 2023

Page 3

° **Project:** Contract No. WW-15-23
Ocean Outfall Riser Inspection
And Diffuser Replacement at Various Locations

Contractor: MidAtlantic Engineering Partners

The scope of this contract is to complete the annual underwater dive inspection of the Ocean City, Seven Mile Beach/Middle and Wildwood/Lower ocean outfalls and the replacement of missing diffuser risers, if any, on an “if and where directed” basis. On June 6th, 7th and 15th, ocean outfall inspections were completed, in respective order, at the Wildwood/Lower, Seven Mile/Middle and Ocean City outfall locations. All risers at all locations were reported to be in-place. Pending the receipt of the formal Inspection Report, this project shall be deemed complete.

Contract Amount: \$105,685.00
Paid to Date: \$ 0.00
Completion Date: July 15, 2023

TJL:amm

cc: Authority Members
Mr. Robert P. Donato, CPA
Mr. Joshua Palombo
Mr. John R. Conturo, P.E.
Ms. Ann M. McDevitt



Laying out subgrade piping (6-13-23)



Erecting forms around new riser pipes (6-21-23)



Placing DGA for new building foundation (6-20-23)



Forms and foundation reinforcing ready for concrete pour (6-26-23)

MEMORANDUM

July 6, 2023

TO: Mr. Joshua Palombo, Wastewater Program Manager

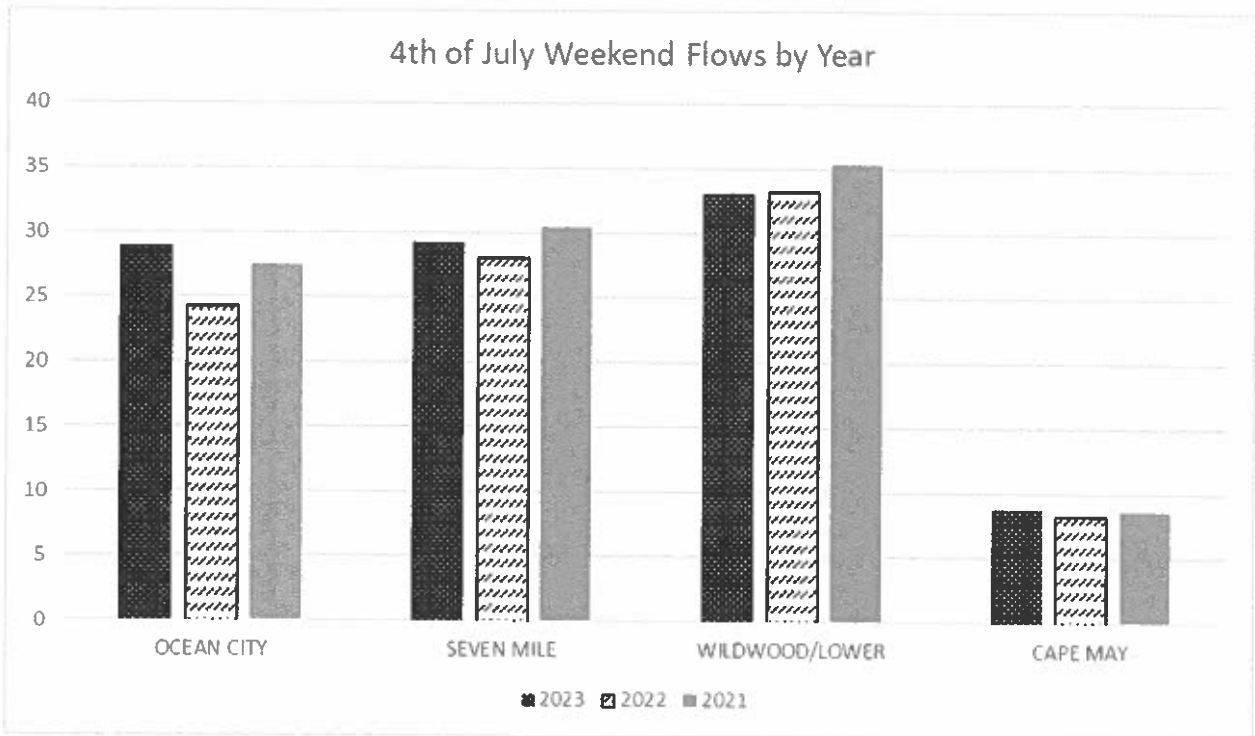
FROM: Emily R. Zidanic, Wastewater Program Engineer *Ez*

RE: Wastewater Program Monthly Report

1.0 General

4th of July Weekend Flow Report:

The chart below represents the total flow in Million Gallons received by the Authority's four (4) wastewater treatment facilities for the dates of July 1st, 2nd, 3rd, 4th and 5th (sum of all five days for each plant) for the years 2021, 2022 and 2023.



Note the following days are included in this comparison:

2023-Saturday (1st) to Wed (5th)

2022-Fri (1st) to Tue (5th)

2021-Thu (1st) to Mon (5th, holiday observed)

MEMORANDUM

July 6, 2023

Page 2

2023 Intern Project:

Problem Statement:

During periods of high loading (summer) to the Ocean City Regional Wastewater Treatment Facility (OCWTF), filtrate returned by the Rotary Press Operation adds high concentrations of Carbonaceous biochemical oxygen demand (CBOD) into the influent waste stream. This high loading causes a strain on the capacity of the wastewater treatment process.

Hypothesis:

Supplemental Biological/Physical/Chemical Treatment of the filtrate waste stream will reduce CBOD loading, both total and soluble, to levels that are not disruptive to the OCWTF operations under high loading conditions.

Purpose:

- Quantify Total and Soluble CBOD prior to and after treatment
- Reduce CBOD (total and soluble)
- Determine parameters for biological treatment (MLSS and Contact Time) required to treat the Filtrate
- Determine parameters for clarification
- Determine parameters related to sludge production

To execute this project on a bench scale, two (2), five (5) gallon buckets are being utilized to create an environment to keep the microbiology found in typical biological treatment of wastewater, alive and thriving with the proper amount of air and food. Aliquots from the bioculture are then mixed with the filtrate from the dewatering process at different strengths to simulate biological treatment. Chemical analysis is done before and after treatment to determine the effectiveness of the biological treatment. The results of this analysis are being used to design a larger scale test to even further simulate a full scale application of this type of treatment.



Bioculture used in treatment of filtrate

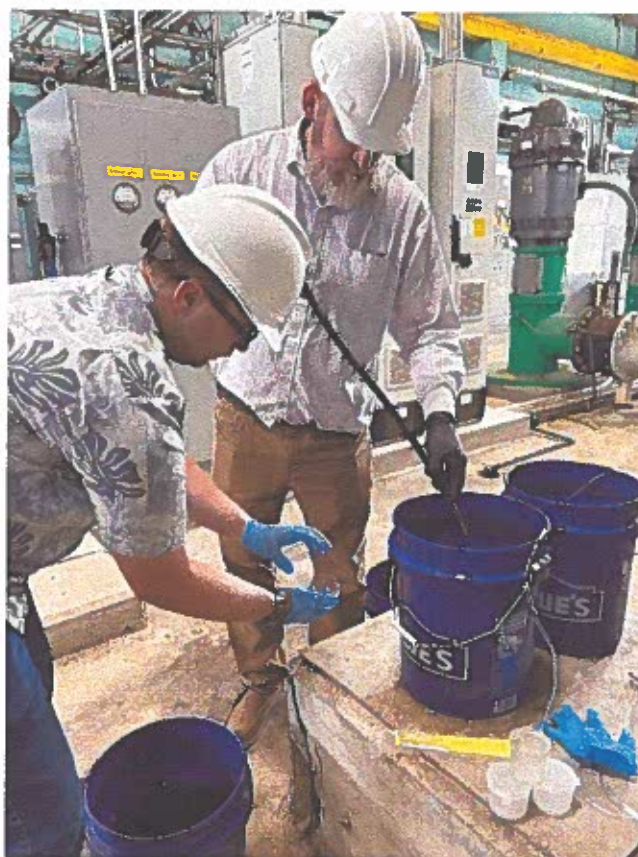
MEMORANDUM

July 6, 2023

Page 3



Bench Scale testing different mixtures of filtrate and bioculture ranging from 25% - 100%



Andy Janson and Intern Edward Clark taking samples of bioculture to analyze under the microscope



Intern Edward Clark looking at the bioculture under the microscope and evaluating the quality of the microbiology present



nematode under the microscope

2.0 Operational Data

2.1 Municipal Flow Report: June 2023

Billing Party	Million Gallons	% of Total
New Jersey American Water	106.063	27.93%
Middle Township	27.833	7.33%
Rio Grande	10.167	2.68%
Cape May Court House	10.767	2.84%
Avalon Manor	0.857	0.23%
Stone Harbor Blvd	1.191	0.31%
Court House South	4.786	1.26%
Harbor Bay Center	0.064	0.02%
City of North Wildwood	37.081	9.77%
City of Wildwood	41.031	10.81%
City of Cape May	30.936	8.15%
Borough of Wildwood Crest	34.984	9.21%
Borough Avalon	32.943	8.68%
City of Sea Isle City	36.445	9.60%
Borough of Stone Harbor	15.306	4.03%
Borough of West Cape May	4.394	1.16%
Borough of West Wildwood	6.299	1.66%
Board of County Commissioners	1.963	0.52%
Borough of Cape May Point	2.342	0.62%
Lower Township MUA	2.006	0.53%
New Jersey Turnpike Authority	0.062	0.02%

Facility AVERAGE Flow in Million Gallons Per Day

Report Month

Facility	Years <input type="button" value="Y"/>		% Change	Difference
	2022	2023		
Ocean City Average - Capacity 8.24	3.23	3.54	10%	
Seven Mile Average - Capacity 7.67	3.76	3.48	-8%	
Wildwood Average - Capacity 14.18	4.51	4.39	-3%	
Cape May Average - Capacity 3.00	1.25	1.26	0%	

MEMORANDUM

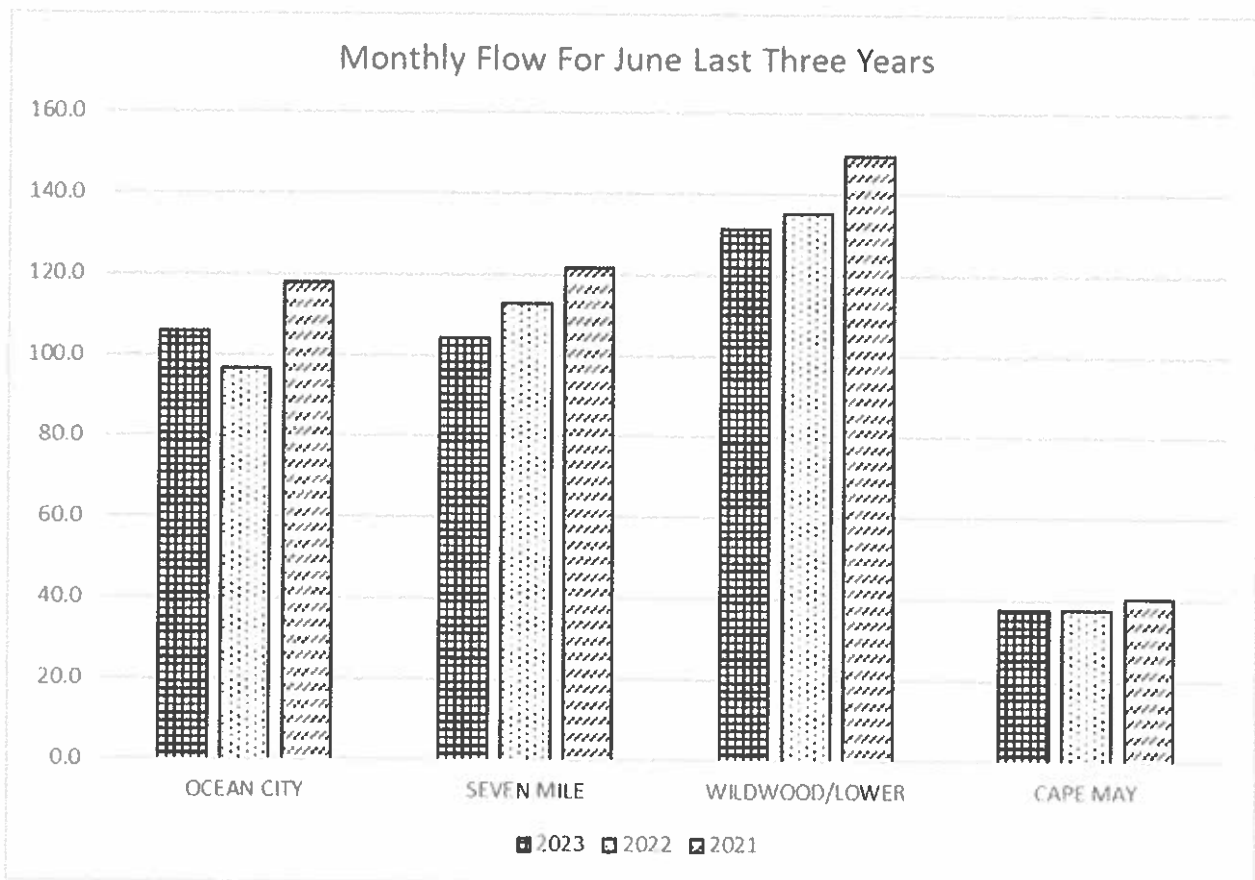
July 6, 2023

Page 6

Facility PEAK Flow in Million Gallons Per Day

Report Month Jun

Facility	Years ▾		% Change	Difference
	2022	2023		
Ocean City Peak - Capacity 8.24	4.21	4.82	14%	▲
Seven Mile Peak - Capacity 7.67	4.72	4.57	-3%	▼
Wildwood Peak - Capacity 14.18	6.51	6.11	-6%	▼
Cape May Peak - Capacity 3.00	1.79	1.49	-17%	▼



2.2 Laboratory Data: June 2023

	Average TSS mg/L			Average CBOD mg/L		
	Influent	Effluent	% Removal	Influent	Effluent	% Removal
Cape May	380	5	99	389	7	98
Wildwood	235	17	93	296	21	93
Seven Mile	438	8	98	393	14	96
Ocean City	429	14	97	431	14	97

2.3 Reclaimed Water for Beneficial Reuse (RWBR)


	Public Access (gallons)
June 2023	642,000
June 2022	0

2.4 Seven Mile Beach/Middle Wastewater Treatment Facility Septage and Leachate Receiving


	Septage (gallons)	Leachate (gallons)
June 2023	1,198,900	1,110,000
June 2022	1,185,590	1,104,000

2.5 Sludge Transfer Facility

Sludge Disposal Report for June

DRY CU YDS	Wet Tons	
ACUA	EPIC	Total
1750	0	Cost
\$ 222,477.50	\$ -	\$ 222,477.50

Sludge Disposal Report for YTD

DRY CU YDS	Wet Tons	
ACUA	EPIC	Total
4750	550	Cost
\$ 365,805.25	\$ 76,873.50	\$ 442,678.75

3.0 Projects:

3.1 Capital Improvement Projects

SCADA (Supervisory Control And Data Acquisition) - Seven Mile Region

Design Contract

Avanceon continues to work with the IT Department and Operational Staff to commission the new PLC controls and operator interface terminals throughout the system at the Seven Mile Beach/Middle Wastewater Treatment Facility.

Contractor: PCMG (Avanceon)
 Contract Amount: \$3,687,516.42
 Amount Expended: \$2,776,470.03 (75.5%)

Site Acceptance Testing (SAT) is essentially complete for the entire Seven Mile Beach/Middle Region. Work is now commencing on the historian setup and operational reporting software Dream Reports.

MEMORANDUM

July 6, 2023

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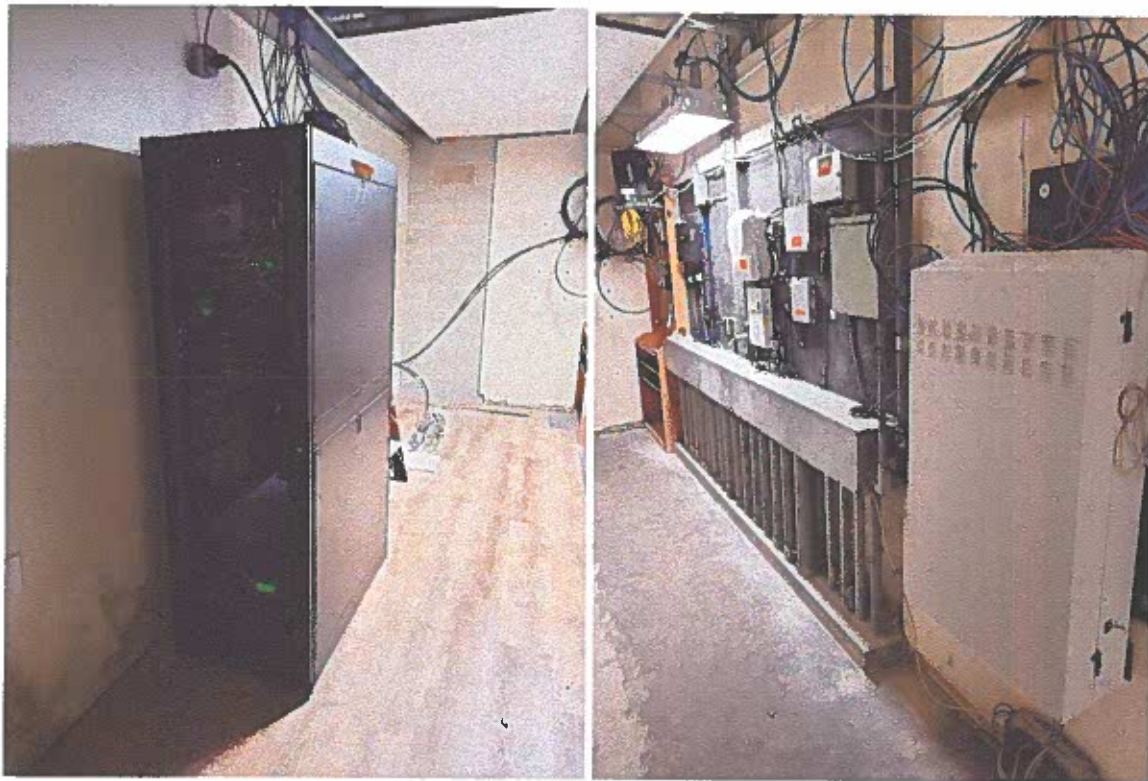
Construction Contract

Contract SM-04-21 Seven Mile Beach/Middle Region Control System SCADA Upgrade is essentially complete.

The next construction contract has been advertised. The contract will cover the physical work at the Cape May Regional Wastewater Treatment Facility, Ocean City Regional Wastewater Treatment Facility and the Wildwood/Lower Regional Wastewater Treatment Facility.

MIP Room Renovation:

The final phase of the SCADA project at the Seven Mile Beach/Middle Region is the renovation of the Main Instrumentation Panel (MIP) room. This task is being performed in-house utilizing the Seven Mile Beach/Middle staff, the Project Crew and the IT department. The original steel MIP panel equipped with vintage paper chart recorders, analog outputs, and light-up boards will be replaced with display monitors and an operations work space. The walls have been framed and sheetrock has been placed and painting is complete. IT has successfully moved the network switches into the permanent location. Remaining items include monitor mounting, and desk and furniture procurement. The room is scheduled to be completed in July. (See pictures below and on the following page.)

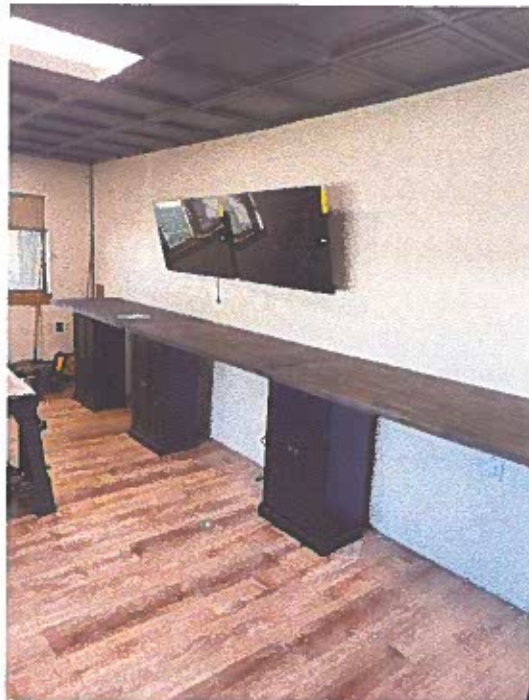


MIP Room IT Equipment

MEMORANDUM

July 6, 2023

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Rotating Biological Contactor (RBC) Electrical Upgrades at the Wildwood/Lower Wastewater Treatment Facility:

As part of the Wastewater Program's 20 year Capital Renewal and Replacement Plan, Wildwood/Lower Region has begun to ship out Rotating Biological Contactor (RBC) control panels for refurbishment to allow monitoring and control through the upcoming Supervisory Control and Data Acquisition (SCADA) system. The contract vendor, United Electric/Schneider Electric, is in receipt of 32 RBC buckets with a progressive schedule for sending and receiving the control buckets for refurbishment.

The first shipment of refurbished RBC MCC buckets (5) has been rescheduled to July 21, 2023. Progressive weekly shipments of 5 are expected through mid-August. An additional 32 RBC MCC buckets were shipped for refurbishment the week of June 5th. The return schedule will take us through the final quarter of the year.

Scum Concentrator Replacement at Seven Mile Beach/Middle and Wildwood/Lower WTP

As part of the Wastewater Program's 20-Year Capital Renewal and Replacement Program, the Authority is replacing the Scum Concentrators at the Seven Mile Beach/Middle and the Wildwood/Lower WTPs. A scum concentrator combines dewatering by gravity separation with a heated day tank for further processing of concentrated scum and grease. This system provides the means to keep grease laden skimmings pumpable to be transferred for disposal.

The Project Crew completed demolition of the scum concentrator systems of Seven Mile Beach/Middle in October 2022 and Wildwood/Lower in June 2023.

MEMORANDUM

July 6, 2023

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At Seven Mile/Middle, Project Crew fabricated and installed stairs and poured a concrete platform to access the scum pit where the scum is collected from the primary clarifiers.



SM/M Scum Pit Platform Installation

Motor Control Center 2 (MCC-2) at the Wildwood/Lower Wastewater Treatment Facility:

In May 2023, Wildwood/Lower Region (WW/L) experienced a failure of one of the two parallel feeders supplying electricity to the Clarifier Control Room and have been utilizing the redundant second backup feed. CCMUA utilized the Miscellaneous Electrical Services contract with Scalfo Electric to provide the demolition services for the failed feeder wires. After confirming the failure, approximately 10,000 feet of 500 MCM wire and ground wire was removed from the conduits. The conduits were then cleaned by Scalfo Electric in preparation for the new installation of wires. New wire has been ordered and Scalfo contractors started the work on June 26th. (See the pictures on the following page.)

MEMORANDUM

July 6, 2023

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Scalfo Wire Pull MCC-2

Air Release Chamber Evaluations and Air Release Replacements throughout the Authority’s Force Main System:

As part of the Wastewater Program’s 20-Year Capital Renewal and Replacement Program, the replacement of air release chamber components that have either failed or reached their end of life are being replaced. Air Release Valves provide an important function to forcemains. An Air Release Valve allows air to escape a forcemain when water fills the pipe under higher pressure so air does not become entrapped and restrict the flow of water. When flows reduce to the point where there is air space in the pipe, the air release opens to allow air to fill the empty parts of the forcemain so a vacuum does not occur. If a vacuum were to occur, the forcemain could collapse

MEMORANDUM

July 6, 2023

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or at least restrict the flow of the water in the forcemain.

An air release/collection system team has been developed to evaluate all of the air releases in the Authority. The team consists of staff from each plant and is being supervised by Ed Pisani, Assistant Regional Manager / Collections System Coordinator, Wildwood/Lower. The team is gathered routinely and they evaluate air releases to determine which parts need to be replaced (air releases, valving, piping).

The inspections have ceased for the summer and will begin again in the early fall.

RBC and RBR Replacement at the Ocean City Wastewater Treatment Facility:

As part of the Wastewater Program's 20-Year Capital Renewal and Replacement Program, the replacement of Rotating Biological Contactor (RBC) media and shafts as well as the rehabilitation of the Rotating Biological Reactor (RBR) shafts project continued during the 2022 and 2023 off season. Four new catwalks were constructed and six (6) new shafts were installed in April 2023 in bays four and six. Successful start up of the RBCs in Bay 4 and 6 was performed on May 9th and 10th.

Fabrication repairs as well as sandblasting and coating was completed to one RBR shaft during the offseason and was installed and put into operation the week of 6/12/23.

The Ocean City Region has one more bay of RBCs to replace and is scheduled for the offseason of 2023 - 2024.

3.2 Repair and Maintenance Projects

Seven Mile/Middle Door Repairs:

SM/M has been working with a door contractor to resolve several deficiencies related to fire inspections at the Administration Building. Elmer door was contracted to repair the deficiencies. This work was completed in June and all of the fire inspection deficiencies have all been corrected. (See the pictures on the following page.)

MEMORANDUM

July 6, 2023

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SMM Door Repairs

Seven Mile/Middle Lighting Upgrades:

The electrician at SM/M recently completed lighting upgrades to the Administration building and the pump stations. The lights installed are high efficiency LED bulbs that reduce the frequency of replacements and save electricity over the standard fluorescent lighting. These upgrades, identified in the Local Government Energy Audit Report for Seven Mile Middle WWTFs Pump Stations, qualified for incentives through the Atlantic City Electric Energy Solutions for Business Prescriptive/Custom Program.

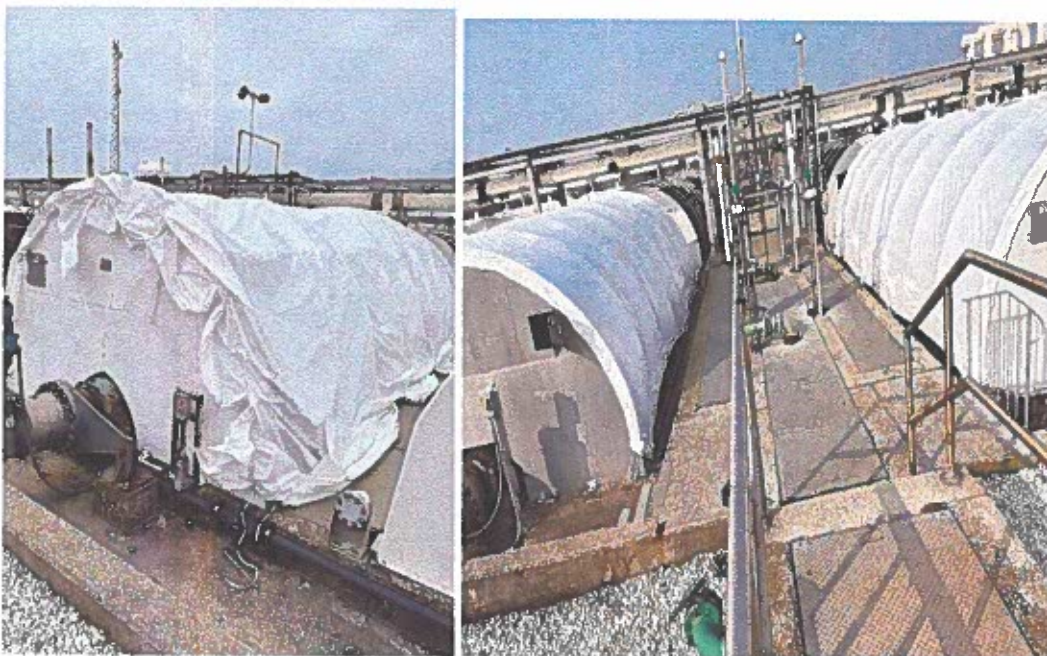
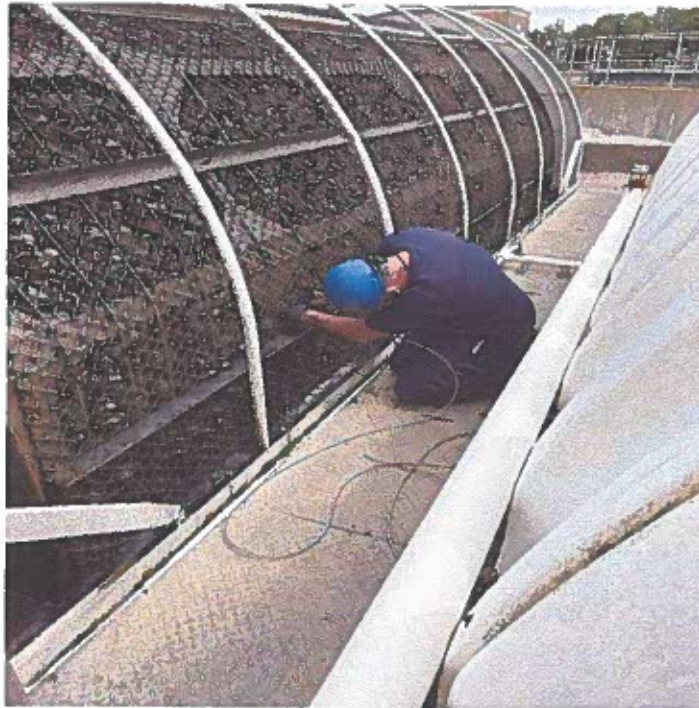
MEMORANDUM

July 6, 2023

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Ocean City RBC/RBR Maintenance:

Ocean City operations personnel conducted a repair to an operating Rotating Biological Reactor (RBR) cage. They also completed shrink wrap covering of RBR 4. This wrap allows for capture of the air around the RBR and prevents/limits odors emitted from the process. Below are pictures from the repair and the shrink wrap process. The shrink wrap represents a large saving from the typical fiberglass hoods that are used for the RBCs.



Shrink Wrap Process

MEMORANDUM

July 6, 2023

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Ocean City Variable Frequency Drive Installation:

The Ocean City Electrician has been working on a major upgrade to the Non Potable System Variable Frequency Drives. The old equipment was nearing the end of its lifespan and was replaced with equipment that has the ability to be integrated into the SCADA system.



Pre-Installation

New Installation

32nd Street Pump Station Upgrades:

As part of the Wastewater Program's 20-Year Capital Renewal and Replacement Program, the 32nd Street Pump Station is being upgraded with new pumps, updated internal pipework as well as Variable Frequency Drives (VFD). The pumps were procured under contract OC-EQUIP-23-20 and the installation of the pumps along with the internal piping upgrades will be completed under contract OC-18-22 beginning October 2023. The VFD and electrical upgrades are ongoing. Below are pictures that represent the installation of the motor cooling fan control boxes. (See picture on the following page.)

MEMORANDUM

July 6, 2023

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32nd St Cooling Fan Control Panels

Wildwood/Lower Shawcrest Pump Replacement:

The maintenance crew at WW/L removed a failed pump from the Shawcrest Pump Station. This pump is being evaluated for repair. The crews have staged a bypass pump at the facility in the event it is needed. One pump remains operational at the station.



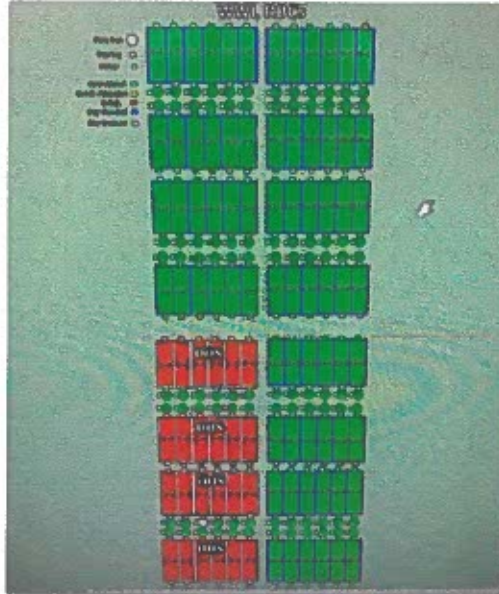
MEMORANDUM

July 6, 2023

Page 18

Wildwood/Lower RBC Maintenance:

The WW/L Maintenance crew has worked diligently throughout the pre-season to repair RBC bearings throughout the unit process. To date, over 30 bearings have been replaced this spring/summer. Below is a graphic showing all of the RBCs in working order with the exception of 4 bays to the southwest. These bays have issues that are more difficult to address. These are scheduled for replacement this off season.

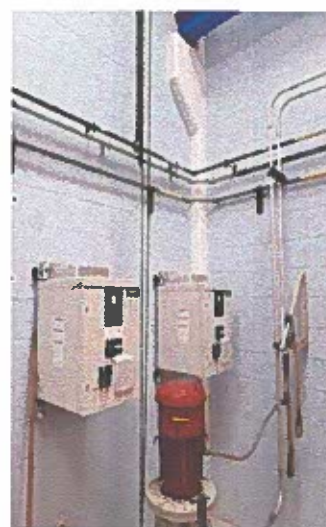


Cape May VFD Installation:

The Cape May electrician along with the Project Crew, installed VFDs in the effluent room on the Dilution and Non-Potable water systems. The old equipment was nearing the end of its lifespan and was replaced with equipment that has the ability to be integrated into the SCADA system.



Non Pot VFD install



Dilution Pump VFD install

Revenue Generating Solid Waste and Recycling Report 2023 Tonnage Through June 2023

Unaudited

COMPARISON TO 2023 BUDGET

COMPARISON TO PREVIOUS YEAR

Solid Waste Type	1			2			3			4			5			6			7			8			9		
	Annual Budgeted Tons	June Budgeted Tons	June Actual Tons	June Budgeted Tons	June Actual Tons	June Budgeted Tons	Current vs. Budgeted Month %	Current vs. Budgeted Month %	Year to Date Budgeted Tons	Year to Date Actual Tons	YTD Actual vs. Budgeted Tons	YTD Actual vs. Budgeted %	Year to Date Budgeted Tons	Year to Date Actual Tons	YTD Actual vs. Budgeted Tons	YTD Actual vs. Budgeted %	Year to Date Budgeted Tons	Year to Date Actual Tons	YTD Actual vs. Budgeted Tons	YTD Actual vs. Budgeted %	June 2023 vs June 2022 Actual Tons	June 2023 vs June 2022 %	YTD 2023 vs YTD 2022 Actual Tons	YTD 2023 vs YTD 2022 %			
10 - Municipal	93,000	10,847	9,958	889	889	39,617	-8.2%	-1.34%	38,776	-1,341	-3.4%	4,100	-703	-17.1%	-1,237	-3.1%	4,100	-188	-4.6%	-482	-11.8%	-703	-17.1%	-1,237	-3.1%		
13 - Dry Bulky	4,300	456	408	-88	-88	2,191	17.7%	146	2,337	146	6.7%	58,500	-1,395	-2.4%	-302	-0.5%	58,500	-1,395	-2.4%	-302	-0.5%	-1,395	-2.4%	-302	-0.5%		
13C - Construction & Demolition	58,500	4,531	6,298	1,767	1,767	30,062	39.0%	14,882	44,944	14,882	49.5%	150	98	-34.7%	-373	-24.8%	150	98	-34.7%	-373	-24.8%	98	65.3%	302	20.1%		
23 - Vegetative	550	65	40	-25	-25	244	38.5%	132	111	-132	-54.1%	548	-68	-12.4%	-28	-5.1%	548	-68	-12.4%	-28	-5.1%	-68	-12.4%	-28	-5.1%		
25 - Animal and Food Processing	750	69	70	1	1	322	1.4%	181	503	181	56.2%	300	-13	-4.3%	-24	-8.0%	300	-13	-4.3%	-24	-8.0%	-13	-4.3%	-24	-8.0%		
27 - Dry Industrial	350	40	51	11	11	271	27.3%	115	386	115	42.8%	629	117	18.8%	345	54.8%	629	117	18.8%	345	54.8%	117	18.8%	345	54.8%		
27A - Asbestos	631	22	150	128	128	269	581.8%	381	650	381	141.6%	157,627	-2,348	-1.5%	-2,101	-1.3%	157,627	-2,348	-1.5%	-2,101	-1.3%	-2,348	-1.5%	-2,101	-1.3%		
Total	158,281	16,070	16,975	905	905	77,976	5.6%	14,232	87,208	14,232	19.5%	10,044	-186	-1.8%	381	3.8%	10,044	-186	-1.8%	381	3.8%	-186	-1.8%	381	3.8%		
Recycling Type																											
13SR - Trees	94	7	8	1	1	49	14.3%	6	43	6	12.2%	94	1	1.1%	-27	-28.7%	94	1	1.1%	-27	-28.7%	1	1.1%	-27	-28.7%		
13L - Overized Trees	50	4	1	-3	-3	34	-7.50%	2	26	2	8.3%	50	0	0.0%	1	2.0%	50	0	0.0%	1	2.0%	0	0.0%	1	2.0%		
23BC - Bed Cleanout	3,600	201	583	382	382	1,356	190.0%	1,813	1,169	1,813	133.7%	2,000	345	17.3%	1,301	65.0%	2,000	345	17.3%	1,301	65.0%	345	17.3%	1,301	65.0%		
23H - Brush, Branches	3,500	227	332	105	105	1,518	46.3%	349	1,867	349	23.0%	3,500	-41	-1.2%	-31	-0.9%	3,500	-41	-1.2%	-31	-0.9%	-41	-1.2%	-31	-0.9%		
23C - Leaves & Grass	3,250	330	291	-39	-39	1,677	11.8%	1,094	2,771	1,094	65.2%	2,700	-115	-4.3%	543	20.1%	2,700	-115	-4.3%	543	20.1%	-115	-4.3%	543	20.1%		
23S - Stumps	3,250	241	192	-49	-49	1,567	-20.3%	223	1,344	223	-14.2%	1,700	-276	-16.2%	-2,073	-121.3%	1,700	-276	-16.2%	-2,073	-121.3%	-276	-16.2%	-2,073	-121.3%		
Total	13,744	1,010	1,407	397	397	6,191	39.3%	3,029	9,220	3,029	48.9%	167,671	-2,534	-1.5%	-2,482	-1.5%	167,671	-2,534	-1.5%	-2,482	-1.5%	-2,534	-1.5%	-2,482	-1.5%		

Overall Tonnage to Date:

Waste and Recycling	172,025	17,080	18,382	1,302	1,302	79,167	7.6%	17,261	96,428	17,261	21.8%	167,671	-2,534	-1.5%	-2,482	-1.5%	167,671	-2,534	-1.5%	-2,482	-1.5%	-2,534	-1.5%	-2,482	-1.5%
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Revenue Through June 2023

Unaudited

Solid Waste Type	COMPARISON TO 2023 BUDGET				COMPARISON TO PREVIOUS YEAR									
	1	2	3	4	5	6	7	8	9	10	11	12	13	14
	Annual Budgeted Revenue	June Budgeted Revenue	June Actual Revenue	Current vs. Budgeted Month Revenue	Current vs. Budgeted Month %	Year to Date Budgeted Revenue	Year to Date Actual Revenue	YTD Actual vs. Budgeted Revenue	YTD Actual vs. Budgeted %	2022 Budgeted Revenue	June 2023 vs June 2022 Revenue	June 2023 vs June 2022 %	YTD 2023 vs YTD 2022 Revenue	YTD 2023 vs YTD 2022 %
10 - Municipal	\$7,585,080	\$884,681	\$812,174	\$72,507	8.2%	\$3,231,163	\$3,121,791	-\$109,372	-3.4%	\$7,436,280	-\$40,280	-4.7%	-\$37,668	-1.2%
13 - Dry Bulky	\$350,708	\$40,454	\$33,276	\$7,177	17.7%	\$178,698	\$190,608	\$11,908	6.7%	\$335,832	-\$14,380	-30.2%	-\$34,801	-15.4%
13C - Construction & Demolition	\$5,545,215	\$429,493	\$596,987	\$167,494	39.0%	\$2,849,577	\$4,260,742	\$1,410,665	49.5%	\$5,344,560	-\$105,845	-15.1%	\$126,567	3.1%
23 - Vegetative	\$44,858	\$5,301	\$3,262	\$2,039	38.5%	\$19,901	\$9,135	-\$10,766	-54.1%	\$19,990	-\$7,772	-70.4%	-\$29,646	-76.4%
25 - Animal and Food Processing	\$61,170	\$5,628	\$5,709	\$82	1.4%	\$26,262	\$41,025	\$14,762	56.2%	\$43,818	-\$5,325	-48.3%	-\$1,434	-3.4%
27 - Dry Industrial	\$43,538	\$3,166	\$4,037	\$871	27.5%	\$21,452	\$9,103	-\$9,349	-42.4%	\$38,150	-\$846	-17.3%	-\$727	-2.3%
27A - Asbestos	\$87,867	\$3,064	\$20,888	\$17,824	881.8%	\$37,458	\$90,513	\$53,054	141.6%	\$84,424	\$16,459	371.6%	\$49,576	121.1%
Total	\$13,718,436	\$1,371,788	\$1,476,335	\$104,547	7.6%	\$6,364,511	\$7,743,866	\$1,379,355	21.7%	\$13,303,054	-\$187,987	-9.7%	\$71,865	0.9%
Recycling Type														
135R - Tires	\$35,250	\$2,625	\$3,000	\$375	14.3%	\$18,375	\$16,125	-\$2,250	-12.2%	\$35,250	\$375	14.3%	-\$8,250	-33.8%
137L - Oversized Tires	\$21,250	\$1,700	\$425	\$1,275	75.0%	\$10,200	\$11,050	\$850	8.3%	\$21,250	\$0	0.0%	\$425	4.0%
23BC - Bed Cleanout	\$136,800	\$7,638	\$22,154	\$14,516	190.0%	\$51,528	\$120,422	\$68,894	133.7%	\$74,000	\$9,648	77.1%	\$47,608	65.0%
23H - Brush, Branches	\$133,000	\$8,678	\$12,616	\$3,938	46.3%	\$57,684	\$70,946	\$13,262	23.0%	\$129,500	\$1,185	8.6%	\$720	1.0%
23C - Leaves & Grass	\$45,500	\$4,620	\$4,074	\$546	11.8%	\$23,478	\$38,794	\$15,316	65.2%	\$35,100	-\$1,254	-22.8%	\$9,830	33.9%
23S - Stumps	\$123,500	\$9,158	\$7,286	\$1,862	20.3%	\$59,546	\$51,072	-\$8,474	-14.2%	\$25,500	\$276	3.9%	-\$183	-0.4%
Total	\$495,300	\$34,367	\$49,565	\$15,198	44.2%	\$220,811	\$308,409	\$87,598	39.7%	\$320,600	\$7,910	19.0%	\$50,148	19.4%

Overall Revenue to Date:

Waste and Recycling	\$14,213,736	\$1,406,155	\$1,525,900	\$119,745	8.5%	\$6,585,322	\$8,052,275	\$1,466,953	22.3%	\$13,623,654	-\$150,077	-9.0%	\$122,013	1.5%
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Cape May County Municipal Utilities Authority

RESOLUTION NO. 78-23

RESOLUTION AUTHORIZING CONTRACT CHANGE ORDER NO. 1 TO CONTRACT MISC-45-22-REBID – 2023 MISCELLANEOUS SERVICES – BURIED PIPING SYSTEMS WITH LAFAYETTE UTILITY CONSTRUCTION CO., INC.

BE IT RESOLVED by the Members of the Cape May County Municipal Utilities Authority ("CMCMUA"/"Authority") that the following Change Order, recommended by the CMCMUA's Chief Engineer, regarding Contract MISC-45-22-REBID – 2023 Miscellaneous Services – Buried Piping Systems with Lafayette Utility Construction Co., Inc.. is hereby approved:

A. Change Order No. 1

Net Change in Contract Amount: Increase total amount by \$37,370.00.

Work Involved: This Change Order represents an increase in the total Contract Amount to be paid to the Contractor for additional work and supplies, as needed.

Impact on Contract Schedule: No Change

BE IT FURTHER RESOLVED, that the Authority's Executive Director or Deputy Director are authorized to execute any documents necessary to complete this authorization.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns						
Ms. Callinan						
Ms. Heenan						
Mr. Matalucci						
Ms. Saduk						
Mr. Rixey						
Mr. Betts						

I hereby certify the foregoing to be a true and correct copy of Resolution No. 78-23 adopted by the Cape May County Municipal Utilities Authority at its Regular Meeting on the 12th day of July 2023.

Assistant Corporate Secretary

CAPE MAY COUNTY MUNICIPAL UTILITIES AUTHORITY
CONTRACT CHANGE ORDER FACT SHEET

PROJECT INFORMATION


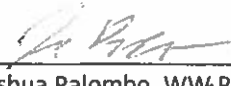


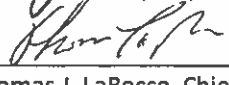
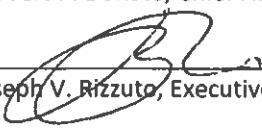
Program: Wastewater Solid Waste Administration
Funding: Operating Budget Capital SW Building & Site Maintenance SW Equipment Fund
Project Name/Contract Number: 2023 Miscellaneous Services – Buried Piping Systems (MISC-45-22-REBID)
Original Purpose and Scope of Contract: The purpose of this contract is for the provision of labor, equipment and materials to complete miscellaneous tasks throughout all CCMUA facilities that involve pipe work on an “as needed” basis.

CONTRACTOR/VENDOR INFORMATION

Contractor/Vendor: Lafayette Utility Construction Co., Inc. **Address:** 9 Atlantic Avenue
Egg Harbor Township, NJ 08234

CHANGE ORDER INFORMATION

Change Order Number: Change Order No. 1
Change Order Scope: This change order increases the Contract amount by \$37,370.00 from \$187,030.00 to \$224,400.00.
Change Order Description: All work done under this annual miscellaneous service Contract is done on an “as needed” basis. This year, there have been an unusually high number of calls made for miscellaneous pipe work throughout several CCMUA facilities. To date, the cumulative cost of work for which invoices have been paid and purchase orders have been written is equal to \$128,322.20 of the current total Contract amount of \$187,030.00. This change order increases the Contract amount to \$224,400.00 so as to ensure that there will be adequate funds available in the Contract to be able to assign miscellaneous pipe work throughout the year 2023.
Original Contract Value: \$187,030.00
Value of this Change Order: \$37,370.00
Cumulative Change Order Value, including this Change Order: \$37,370.00
New Contract Value, including this Change Order: \$224,400.00
Contract Completion Date Prior to this Change Order: December 31, 2023
Time Extension, this Change Order: 0 calendar days
Total Change Order Contract Time Extension: 0 calendar days
Cumulative Change Order % of Original Contract: 19.98%

 _____ Kevin McGahey, Purchasing Agent	Date	 _____ Joshua Palombo, WW Program Manager	Date
	107-07-2023		7/7/23
 _____ John R. Conturo, SW, Program Manager	Date	 _____ Robert P. Donato, Chief Financial Officer	Date
	7/7/2022		7/7/2023
 _____ Thomas J. LaRocco, Chief Engineer	Date	 _____ Joseph V. Rizzuto, Executive Director	Date
	6/21/2023		07/06/23

CHANGE ORDER

Cape May County MUA Contract MISC-45-22-REBID Change Order No. 1

The CONTRACTOR is hereby directed to make the following changes in this contract.

1. SCOPE OF WORK:

This change order increases the Contract amount by \$37,370.00 from \$187,030.00 to \$224,400.00.

2. REASON FOR THIS CHANGE ORDER:

All work done under this annual miscellaneous service Contract is done on an "as needed" basis. This year, there have been an unusually high number of calls made for miscellaneous pipe work throughout several CCMUA facilities. To date, the cumulative cost of work for which invoices have been paid and purchase orders have been written is equal to \$128,322.20 of the current total Contract amount of \$187,030.00. This change order increases the Contract amount to \$224,400.00 so as to ensure that there will be adequate funds available in the Contract to be able to assign miscellaneous pipe work throughout the year 2023.

3. REFERENCES:

Not Applicable.

4. CONTRACT AMOUNT:

Contract Amount Prior to this Change Order:	\$187,030.00
<u>(Increase)</u> (Decrease) Lump Sum Dollars:	\$ 37,370.00
New Contract Amount Including this Change Order.	\$224,400.00

5. CONTRACT TIME:

Contract Completion Date Prior to this Change Order:	December 31, 2023
(Increase) (Decrease) Calendar Days:	0
New Contract Completion Date Including this Change Order:	December 31, 2023

This change order constitutes full mutual accord and satisfaction for all costs related directly or indirectly to this change. By acceptance of this change order, the Contractor hereby acknowledges and agrees that the change order represents the total equitable adjustment owed under the Contract, and further agrees to waive all right, without reservation or exception, to file any further claim or request for change arising out of or as a result of this change order or the cumulative impact of changes on the Contract. Except as hereby modified, all terms and conditions of the contract remain unchanged and in full force and effect.

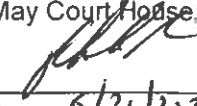
CONTRACTOR/ ADDRESS:
Lafayette Utility Construction Co., Inc.
9 Atlantic Avenue
Egg Harbor Township, NJ 08234

OWNER/ADDRESS:
Cape May County MUA
1523 Route 9 North
Cape May Court House, NJ 08210

RECOMMENDED:
Cape May County MUA
1523 Route 9 North
Cape May Court House, NJ 08210

BY: _____
DATE: _____

BY: _____
DATE: _____

BY: 
DATE: 6/21/2023

Cape May County Municipal Utilities Authority

RESOLUTION NO. 79-23

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT MUA-EQUIP-25-23 – FURNISH AND DELIVER HIGH DENSITY POLYETHYLENE (HDPE) PIPE AND ASSORTED FITTINGS TO FERGUSON WATERWORKS

WHEREAS, the Cape May County Municipal Utilities Authority ("CMCMUA"/"Authority") had published an Advertisement for Bids for Contract MUA-EQUIP-25-23 – Furnish and Deliver High Density Polyethylene (HDPE) Pipe and Assorted Fittings ("Contract") and furnished detailed Bid Specifications for said Contract to potential Bidders; and,

WHEREAS, the Authority received one (1) Bid in accordance with the Advertisement for Bids for the Contract and publicly opened said Bid on June 22, 2023; and,

WHEREAS, the CMCMUA's Purchasing Agent, Wastewater Program Manager and Solid Waste Program Manager have reviewed the Bid submitted by the sole Bidder, Ferguson Waterworks, and have determined that it is a responsive Bid in accordance with the Advertisement for Bids and Bid Specifications for said Contract and recommends Ferguson Waterworks be awarded said Contract; and,

WHEREAS, the CMCMUA's General Legal Counsel has reviewed the Bid submitted by Ferguson Waterworks, and has opined, after researching the applicable law, that Ferguson Waterworks's Bid complied with the Bid Specifications of said Contract; and,

WHEREAS, the CMCMUA's Chief Financial Officer and Executive Director have concurred with said determination; and,

WHEREAS, the Cape May County Municipal Utilities Authority has therefore determined that Ferguson Waterworks, 507 Oak Glen Road, Howell, NJ 07731 is a responsible bidder, having submitted a responsive Bid in accordance with the Advertisement for Bids and Bid Specifications for said Contract in the not-to-exceed amount of \$320,000.00 and,

WHEREAS, the Authority's Chief Financial Officer will certify that funds are available prior to authorizing each Purchase Order for said services.

NOW, THEREFORE, BE IT RESOLVED by the Cape May County Municipal Utilities Authority, a body corporate and politic, as follows:

1. The provisions of the WHEREAS clauses set forth above are incorporated herein by reference and made a part hereof.
2. Contract MUA-EQUIP-25-23 identified in the Preamble of this Resolution, in substantially the same form as now on file with the Authority's Office Manager, is hereby awarded to Ferguson Waterworks, at the total not-to-exceed amount of \$320,000.00.
3. The Authority's Executive Director, or Deputy Director, is hereby authorized and directed to execute said Contract.

BE IT FURTHER RESOLVED in accordance with N.J.A.C. 5:30-5.5(b)2, no amount under Contract MUA-EQUIP-25-23, Furnish and Deliver High Density Polyethylene (HDPE) Pipe and Assorted Fittings, shall be chargeable or certified until such time as they are actually ordered or otherwise called for. Prior to authorizing any work under this Contract, a certification of available funds shall be made by the Authority's Chief Financial Officer upon receipt of a properly executed Purchase Order and said certification shall be attached to the file copy of the Purchase Order. Total expenditures under this contract shall not exceed \$320,000.00.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns						
Ms. Callinan						
Ms. Heenan						
Mr. Matalucci						
Ms. Saduk						
Mr. Rixey						
Mr. Betts						

I hereby certify the foregoing to be a true and correct copy of Resolution No. **79-23** adopted by the Cape May County Municipal Utilities Authority at its Regular Meeting on the **12th** day of **July 2023**.

Assistant Corporate Secretary

**CAPE MAY COUNTY MUNICIPAL UTILITIES AUTHORITY
CONTRACT FACT SHEET**

PROJECT INFORMATION

Project Name: Furnish and Deliver High Density Polyethylene (HDPE) Pipe and Assorted Fittings
Purpose and Scope of Contract: The purpose and scope of this Contract is to procure various sizes of HDPE pipe, miscellaneous HDPE fittings, and for the rental of an HDPE pipe fusion welder for use in the continued construction and upgrades of the leachate and landfill gas management systems at the Secure Sanitary Landfill, as well as projects at the Wastewater Treatment Facilities. Quantities listed in the Contract are estimates and are for bidding purposes only and are not a guarantee to the actual quantities that may be purchased.

PROCUREMENT INFORMATION

Contract Type: Procurement (Goods and Services) Professional Services
 Construction Non-Professional Services

Contract Number: MUA-EQUIP-25-23 **Term of Contract:** One (1) Year **Option to Renew:** No Yes: Two (2) –
One (1) year renewal options

Bid Guarantee: No Yes **Consent of Surety:** No Yes

Liquidated Damages: No Yes: ,Basis:

Engineer's Estimate: \$320,000.00 **Opening Date:** June 22, 2023

Advertisement Date: June 6, 2023

Contract Award Basis: Lowest Responsible Bidder Best Value Cooperative Pricing System
 Highest Ranking Score Negotiated

Recommendation: Award
 Exercise 1 year option to renew under original Contract Terms and Conditions, Option Dates: ;
Options to Renew remaining:
 Reject, Basis:

CONTRACTOR/VENDOR INFORMATION

Contractor/Vendor: Ferguson Waterworks **Address:** 507 Glen Oak Road
Howell, NJ 07731

BUDGET INFORMATION

Program: Wastewater Solid Waste Administration

Funding:
 Operating Budget Capital SW Building & Site Maintenance SW Equipment Fund

Contract Value, Not-To-Exceed: \$320,000.00

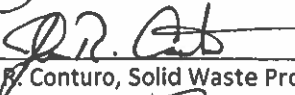
Contract Spending Previous Contract Year: WW \$0; SW \$19,611.76


Kevin W. McGahey, Purchasing Agent

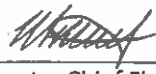
07-07-2013
Date


Joshua Palombo, Wastewater Program Manager

07/07/23
Date


John B. Conturo, Solid Waste Program Manager

7/7/2023
Date


Robert P. Donato, Chief Financial Officer

7/7/2023
Date


Joseph V. Rizuto, Executive Director

07/07/23
Date

WADE, LONG, WOOD & LONG, LLC

Howard C. Long, Jr. †
Daniel H. Long †±
Christopher F. Long †◇

John A. Moustakas †◇

John D. Wade †
OF COUNSEL
Leonard J. Wood, Jr. †
OF COUNSEL

† Admitted to NJ Bar
± Admitted to Washington DC Bar
◇ Admitted to PA Bar

July 6, 2023

Joseph V. Rizzuto, Executive Director
CAPE MAY COUNTY MUNICIPAL
UTILITIES AUTHORITY
P.O. Box 610
Cape May Court House, NJ 08210

**RE: Furnish and Deliver High Density Polyethylene (HDPE) Pipe and Assorted Fittings
MUA-EQUIP-25-23**

Dear Mr. Rizzuto:

I. INTRODUCTION

This office has reviewed the documents provided regarding the bid submission with respect to Contract MUA-EQUIP-25-23 for the contract to Furnish and Deliver High Density Polyethylene (HDPE) Pipe and Assorted Fittings on behalf of the Cape May County Municipal Utilities Authority (“CMCMUA” and/or “Authority”). The CMCMUA received one (1) bid for the Contract. The sole bid was submitted on Tuesday, June 22, 2023, at 2:00 p.m. as follows:

<u>VENDOR</u>	<u>TOTAL AMOUNT FOR BID EVALUATION</u>
I. Ferguson Waterworks	\$188,889.00

II. FACTUAL ANALYSIS

The purpose of the specifications is to solicit bids for High Density Polyethylene (HDPE) pipe miscellaneous fittings and HDPE pipe fusion welder rental that may be used by the Authority on an “as needed” basis for the term of one (1) year with two (2) one year renewal options and the total amount spent for this contract shall not exceed \$320,000.00. See Bid Specifications Section IV(1.0), Technical Specifications, Purpose and Intent. The bidders were instructed to provide unit costs for all 120 items listed in Section 4.0. The total sum of the prices provided will be used as the basis for awarding the contract, however the specifications make clear that the Authority may order additional material than those 120 items listed. All materials will be ordered or rented on an “as needed” basis and payment shall only be made for the materials that are order by an Authority approved Purchase Order and delivered to the Authority Facility listed on the Purchase Order. See Bid Specifications Section IV(2.0), Technical Specifications, Items Ordered and Delivered.

The apparent low bidder for the above referenced contract was Ferguson Waterworks (“Ferguson”). Upon review of the bid submitted by Ferguson, it was uncovered that Ferguson did not include

Joseph V. Rizzuto
Executive Director
July 6, 2023
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RE: Furnish and Deliver High Density Polyethylene (HDPE) Pipe and Assorted Fittings
MUA-EQUIP-25-23

insurance information within their original bid package. However, the bid specifications provide that the insurance information must be provided prior to the execution of an Agreement. See Bid Specifications Section III, Specific Instructions to Bidders, Insurance Requirements. As such, the fact that Ferguson did not include insurance information within their original bid package is not a defect within the bid and the bid submitted was compliant with the bid specifications from a legal perspective.

The bid was reviewed from a technical perspective by Mr. John Conturo, Solid Waste Program Manager on behalf of the Authority. Following his review, via correspondence dated June 30, 2023, Mr. Conturo opined that the bid submitted by Ferguson complied with the specifications from a technical perspective. Mr. Conturo thereafter recommended the award of the contract for MUA-EQUIP-25-23 to Ferguson.

III. LEGAL ANALYSIS

The Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. regulates bidding on Contracts of public entities in New Jersey. In general, the practice of public bidding is universally recognized and deeply imbedded in the public policy of the State of New Jersey. N.E.R.I. Corp. v. New Jersey Highway Authority, 147 N.J. 223, 236 (1996). There is a prima facie presumption that power and discretion of governmental action in awarding bids on public Contracts has been properly exercised. Colonnelli Bros., Inc. v. Village of Ridgefield Park, 284 N.J.Super. 538, 541 (App.Div.1995).

Public bidding statutes are to be construed with sole reference to the public good and rigidly adhered to by courts. Hall Const. Co., Inc. v. New Jersey Sports & Exposition Authority, 295 N.J.Super. 629, 634 (App.Div.1996). Furthermore, public bidding statutes exist for the good of taxpayers, not bidders, and they must always be construed for the public good and to guard against favoritism, improvidence, extravagance, and corruption. Sevell v. New Jersey Highway Authority, 329 N.J.Super. 580, 584 (App.Div.2000).

Every Contract awarded by the contracting agent for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold, shall be awarded only by Resolution of the governing body of the contracting unit to the lowest responsible bidder after public advertising for bids and bidding therefore. N.J.S.A. 40A:11-4. "*Lowest responsible bidder or vendor*" means the bidder or vendor: (a) whose response to a request for bids offers the lowest price and is responsive; and (b) who is responsible. N.J.S.A. 40A:11-2. The lowest responsible bidder on a public Contract must not only be deemed responsible but must submit the lowest bid which conforms to the Contract specifications. Matter of Protest of Award of On-Line Games Production & Operation Services Contract, Bid No. 95-X-20175, 279 N.J.Super. 566, 590 (App.Div.1995).

It is firmly established in New Jersey that material conditions contained in bidding specifications may not be waived. Terminal Const. Corp. v. Atlantic Cty. Sewerage Auth., 67 N.J. 403, 409 (1975). A contracting body is generally without discretion to accept a defective bid. Meadowbrook Carting Co. v. Borough of Island Heights, 138 N.J. 307, 314 (1994). However, while material conditions contained in bidding specifications may not be waived, this rule does not apply to minor or inconsequential conditions. Public contracting units may resolve problems arising from such conditions in a sensible or practical way.

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Terminal Const. Corp., 67 N.J. at 409-11. Materiality of a particular specification is to be determined as a matter of law. Hanover Tp. v. Inter. Fidelity Ins. Co., 122 N.J.Super. 544, 548 (App.Div.1973).

There are two (2) criteria for determining whether a specific non-compliance constitutes a substantial and, hence, non-waivable irregularity: (1) Whether the effect of a waiver would be to deprive the public body of its assurance that the Contract will be entered into, performed, and guaranteed according to its specific requirements; and (2) Whether it is of such a nature that its waiver would adversely affect competitive bidding by placing a bidder in a position of advantage over the other bidders or by otherwise undermining the necessary common standard of competition. Township of River Vale v. R.J. Longo Constr. Co., 127 N.J.Super. 207, 222 (Law.Div.1974).

The court has provided further guidance as to materiality where an error is “patent and the true intent of the bidder obvious”. In such a situation, the Appellate Division has held that such an error may be disregarded by the public agency. The Court held that certain non-compliance (i.e. obvious error) with the bid specifications may be deemed not material and therefore waivable by the public entity. Spina v. Borough of Fairview, 304 N.J. Super. 425, (App. Div. 1997).

As a matter of law, the Local Public Contract Law requires certain items to be included as material aspects of every bid. The statute reads:

“When required by the bid plans and specifications, the following requirements shall be considered mandatory items to be submitted at the time specified by the contracting unit for the receipt of the bids; the failure to submit any one of the mandatory items shall be deemed a fatal defect that shall render the bid proposal unresponsive and that cannot be cured by the governing body:

- a. A guarantee to accompany the bid pursuant to section 21 of P.L.1971, c. 198 (C.40A:11-21);
- b. A certificate from a surety company pursuant to section 22 of P.L.1971, c. 198 (C.40A:11-22);
- c. A statement of corporate ownership pursuant to section 1 of P.L.1977, c. 33 (C.52:25-24.2);
- d. A listing of subcontractors pursuant to section 16 of P.L.1971, c. 198 (C.40A:11-16);
- e. A document provided by the contracting agent in the bid plans, specifications, or bid proposal documents for the bidder to acknowledge the bidder's receipt of any notice or revisions or addenda to the advertisement or bid documents.”

N.J.S.A. 40A:11-23.2.

Finally, a local contracting unit is permitted to reject all bids within a part under certain conditions. N.J.S.A. 40A:11-13.2, provides as follows:

RE: Furnish and Deliver High Density Polyethylene (HDPE) Pipe and Assorted Fittings MUA-EQUIP-25-23

“A contracting unit may reject all bids for any of the following reasons:

- a. The lowest bid substantially exceeds the cost estimates for the goods or services;
- b. The lowest bid substantially exceeds the contracting unit's appropriation for the goods or services;
- c. The governing body of the contracting unit decides to abandon the project for provision or performance of the goods or services;
- d. The contracting unit wants to substantially revise the specifications for the goods or services;
- e. The purposes or provisions or both of P.L.1971, c. 198 (C.40A:11-1 et seq.) are being violated;
- f. The governing body of the contracting unit decides to use the State authorized contract pursuant to section 12 of P.L.1971, c. 198 (C.40A:11-12).”

N.J.S.A. 40A:11-13.2.

As outlined above, there are no apparent defects within the bid submitted by Ferguson. To the extent a defect may be uncovered, it is my legal opinion that any such defect is minor in nature and may be waived by the Authority pursuant to the Court's holdings in River Vale and Spina.

IV. FERGUSON WATERWORK'S BID

My review consisted of an examination of the following documents submitted by Ferguson that the Authority has provided:

1. Bidder's Checklist;
2. Statement of Ownership Disclosure;
3. Non-Collusion Affidavit;
4. Bid Proposal Form;
5. Acknowledgment of Receipt of Addenda;
6. New Jersey Business Registration Certificate;
7. Prohibited Russia-Belarus Activities & Iran Investment Activities;
8. IRS Form W-9;
9. Certificate of Employee Information Report.

The bid submitted by Ferguson is in the appropriate form.

V. CONCLUSION

After researching the applicable law, reviewing the Contract specifications and documents, and conferring with staff, it is my legal opinion that the Contract for MUA-EQUIP-25-23 to Furnish and Deliver High Density Polyethylene (HDPE) Pipe and Assorted Fittings on behalf of the Authority be awarded to Ferguson, in accordance with their unit price amounts bid. It is therefore recommended that a Resolution be placed on the Agenda for an upcoming meeting awarding said contract to Ferguson subject to staff concurrence

Joseph V. Rizzuto
Executive Director
July 6, 2023
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**RE: Furnish and Deliver High Density Polyethylene (HDPE) Pipe and Assorted Fittings
 MUA-EQUIP-25-23**

and the availability of funds. Of note, Ferguson's insurance information must be submitted prior to the execution of the agreement.

If you have any questions or require any further clarification, please do not hesitate to contact me.

Very truly yours,
WADE, LONG, WOOD & LONG, L.L.C.

Christopher F. Long

Christopher F. Long, Esquire

cc: Thomas LaRocco, Chief Engineer
 Robert Donato, Chief Financial Officer
 Kevin Whitney, Senior Advisor
 John Conturo, Solid Waste Program Manager
 Joshua Palombo, Wastewater Program Manager
 James B. Rocco, Solid Waste Engineer
 Annie M. McDevitt, Office Manager
 Kevin McGahey, QPA, Purchasing Agent

Cape May County Municipal Utilities Authority

RESOLUTION NO. 80-23

RESOLUTION AUTHORIZING THE WITHDRAWAL OF THE BID SUBMITTED BY XYLEM/EVOQUA WATER TECHNOLOGIES FOR CONTRACT WWL-EQUIP-07-23 – FURNISHING AND DELIVERY OF ROTATING BIOLOGICAL CONTACTORS (RBCS) TO THE WILDWOOD/LOWER WASTEWATER TREATMENT FACILITY

WHEREAS, the Cape May County Municipal Utilities Authority ("CMCMUA"/"Authority") had published an Advertisement for Bids for WWL-EQUIP-07-23 – Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility ("Contract") and furnished detailed Bid Specifications for said Contract to potential Bidders; and,

WHEREAS, the Authority received two (2) Bids in accordance with the Advertisement for Bids for the Contract and publicly opened said Bids on June 8, 2023; and,

WHEREAS, the Authority received correspondence dated June 23, 2023 from the apparent lowest bidder, Xylem/Evoqua Water Technologies, advising the Authority that although Xylem/Evoqua Water Technologies exercised reasonable care in preparing their bid, it came to their attention that a unintentional and substantial computational error or an unintentional omission of a substantial quantity of labor, material, or both from the final Bid document, the mistake would cause the company to take a significant loss, which would make the enforcement of the Contract unconscionable, and therefore formally requested the withdrawal of their Bid for the Contract; and,

WHEREAS, the Authority's General Counsel has reviewed the Bid and the June 23, 2023 correspondence from Xylem/Evoqua Water Technologies and after researching applicable law, has rendered a written legal opinion which is attached and made a part hereof, that the Bid submitted by Xylem/Evoqua Water Technologies may be withdrawn pursuant to relevant statutory and case law; and,

WHEREAS, the Authority's Purchasing Agent, Wastewater Program Manager, Chief Engineer, Chief Financial Officer and Executive Director concur with said recommendation; and,

WHEREAS, the Authority Members concur with the recommendation of General Counsel and Staff that the Bid submitted by Xylem/Evoqua Water Technologies should be withdrawn for reasons set forth herein.

NOW, THEREFORE, BE IT RESOLVED by the Cape May County Municipal Utilities Authority, a body corporate and politic, that:

1. The WHEREAS clauses set forth above shall be incorporated herein as if set forth in full and made part of this Resolution.
2. The Authority Members hereby authorize the withdrawal of Xylem/Evoqua Water Technologies' bid, without penalty.
3. The Authority's Executive Director, or Deputy Director, is hereby authorized to return Xylem/Evoqua Water Technologies' Bid Bond.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns						
Ms. Callinan						
Ms. Heenan						
Mr. Matalucci						
Ms. Saduk						
Mr. Rixey						
Mr. Betts						

I hereby certify the foregoing to be a true and correct copy of Resolution No. **80-23** adopted by the Cape May County Municipal Utilities Authority at its Regular Meeting on the **12th** day of **July 2023**.

Assistant Corporate Secretary

**CAPE MAY COUNTY MUNICIPAL UTILITIES AUTHORITY
CONTRACT FACT SHEET**

PROJECT INFORMATION

Project Name: Furnishing and Delivery of Rotating Biological Contactors (RBC's) to the Wildwood/Lower Wastewater Treatment Facility

Purpose and Scope of Contract: Furnish and deliver twenty-four (24) RBCs (12 low density shafts with 100,000 square foot of media and 12 high density shafts with 150,000 square foot of media) to the Wildwood/Lower WWTF to replace the existing RBCs within four (4) of the sixteen (16) existing RBC bays. All equipment supplied under this Contract will be installed by the Authority using "in-house" forces. A third-party rigging company will assist in the unloading and installation of the new RBCs.

PROCUREMENT INFORMATION

Contract Type: Procurement (Goods and Services) Professional Services
 Construction Non-Professional Services

Contract Number: WWL-EQUIP-07-23 **Term of Contract:** Phase 1: 3/8/2024; Phase 2: 6/7/2024 **Option to Renew:** No Yes:

Bid Guarantee: No Yes **Consent of Surety:** No Yes

Liquidated Damages: No Yes: \$500/day; Basis: Impact of delayed delivery on treatment process

Engineer's Estimate: \$5,800,000.00

Advertisement Date: May 18, 2023 **Opening Date:** June 8, 2023

Contract Award Basis: Lowest Responsible Bidder Best Value Cooperative Pricing System
 Highest Ranking Score Negotiated

Recommendation: Award
 Exercise 1 year option to renew under original Contract Terms and Conditions, Option Dates: ;
 Options to Renew remaining:
 Reject, Basis:
 Other: Withdrawal based upon relevant statutory and case law.

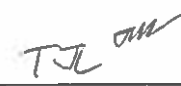


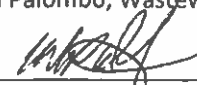
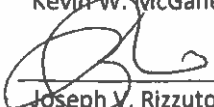
CONTRACTOR/VENDOR INFORMATION

Contractor/Vendor: Xylem/Evoqua Water Technologies **Address:** 301 Water Street SE
 Suite 200
 Washington, DC 20003

BUDGET INFORMATION

Program: Wastewater Solid Waste Administration
Funding:
 Operating Budget Capital SW Building & Site Maintenance SW Equipment Fund
Contract Value, Not-To-Exceed: N/A

Contract Spending Previous Contract Year: N/A

 _____ Thomas J. LaRocco, P.E., Chief Engineer	<u>07/07/23</u> Date	 _____ Joshua Palombo, Wastewater Program Manager	<u>07/07/23</u> Date
 _____ Kevin W. McGahey, Purchasing Agent	<u>07-07-2023</u> Date	 _____ Robert P. Donato, Chief Financial Officer	<u>7/7/2023</u> Date
 _____ Joseph V. Rizzuto, Executive Director	<u>07/07/23</u> Date		

ENGINEER'S ESTIMATE		OPENING DATE		THURSDAY, JUNE 6, 2023 @ 2:00PM					
\$5,800,000.00		CONTRACT NUMBER AND TITLE		WWL-EQUIP-07-23 - Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility					
ITEM		DESCRIPTION		QUANTITY	EvoquaXylem		Walker Process Equipment - Division of McNish Corp.		
		UNIT PRICE	EXT. PRICE	UNIT PRICE	EXT. PRICE	UNIT PRICE	EXT. PRICE	UNIT PRICE	EXT. PRICE
1	Phase 1 - Low Density RBC (100,000 SF of Media)	\$ 164,248.00	985,488.00	217,500.00	1,305,000.00				
2	Phase 1 - High Density RBC (150,000 SF of Media)	\$ 178,338.00	1,070,028.00	234,250.00	1,405,500.00				
3	Phase 2 - Low Density RBC (100,000 SF of Media)	\$ 164,248.00	985,488.00	216,000.00	1,296,000.00				
4	Phase 2 - High Density RBC (150,000 SF of Media)	\$ 178,338.00	1,070,028.00	233,600.00	1,401,600.00				
	TOTAL AMOUNT BID (SUM OF LINES 1 - 4)		\$ 4,111,032.00		5,408,100.00				
	BIDDER'S CHECKLIST - DOCUMENT #1	REQUIRED	PROVIDED	PROVIDED		PROVIDED		PROVIDED	
	STATEMENT OF OWNERSHIP	X	yes	yes		yes		PROVIDED	
	NON-COLLUSION AFFIDAVIT	X	yes	yes		yes			
		X	yes	yes		yes			
	BID PROPOSAL FORM(S)	X	yes	exceptions taken is circled		yes		exceptions taken is not addressed on the proposal page - neither yes or no is circled	
	ADDENDA ACKNOWLEDGEMENT	X	yes	yes		yes			
	BID GUARANTEE	X	yes	approved provider		yes		approved provider	
	CONSENT OF SURETY	X	yes	approved provider		yes		approved provider	
	EXPERIENCE REQUIREMENTS FORM	X	yes	yes		yes			
	CHECKLIST - DOCUMENT A	Pre-Award	no	yes		yes			
	N.J. BUSINESS REGISTRATION CERTIFICATE		no	no		yes		valid	
	PROHIBITED RUSSIA-BELARUS ACTIVITIES & IRAN INVESTMENT ACTIVITIES		no	no		yes		clear search	
	IRS FORM W-9		no	no		yes			
	CHECKLIST - DOCUMENT B	Pre-Execution	no	no		no			
	MANDATORY AFFIRMATIVE ACTION INSURANCE CERTIFICATE(S)		no	no		no			
	PERFORMANCE BOND AND PAYMENT BOND		no	no		no			

WADE, LONG, WOOD & LONG, LLC

Howard C. Long, Jr. †
Daniel H. Long †±◇
Christopher F. Long †◇

John A. Moustakas †◇

† Admitted to NJ Bar
± Admitted to Washington DC Bar
◇ Admitted to PA Bar

John D. Wade †
OF COUNSEL
Leonard J. Wood, Jr. †
OF COUNSEL

July 7, 2023

Joseph V. Rizzuto, Executive Director
CAPE MAY COUNTY MUNICIPAL
UTILITIES AUTHORITY
P.O. Box 610
Cape May Court House, NJ 08210

**RE: Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the
Wildwood/Lower Wastewater Treatment Facility
WW/L-EQUIP-07-23**

Dear Mr. Rizzuto:

I. INTRODUCTION

This office has reviewed the documents provided regarding the bid submissions with respect to Contract WW/L-EQUIP-07-23 for the Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility on behalf of the Cape May Municipal Utilities Authority (“CMCMUA” and/or “Authority”). The Authority received two (2) bids for the specified contract. The bids were submitted on Thursday, June 8, 2023, at 2:00 pm as follows:

<u>VENDOR</u>	<u>BID AMOUNT</u>
1. Evoqua Water Technologies, LLC	\$4,111,032.00 (see below)
2. Walker Process Equipment	\$5,408,100.00
<u>Engineer’s Estimate:</u>	<u>\$5,800,000.00</u>

II. FACTUAL ANALYSIS

The bid specifications sought bids for the furnishing and delivery of twenty-four (24) rotating biological contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility. The proposed equipment is to replace the existing RBCs within four (4) of the sixteen (16) bays. See Bid Specifications, Section IV(1.01), Technical Specifications, Description of Work. The specifications are clear that the equipment required under the contract is to be installed by the Authority using “in-house” forces and no installation is required. The contract is limited to the purchase, supply, delivery, start-up and training of the equipment. See Bid Specifications, Section IV(1.01), Technical Specifications, Description of Work..

**RE: Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the
Wildwood/Lower Wastewater Treatment Facility
WW/L-EQUIP-07-23**

The apparent low bidder for this contract was submitted by Evoqua Water Technologies, LLC. (“Evoqua”). However, following the opening of the bids, the Authority received correspondence dated June 23, 2023, from Scott J. Lapcewich, Vice President/General Manager Wastewater Division on behalf of Evoqua. Mr. Lapcewich asserted that Evoqua made an error in their bid submission via a clerical error that was unintentional and a substantial computational error. The mistake involves an error in the bid pricing in which Evoqua inadvertently omitted the cost associated with the specified A-Frames in the amount of \$600,000.00 in the bid. In view of the error involved, Mr. Lapcewich requests the withdraw of the bid submitted by Evoqua pursuant to N.J.S.A. 40A:11-23.3.

Generally, a bid represents both an offer and a unilateral contract, which, upon the bid's acceptance, ordinarily creates a mutually binding contract. Cataldo Construction Co. v. County of Essex, 110 N.J. Super. 414, 417 (N.J. Super. Ct. Ch. Div. 1970). Nevertheless, in certain narrow instances a bid on a public contract may be lawfully rescinded. Normally a bidder's unilateral mistake of fact unknown to the contracting agency will not suffice as grounds to avoid the contract. Brick Tp. Bd. of Educ. v. Wallace Bros., Inc., 2006 WL 1911399 (N.J. Super. Ct. App. Div. 2006). However, a unilateral mistake in the bid made in good faith has supported the equitable remedy of rescission in certain limited circumstances. Id. In Wallace Bros., the Appellate Division found that the bid miscalculation resulted from an honest mistake that did not greatly prejudice the Board as the withdraw was communicated prior to the award of the bid, therefore making it unfair to require the bidder to forfeit its bid bond. Id.

Further, N.J.S.A. 40A:11-23.3 provides that a bidder may request withdrawal of a bid, due to a mistake on the part of the bidder. The bidder shall submit a request for withdrawal in writing which shall include evidence, including any pertinent documents, demonstrating that a mistake was made and was of so great a consequence that: (1) the enforcement of the contract, if actually made, would be unconscionable; (2) the mistake relates to a material feature of the bid; (3) the mistake occurred notwithstanding the fact that the bidder exercised reasonable care in preparation of the bid; and (4) the bidder making the mistake is able to get relief by way of withdrawing the bid without serious prejudice to the contracting unit, except for the loss of the bargain to the contracting unit.

After a review of the relevant statutory and case law, it is my legal opinion that a Court would permit Evoqua to withdraw its bid without forfeiture of its bid bond. The miscalculation here resulted from an honest mistake and the enforcement of the contract would be unconscionable, as it relates to a material feature of the bid involving a substantial amount of money. Additionally, the mistake occurred notwithstanding the fact that the bidder exercised reasonable care. Finally, the bidder is able to get relief by way of withdrawing the bid without serious prejudice to the Authority, except for the loss of the bargain, as the Authority has another ready bidder who has bid underneath the engineer's predetermined estimate. As such, in light of the aforementioned, it is my recommendation that the Authority allow the withdrawal of Evoqua's bid.

Following the withdrawal of the bid submitted by Evoqua the apparent low bidder is Walker Process Equipment (“Walker”). Upon review of the bid submitted by Walker, it was uncovered that the bidder did not submit affirmative action information or insurance information within the original bid package. However, the bid specifications provide that the affirmative action information and insurance information must be submitted after notification of award, but prior to the execution of the agreement. See Bid Specifications, Section III(XI), General Instructions to Bidders, Affirmative Action Certification; See Bid Specifications,

**RE: Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the
Wildwood/Lower Wastewater Treatment Facility
WW/L-EQUIP-07-23**

Section III, Specific Instructions to Bidders, Insurance Requirements. As such, the fact that Walker did not submit affirmative action information or insurance information within their original bid package is not a defect within the bid. All other documents were properly submitted by Walker from a legal perspective and contained no defects.

Walker's bid was further reviewed by, Mr. Tom LaRocco, Chief Engineer on behalf of the Authority, and Mr. Joshua Palombo, Wastewater Program Manager on behalf of the Authority, who, via correspondence dated June 27, 2023, opined that the bid submitted by Walker complies with the specifications from a technical perspective and thereafter recommended the award of the contract to Walker¹.

III. LEGAL ANALYSIS

The Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. regulates bidding on Contracts of public entities in New Jersey. In general, the practice of public bidding is universally recognized and deeply imbedded in the public policy of the State of New Jersey. N.E.R.I. Corp. v. New Jersey Highway Authority, 147 N.J. 223, 236 (1996). There is a prima facie presumption that power and discretion of governmental action in awarding bids on public Contracts has been properly exercised. Colonnelli Bros., Inc. v. Village of Ridgfield Park, 284 N.J.Super. 538, 541 (App.Div.1995).

Public bidding statutes are to be construed with sole reference to the public good and rigidly adhered to by courts. Hall Const. Co., Inc. v. New Jersey Sports & Exposition Authority, 295 N.J.Super. 629, 634 (App.Div.1996). Furthermore, public bidding statutes exist for the good of taxpayers, not bidders, and they must always be construed for the public good and to guard against favoritism, improvidence, extravagance, and corruption. Sevell v. New Jersey Highway Authority, 329 N.J.Super. 580, 584 (App.Div.2000).

Every Contract awarded by the contracting agent for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold, shall be awarded only by Resolution of the governing body of the contracting unit to the lowest responsible bidder after public advertising for bids and bidding therefore. N.J.S.A. 40A:11-4. "*Lowest responsible bidder or vendor*" means the bidder or vendor: (a) whose response to a request for bids offers the lowest price and is responsive; and (b) who is responsible. N.J.S.A. 40A:11-2. The lowest responsible bidder on a public Contract must not only be deemed responsible but must submit the lowest bid which conforms to the Contract specifications. Matter of Protest of Award of On-Line Games Production & Operation Services Contract, Bid No. 95-X-20175, 279 N.J.Super. 566, 590 (App.Div.1995).

It is firmly established in New Jersey that material conditions contained in bidding specifications may not be waived. Terminal Const. Corp. v. Atlantic Cty. Sewerage Auth., 67 N.J. 403, 409 (1975). A contracting body is generally without discretion to accept a defective bid. Meadowbrook Carting Co. v. Borough of Island Heights, 138 N.J. 307, 314 (1994). However, while material conditions contained in bidding specifications may not be waived, this rule does not apply to minor or inconsequential conditions. Public contracting units may resolve problems arising from such conditions in a sensible or practical way. Terminal Const. Corp., 67 N.J.

¹ Walker's bid contained certain minor exceptions to the specifications. However, correspondence from Jeffrey C. Thomas, Regional Sales Manager on behalf of Walker advised that Walker is withdrawing said exceptions.

**RE: Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the
Wildwood/Lower Wastewater Treatment Facility
WW/L-EQUIP-07-23**

at 409-11. Materiality of a particular specification is to be determined as a matter of law. Hanover Tp. v. Inter. Fidelity Ins. Co., 122 N.J.Super. 544, 548 (App.Div.1973).

There are two (2) criteria for determining whether a specific non-compliance constitutes a substantial and, hence, non-waivable irregularity: (1) Whether the effect of a waiver would be to deprive the public body of its assurance that the Contract will be entered into, performed, and guaranteed according to its specific requirements; and (2) Whether it is of such a nature that its waiver would adversely affect competitive bidding by placing a bidder in a position of advantage over the other bidders or by otherwise undermining the necessary common standard of competition. Township of River Vale v. R.J. Longo Constr. Co., 127 N.J.Super. 207, 222 (Law.Div.1974).

The court has provided further guidance as to materiality where an error is “patent and the true intent of the bidder obvious”. In such a situation, the Appellate Division has held that such an error may be disregarded by the public agency. The Court held that certain non-compliance (i.e. obvious error) with the bid specifications may be deemed not material and therefore waivable by the public entity. Spina v. Borough of Fairview, 304 N.J. Super. 425, (App. Div. 1997).

As a matter of law, the Local Public Contract Law requires certain items to be included as material aspects of every bid. The statute reads:

“When required by the bid plans and specifications, the following requirements shall be considered mandatory items to be submitted at the time specified by the contracting unit for the receipt of the bids; the failure to submit any one of the mandatory items shall be deemed a fatal defect that shall render the bid proposal unresponsive and that cannot be cured by the governing body:

- a. A guarantee to accompany the bid pursuant to section 21 of P.L.1971, c.198 (C.40A:11-21);
- b. A certificate from a surety company pursuant to section 22 of P.L.1971, c.198 (C.40A:11-22);
- c. A statement of corporate ownership pursuant to section 1 of P.L.1977, c.33 (C.52:25-24.2);
- d. A listing of subcontractors pursuant to section 16 of P.L.1971, c.198 (C.40A:11-16);
- e. A document provided by the contracting agent in the bid plans, specifications, or bid proposal documents for the bidder to acknowledge the bidder's receipt of any notice or revisions or addenda to the advertisement or bid documents;”

N.J.S.A. 40A:11-23.2.

Finally, a local contracting unit is permitted to reject all bids within a part under certain conditions. N.J.S.A. 40A:11-13.2, provides in pertinent part:

RE: Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility
WW/L-EQUIP-07-23

“A local contracting unit can reject all bids for any of the following reasons:

- a. The lowest bid substantially exceeds the cost estimates for the goods or services;
- b. The lowest bid substantially exceeds the contracting unit's appropriation for the goods or services;
- c. The governing body of the contracting unit decides to abandon the project for provision or performance of the goods or services;
- d. The contracting unit wants to substantially revise the specifications for the goods or services;
- e. The purposes or provisions or both of P.L.1971, c. 198 (C.40A:11-1 et seq.) are being violated;
- f. The governing body of the contracting unit decides to use the State authorized contract pursuant to section 12 of P.L.1971, c. 198 (C.40A:11-12).

N.J.S.A. 40A:11-13.2.

As outlined above, following the withdrawal of Evoqua's bid, the apparent low bidder for this contract is Walker. Following a review of Walker's bid, no apparent defects were uncovered. To the extent that a defect exists within the bid submitted by Walker, it is my legal opinion that said defect is minor in nature and may be waived by the Authority pursuant to the Court's rulings in River Vale and Spina.

IV. WALKER PROCESS EQUIPMENT'S BID

Our review consisted of an examination of the following documents submitted by Walker that the Authority has provided:

1. Bidder's Checklist;
2. Statement of Ownership Disclosure;
3. Non-Collusion Affidavit;
4. Bid Proposal Form;
5. Acknowledgment of Receipt of Addenda;
6. Bid Bond;
7. Consent of Surety;
8. Power of Attorney;
9. Experience Requirements Form;
10. Partial Installation List;
11. Certificate of Authority;
12. New Jersey Business Registration Certificate;
13. Prohibited Russia-Belarus Activities & Iran Investment Activities;
14. IRS Form W-9;

**RE: Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the
Wildwood/Lower Wastewater Treatment Facility
WW/L-EQUIP-07-23**

15. Technical Proposal/Specifications.

The bid submitted by Walker is in the appropriate form.

V. CONCLUSION

After researching the applicable law, reviewing the Contract specifications and documents and conferring with staff, it is my legal opinion that the Authority accept the withdrawal of the bid submitted by Evoqua. Following the withdrawal of Evoqua's bid, it is recommended that the contract for WW/L-07-23 for the Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility on behalf of the Authority be awarded to Walker. It is further recommended that a Resolution be placed on the Agenda for an upcoming meeting accepting the withdrawal of Evoqua's bid and awarding said Contract to Walker, subject to staff concurrence and the availability of funds. Of note, Walker's insurance certificate and affirmative action information must be submitted prior to award of the contract.

If you have any questions or require any further clarification, please do not hesitate to contact me.

Very truly yours,
WADE, LONG, WOOD & LONG, L.L.C.

Christopher F. Long

Christopher F. Long, Esquire

cc: Thomas LaRocco, Chief Engineer
Robert Donato, Chief Financial Officer
Joshua Palombo, Wastewater Program Manager
Kevin Whitney, Senior Advisor
Annie M. McDevitt, Office Manager
Kevin McGahey, Purchasing Agent

Cape May County Municipal Utilities Authority

RESOLUTION NO. 81-23

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT WWL-EQUIP-07-23 – FURNISHING AND DELIVERY OF ROTATING BIOLOGICAL CONTACTORS (RBCs) TO THE WILDWOOD/LOWER WASTEWATER TREATMENT FACILITY TO WALKER PROCESS EQUIPMENT, DIVISION OF McNISH CORP.

WHEREAS, the Cape May County Municipal Utilities Authority ("CMCMUA"/"Authority") had published an Advertisement for Bids for WWL-EQUIP-07-23 – Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility ("Contract") and furnished detailed Bid Specifications for said Contract to potential Bidders; and,

WHEREAS, the Authority received two (2) Bids in accordance with the Advertisement for Bids for the Contract and publicly opened said Bids on June 8, 2023; and,

WHEREAS, the Authority's Purchasing Agent, Chief Engineer and Wastewater Program Manager have reviewed the Bid submitted by Walker Process Equipment, Division of McNish Corp. ("Walker"), the apparent low bidder for said Contract, and have determined that Walker's Bid is a responsive Bid in accordance with the Advertisement for Bids and Bid Specifications for said Contract; and,

WHEREAS, the Authority's General Legal Counsel has reviewed the Bid submitted by Walker and has opined, after researching the applicable law, that their Bid complies with the Bid Specifications of said Contract; and,

WHEREAS, the Authority's Chief Financial Officer, and Executive Director have concurred with said determination; and,

WHEREAS, the Cape May County Municipal Utilities Authority has therefore determined that Walker Process Equipment, Division of McNish Corp., 840 North Russell Avenue, Aurora, IL 60506-2853 is the lowest responsible Bidder having submitted a responsive Bid in accordance with the Advertisement for Bids and Bid Specifications for Contract WWL-EQUIP-07-23 in the total not-to-exceed amount of \$5,408,100.00; and,

WHEREAS, the Authority's Chief Financial Officer has certified that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Cape May County Municipal Utilities Authority, a body corporate and politic, as follows:

1. The provisions of the WHEREAS clauses set forth above are incorporated herein by reference and made a part hereof.
2. Contract WWL-EQUIP-07-23 identified in the Preamble of this Resolution, in substantially the same form as now on file with the Authority's Office Manager, is hereby awarded to Walker Process Equipment, Division of McNish Corp., at the total not-to-exceed amount of \$5,408,100.00.
3. The Authority's Executive Director, or Deputy Director, is hereby authorized and directed to execute said Contract.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns						
Ms. Callinan						
Ms. Heenan						
Mr. Matalucci						
Ms. Saduk						
Mr. Rixey						
Mr. Betts						

CERTIFICATION OF FUNDS

I, Robert P. Donato, CPA, Chief Financial Officer of the Cape May County Municipal Utilities Authority, hereby certify that there is currently available in the official budget of the Authority, funds for Contract WWL-EQUIP-07-23 – Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility for a total not-to-exceed amount of \$5,408,100.00 under the line item appropriation or account number(s) 720-0000-751-01-12. These same funds shall not be certified as available for any other contract.



 Robert P. Donato, CPA
 Chief Financial Officer

I hereby certify the foregoing to be a true and correct copy of Resolution No. 81-23 adopted by the Cape May County Municipal Utilities Authority at its Regular Meeting on the 12th day of July 2023.

 Assistant Corporate Secretary

**CAPE MAY COUNTY MUNICIPAL UTILITIES AUTHORITY
CONTRACT FACT SHEET**

PROJECT INFORMATION

Project Name: Furnishing and Delivery of Rotating Biological Contactors (RBCs) to the Wildwood/Lower Wastewater Treatment Facility

Purpose and Scope of Contract: Furnish and deliver twenty-four (24) RBCs (12 low density shafts with 100,000 square foot of media and 12 high density shafts with 150,000 square foot of media) to the Wildwood/Lower WWTF to replace the existing RBCs within four (4) of the sixteen (16) existing RBC bays. All equipment supplied under this Contract will be installed by the Authority using "in-house" forces. A third-party rigging company will assist in the unloading and installation of the new RBCs.

PROCUREMENT INFORMATION

Contract Type: Procurement (Goods and Services) Professional Services
 Construction Non-Professional Services

Contract Number: WWL-EQUIP-07-23 **Term of Contract:** 420 Calendar Days from the Notice to Proceed date. **Option to Renew:** No Yes:

Bid Guarantee: No Yes **Consent of Surety:** No Yes

Liquidated Damages: No Yes: \$500/day; Basis: Impact of delayed delivery on treatment process

Engineer's Estimate: \$5,800,000.00

Advertisement Date: May 18, 2023 **Opening Date:** June 8, 2023

Contract Award Basis: Lowest Responsible Bidder Best Value Cooperative Pricing System
 Highest Ranking Score Negotiated

Recommendation: Award
 Exercise 1 year option to renew under original Contract Terms and Conditions, Option Dates: ;
 Options to Renew remaining:
 Reject, Basis:

CONTRACTOR/VENDOR INFORMATION

Contractor/Vendor: Walker Process Equipment,
Division of McNish Corp.

Address: 840 North Russell Avenue
Aurora, Illinois 60506-2853

BUDGET INFORMATION


Program: Wastewater Solid Waste Administration

Funding:


Operating Budget Capital SW Building & Site Maintenance SW Equipment Fund

Contract Value, Not-To-Exceed: \$5,408,100.00

Contract Spending Previous Contract Year: N/A



 Thomas J. LaRocco, P.E., Chief Engineer


 07/07/23 _____
 Date Joshua Palombo, Wastewater Program Manager

07/07/23

 Date



 Kevin W. McGahey, Purchasing Agent

07-07-2023 _____
 Date Robert P. Donato, Chief Financial Officer

7/7/2023

 Date



 Incaputo, Executive Director

07/06/23

 Date

Cape May County Municipal Utilities Authority

RESOLUTION NO. 82-23

RESOLUTION AUTHORIZING AN ADDENDUM TO AND THE CONTINUATION OF A SHARED SERVICES AGREEMENT BETWEEN THE CAPE MAY COUNTY MUNICIPAL UTILITIES AUTHORITY AND THE ATLANTIC COUNTY UTILITIES AUTHORITY FOR THE DISPOSAL OF CAPE MAY COUNTY MUNICIPAL UTILITIES AUTHORITY SEWAGE SLUDGE UNDER RESOLUTION NO. 46-21

WHEREAS, on April 7, 2021, the Cape May County Municipal Utilities Authority ("CMCMUA"/"Authority") adopted Resolution No. 46-21 authorizing a Shared Services Agreement between the Cape May County Municipal Utilities Authority and the Atlantic County Utilities Authority for the Disposal of Cape May County Municipal Utilities Authority Sewage Sludge ("Contract"); and,

WHEREAS, said Contract contains an option provision which would permit the CMCMUA and the Atlantic County Utilities Authority ("ACUA") to automatically extend the Contract for four (4) periods of one (1) year, defined as May 1st through April 30th, at an increase in cost not greater than the percentage increase in the Consumer Price Index ("CPI"), as defined in the Contract; and,

WHEREAS, the CMCMUA and the ACUA are examining the possibility of entering into a new shared services agreement, which would supersede and replace the Contract; and,

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the Authority is desirous of executing an extension of the Contract from May 1, 2023 through December 31, 2023 with the ACUA at a cost increase of 0.00% per cubic yard from the May 1, 2022 through April 30, 2023 rate schedule; and,

WHEREAS, if the CMCMUA and the ACUA do not enter into a new shared services agreement, which would supersede and replace the Contract on or before December 31, 2023, then, effective January 1, 2024 through April 30, 2025, the Contract would increase in cost not greater than the percentage increase in the CPI as of December 2023; and,

WHEREAS, this Addendum to the Contract does not replace, amend, or modify any other terms or provisions of the Contract, which shall remain in full force and effect; and,

WHEREAS, compensation to ACUA under the Addendum and continuation of the Contract from May 1, 2023 through December 31, 2023 authorized by this Resolution will be for a total not-to-exceed amount of \$700,000.00 based on the price per cubic yard per percent Total Solids category as stated in the April 5, 2022 correspondence from the ACUA; and,

WHEREAS, the Authority's Chief Financial Officer will certify that funds are available prior to authorizing each Purchase Order for said services.

NOW, THEREFORE, BE IT RESOLVED by the Cape May County Municipal Utilities Authority, a body corporate and politic, as follows:

1. The provisions of the WHEREAS Clauses set forth above are herein incorporated by reference and made a part hereof.
2. The term for the Shared Services Agreement between the Cape May County Municipal Utilities Authority and the Atlantic County Utilities Authority for the disposal of Cape May County Utilities Authority Sewage Sludge is extended, nunc pro tunc, May 1, 2023 through December 31, 2023 and shall not exceed \$700,000.00, subject to Year 2023 Wastewater Management Programs Budget appropriations.

- 3. The Cape May County Municipal Utilities Authority hereby approves the "Shared Services Agreement Between the Atlantic County Utilities Authority and the Cape May County Municipal Utilities Authority for the Disposal of Cape May County Municipal Utilities Authority Sludge" and the Addendum to the "Shared Services Agreement Between the Atlantic County Utilities Authority and the Cape May County Municipal Utilities Authority for the Disposal of Cape May County Municipal Utilities Authority Sludge", in substantially the same form as currently on file with the Authority's Office Manager, with such minor revisions as may be determined to be appropriate by the Authority's Executive Director and/or General Counsel.
- 4. The Authority's Chief Financial Officer and/or Purchasing Agent are hereby authorized to execute any necessary documents to complete this authorization.

BE IT FURTHER RESOLVED in accordance with N.J.A.C. 5:30-5.5(b)2, no amount for the Shared Services Agreement between the Cape May County Municipal Utilities Authority and the Atlantic County Utilities Authority for the disposal of Cape May County Municipal Utilities Authority Sewage Sludge shall be chargeable or certified until such time as they are actually ordered or otherwise called for. Prior to authorizing any work under this Contract, a certification of available funds shall be made by the Authority's Chief Financial Officer upon receipt of a properly executed Purchase Order and said certification shall be attached to the file copy of the Purchase Order. Total expenditures under this contract shall not exceed \$700,000.00.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns						
Ms. Callinan						
Ms. Heenan						
Mr. Matalucci						
Mr. Rixey						
Ms. Saduk						
Mr. Betts						

I hereby certify the foregoing to be a true and correct copy of Resolution No. 82-23 adopted by the Cape May County Municipal Utilities Authority at its Regular Meeting on the 12th day of July 2023.

Assistant Corporate Secretary

MEMORANDUM

MEMORANDUM

July 6, 2023

TO: Mr. Joseph V. Rizzuto, Executive Director

FROM: Joshua Palombo, Wastewater Program Manager

RE: Addendum to the Shared Services Agreement with Atlantic County Utilities Authority for the Disposal of Sewage Sludge

Resolution No. 46-21 authorized a Shared Services Agreement between the Authority and the ACUA for the Disposal of the Authority's Sludge (Agreement). The Agreement was for one (1) year, with four (4) one (1) year renewal options commencing on May 1, 2021. The Agreement provides for rate increases for each one-year extension not to exceed the percentage increase in CPI-U Philadelphia SMSA of December of the contract year over December of the preceding year.

The Agreement outlines a per cubic yard tiered rate structure that is based on percent sludge solids (cake). The theory being that, the higher the percent solids, the less expensive it is to process the cake in the ACUA's incineration process. The Authority has requested that the ACUA revisit the current tiered rate structure because it does not currently recognize cake production above 24%. Since the installation of the Rotary Fan Press sludge dewatering equipment, the Authority regularly delivers sludge cake to the ACUA above 28% solids.

The request spurred representatives from the Authority and the ACUA to examine the possibility of entering into a new shared service agreement to supersede and replace the current Agreement. In the interim, the Authority and the ACUA have agreed to add the attached addendum to the current agreement. The addendum outlines the following items:

1. The increase in rates for the one-year extension period, commencing May 1, 2023, is hereby stayed for the time period of May 1, 2023, through December 31, 2023.
2. If the parties do not enter into a new shared services agreement for sludge disposal on or before December 31, 2023, then effective January 1, 2024, the CMCMUA shall pay the increased rate applicable for 2024. This means that for the period of January 1, 2024, through April 30, 2025, which is the end of the next one-year extension period, commencing May 1, 2024, the CMCMUA's rate will be adjusted to reflect the 2024 percentage increase in CPI-U Philadelphia SMSA as of December 2023.
3. The addendum does not replace, amend, or modify any other terms of provisions of the Sludge Disposal Agreement, which shall remain in full force and effect.

It should be noted that the percentage increase in CPI-U Philadelphia SMSA of December 2022 is 6.4%. With the rates stayed, the tiered rate structure for the time period of May 1, 2023, through December 31, 2023 is as follows:

\$47.01 per cubic yard for all dewatered sewage sludge > 24% total solids
\$60.14 per cubic yard for all dewatered sewage sludge 20 – 24% total solids
\$70.94 per cubic yard for all dewatered sewage sludge 18 – 20% total solids
\$83.38 per cubic yard for all dewatered sewage sludge 16 – 18% total solids

**ADDENDUM TO THE Shared Services Agreement between the Atlantic
County Utilities Authority and Cape May County Municipal Utilities
Authority for Sludge Disposal, dated April 15, 2021**

THIS ADDENDUM to the April 15, 2021, Shared Services Agreement between the Atlantic County Utilities Authority and Cape May County Municipal Utilities Authority for Sludge Disposal (the "Sludge Disposal Agreement") is entered into on this ___ day of _____, 2023, by and between the ATLANTIC COUNTY UTILITIES AUTHORITY, a public body corporate and politic of the State of New Jersey with offices located at 6700 Delilah Road, Egg Harbor Township, New Jersey 08234 ("ACUA") and the CAPE MAY COUNTY MUNICIPAL UTILITIES AUTHORITY, a public body corporate and politic of the State of New Jersey with offices located at 1523 U.S. Route 9 North, Cape May Court House, NJ 08210 ("CMCMUA"). Throughout this Addendum, the ACUA and the CMCMUA are sometimes each referred to individually as a "Party" and together as the "Parties," and capitalized terms, unless otherwise defined herein, shall have those meanings provided to them in the Sludge Disposal Agreement.

WHEREAS, the Parties entered into the Sludge Disposal Agreement on April 15, 2021;

WHEREAS, pursuant to its terms, the duration of the Sludge Disposal Agreement was for a one-year period, commencing on May 1, 2021, and terminating on April 30, 2022, with automatic extensions of four additional periods of one year;

WHEREAS, the Sludge Disposal Agreement provides for rate increases for each one-year extension not to exceed the percentage increase in CPI-U Philadelphia SMSA of December of the contract year over December of the preceding year; and

WHEREAS, the Parties are examining the possibility of entering into a new shared services agreement, which would supersede and replace the Sludge Disposal Agreement.

NOW, THEREFORE in consideration of the mutual covenants and promises contained herein, and other good and valuable consideration, the sufficiency and receipt of which are hereby acknowledged, the Parties, intending to be bound, hereby agree as follows:

1. The increase in rates for the one-year extension period, commencing May 1, 2023, is hereby stayed for the time period of May 1, 2023, through December 31, 2023.

2. If the Parties do not enter into a new shared services agreement for sludge disposal on or before December 31, 2023, then, effective January 1, 2024, the CMCMUA shall pay the increased rate applicable for 2024. This means that for the period of January 1, 2024, through April 30, 2025, which is the end of the next one-year extension period, commencing May 1, 2024, the CMCMUA's rate will be adjusted to reflect the 2024 percentage increase in CPI-U Philadelphia SMSA as of December 2023.

3. This addendum does not replace, amend, or modify any other terms or provisions of the Sludge Disposal Agreement, which shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have hereunto set their hands, by their authorized representatives, as of the date and year first above written.

ATTEST:

**ATLANTIC COUNTY
UTILITIES AUTHORITY**

Lisa Duffner
Secretary

By: _____
Name: Matthew J. DeNafo
Title: President

ATTEST:

**CAPE MAY COUNTY MUNICIPAL
UTILITIES AUTHORITY**

Ann M. McDevitt
Assistant Corporate Secretary

By: _____
Name: Joseph V. Rizzuto
Title: Executive Director

Cape May County Municipal Utilities Authority

RESOLUTION NO. 83-23

RESOLUTION AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES FOR THE COMPLETION OF A MAJOR MODIFICATION TO THE AUTHORITY'S LANDFILL NJDEP SOLID WASTE FACILITY PERMIT (RFP-17-23) TO CORNERSTONE ENVIRONMENTAL GROUP, LLC., A TETRA TECH COMPANY.

WHEREAS, the Cape May County Municipal Utilities Authority ("CMCMUA"/"Authority") has a need for professional engineering services to modify the Authority's Landfill NJDEP Solid Waste Facility Permit; and,

WHEREAS, the CMCMUA, on March 31, 2023, advertised a Request for Proposals, RFP-17-23, entitled "Professional Engineering Services for the Completion of a Major Modification to the Authority's Landfill NJDEP Solid Waste Facility Permit" ("RFP"); and,

WHEREAS, the Authority received Proposals from five (5) qualified firms; and,

WHEREAS, Cornerstone Environmental Group, LLC., a Tetra Tech Company, a firm of professional engineers of the State of New Jersey, submitted a Proposal on May 9, 2023, in response to the Authority's RFP solicited pursuant to the New Jersey Local Unit Pay-to-Play Law (N.J.S.A. 19:44A-20.4 et seq.) to provide said services in accordance with Form A – Engineering Services Fee Summary for CMCMUA of their Proposal; and,

WHEREAS, following evaluation of the Proposals received, Authority's Consultant Selection Committee has identified Cornerstone Environmental Group, LLC., a Tetra Tech Company as a firm whose Proposal best meets the needs of the CMCMUA and the requirements of RFP-17-23; and,

WHEREAS, Cornerstone Environmental Group, LLC., a Tetra Tech Company has submitted an addendum, dated June 27, 2023, to their proposal to clarify the scope of the consultant's work and to adjust the cost aspect of the proposal as based upon said clarifications; and,

WHEREAS, Cornerstone Environmental Group, LLC., a Tetra Tech Company has warranted that it is ready, willing and able to perform all necessary services, and that it and/or members of its firm hold in good standing all of the necessary licenses for the lawful performance of said services within the State of New Jersey; and,

WHEREAS, the Authority desires to retain the services of Cornerstone Environmental Group, LLC., a Tetra Tech Company for the purpose of providing Professional Engineering Services detailed in the RFP in accordance with the schedule of rates contained in their Proposal; and,

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-5(1)(a)(i) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids, and the contract itself, must be available for public inspection; and,

WHEREAS, the Authority's Chief Financial Officer will certify that funds are available prior to authorizing each Purchase Order for said services.

NOW, THEREFORE, BE IT RESOLVED by the Cape May County Municipal Utilities Authority that it hereby awards a Professional Services Contract to Cornerstone Environmental Group, LLC., a Tetra Tech Company to perform Professional Engineering Services in accordance with a Proposal and addendum, submitted by said firm on May 9, 2023 and June 27, 2023, respectively, the provisions therein to be incorporated into a contract to be executed and filed with the Authority's Office Manager.

BE IT FURTHER RESOLVED by the Cape May County Municipal Utilities Authority, a body corporate and politic, as follows:

1. The provisions of the WHEREAS clauses set forth above are incorporated herein by reference and made a part hereof.
2. The Authority's Executive Director, or Deputy Director, is hereby authorized to execute an Agreement with Cornerstone Environmental Group, LLC., a Tetra Tech Company, for said services in accordance with Form A – Engineering Services Fee Summary for CCMUA of the addendum dated June 27, 2023 on file with the Authority's Office Manager in an amount not-to-exceed \$599,370.00.
3. The term of this Agreement shall be for the period from Notice to Proceed until permit approval as detailed in RFP-17-23.
4. This Contract is awarded without competitive bidding as a professional service pursuant to N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law, since the Contract involves services performed by persons authorized by law to practice a recognized profession.
5. This Contract is awarded through a fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq. of the Local Unit Pay-to-Play Law.
6. A copy of this Resolution, or a notice thereof, shall be published in an official Authority newspaper.
7. The Contract executed by authority of this Resolution will be made available for public inspection.

BE IT FURTHER RESOLVED in accordance with N.J.A.C. 5:30-5.5(b)2, no amount of Professional Engineering Services for the Completion of a Major Modification to the Authority's Landfill NJDEP Solid Waste Facility Permit shall be chargeable or certified until such time as they are actually ordered or otherwise called for. Prior to authorizing any work under this Contract, a certification of available funds shall be made by the Authority's Chief Financial Officer upon receipt of a properly executed Purchase Order and said certification shall be attached to the file copy of the Purchase order. Total expenditures under this Contract shall not exceed \$599,370.00.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns						
Ms. Callinan						
Ms. Heenan						
Mr. Matalucci						
Ms. Saduk						
Mr. Rixey						
Mr. Betts						

I hereby certify the foregoing to be a true and correct copy of Resolution No. **83-23** adopted by the Cape May County Municipal Utilities Authority at its Regular Meeting on the **12th** day of **July 2023**.

Assistant Corporate Secretary

**CAPE MAY COUNTY MUNICIPAL UTILITIES AUTHORITY
CONTRACT FACT SHEET**

PROJECT INFORMATION

Project Name: Professional Engineering Services for the Completion of a Major Modification to the Authority's Landfill NJDEP Solid Waste Facility Permit.

Purpose and Scope of Contract: The purpose and scope of this Contract is to provide the services necessary to obtain an approved modification of the Authority's Solid Waste Facility Permit so as to allow the construction of Landfill Cell 2H directly upon existing Landfill Cell 1B. Note that the NJDEP has determined that a Minor Modification, in lieu of a Major Modification, will be allowed.

PROCUREMENT INFORMATION

Contract Type: Procurement (Goods and Services) Professional Services
 Construction Non-Professional Services

Contract Number: RFP-17-23 **Term of Contract:** Until Permit Approval **Option to Renew:** No Yes:

Bid Guarantee: No Yes **Consent of Surety:** No Yes

Liquidated Damages: No Yes: Basis:

Engineer's Estimate: \$500,000.00

Advertisement Date: March 31, 2023 **Opening Date:** May 9, 2023

Contract Award Basis: Lowest Responsible Bidder Best Value Cooperative Pricing System
 Highest Ranking Score Negotiated

Recommendation: Award
 Exercise 1 year option to renew under original Contract Terms and Conditions, Option Dates:
Options to Renew remaining:
 Reject, Basis:

CONTRACTOR/VENDOR INFORMATION

Contractor/Vendor: Cornerstone Environmental Group, LLC,
a Tetra Tech Company **Address:** 100 Crystal Run Road
Suite 100
Middletown, NY 10941

BUDGET INFORMATION


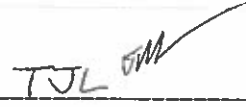
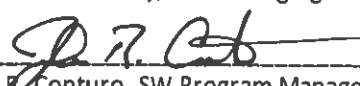
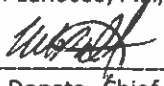
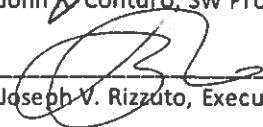
Program: Wastewater Solid Waste Administration

Funding:

Operating Budget Capital SW Building & Site Maintenance SW Equipment Fund

Contract Value, Not-To-Exceed: \$599,370.00

Contract Spending Previous Contract Year: N/A

 Kevin W. McGahey, Purchasing Agent	07-07-2023 Date	 Thomas J. LaRocco, P.E., Chief Engineer	07/07/23 Date
 John R. Conturo, SW Program Manager	7/7/2023 Date	 Robert P. Donato, Chief Financial Officer	7/7/2023 Date
 Joseph V. Rizzuto, Executive Director	07/06/23 Date		

Cape May County Municipal Utilities Authority

RESOLUTION NO. 84-23

RESOLUTION AUTHORIZING THE CONTINUATION OF CONTRACT SW-EQUIP-32-22 WITH NORTHEAST ENERGY SYSTEMS, LLC. (SUBSIDIARY OF PENN POWER GROUP, LLC) – FURNISH AND DELIVER OEM REPLACEMENT AND REMANUFACTURED PARTS AND REPAIR SERVICES FOR JENBACHER/GE LFG FUELED ELECTRIC GENERATORS PURSUANT TO RESOLUTION NO. 83-22

WHEREAS, on June 29, 2022, the Cape May County Municipal Utilities Authority ("CMCMUA"/"Authority") adopted Resolution No. 83-22 awarding Contract SW-EQUIP-32-22 - Furnish and Deliver OEM Replacement and Remanufactured Parts and Repair Services for Jenbacher/GE LFG Fueled Electric Generators ("Contract"); and,

WHEREAS, said Contract contains an option provision which would permit the Authority and Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.) to continue the Contract, by mutual consent, without change in price, terms or conditions, for two (2) additional 12-month periods; and,

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the Authority is desirous of executing the first 12-month extension of the Contract with Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.) without change in price, terms or conditions and, therefore, the Authority wishes to continue the Contract;

WHEREAS, compensation to Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.) under the continuation of said Contract authorized by this Resolution will be provided based upon the allowances contained in the Proposal submitted on June 7, 2022, by Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.), for said Contract (total not-to-exceed amount of \$372,150.00); and,

WHEREAS, the Authority's Chief Financial Officer will certify that funds are available prior to authorizing each Purchase Order for said services.

NOW, THEREFORE, BE IT RESOLVED by the Cape May County Municipal Utilities Authority, a body corporate and politic, as follows:

1. The provisions of the WHEREAS Clauses set forth above are herein incorporated by reference and made a part hereof.
2. The term for Contract SW-EQUIP-32-22 is extended through July 20, 2024.
3. The total not-to-exceed budget of \$372,150.00 for this extended 12-month term for all services provided by Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.) under Contract SW-EQUIP-32-22 is based upon the allowances contained in Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.)'s Proposal submitted on June 7, 2022, subject to Year 2023 and Year 2024 Solid Waste Management Program Budget appropriations.
4. The Authority's Chief Financial Officer and/or Purchasing Agent are hereby authorized to execute any necessary documents to complete this authorization.

BE IT FURTHER RESOLVED in accordance with N.J.A.C. 5:30-5.5(b)2, no amount to Furnish and Deliver OEM Replacement and Remanufactured Parts and Repair Services for Jenbacher/GE LFG Fueled Electric Generators under Contract SW-EQUIP-32-22 shall be chargeable or certified until such time as they are actually ordered or otherwise called for. Prior to authorizing any work under this Contract, a certification of available funds shall be made by the Authority's Chief Financial Officer upon receipt of a properly executed Purchase Order and said certification shall be attached to the file copy of the Purchase Order. Total expenditures under this contract shall not exceed \$372,150.00.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns						
Ms. Callinan						
Ms. Heenan						
Mr. Matalucci						
Ms. Saduk						
Mr. Rixey						
Mr. Betts						

I hereby certify the foregoing to be a true and correct copy of Resolution No. **84-23** adopted by the Cape May County Municipal Utilities Authority at its Regular Meeting on the **12th** day of **July 2023**.

Assistant Corporate Secretary

CAPE MAY COUNTY MUNICIPAL UTILITIES AUTHORITY

CONTRACT FACT SHEET

PROJECT INFORMATION

Project Name: Furnish and Deliver OEM Replacement Parts and Repair Services for Jenbacher/GE LFG Fueled Electric Generators

Purpose and Scope of Contract: The purpose of this contract is secure a vendor to provide, on an "as needed" basis, various new and unused Original Equipment Manufacturers (OEM) replacement parts and components for the Authority's one (1) Megawatt (each) landfill gas (LFG) operated electric generator sets. Contractor must be a fully authorized and franchised vendor of the OEM and able to supply all replacement parts, materials and supplies as listed in the manufacturer parts books of the equipment listed below, as well as to provide service on an "as needed" basis.

PROCUREMENT INFORMATION

Contract Type: Procurement (Goods and Services)
 Construction

Professional Services
 Non-Professional Services

Contract Number: SW-EQUIP-32-22

Term of Contract: One (1) Year

Option to Renew: No

Yes: Two (2), One

(1) year renewal options

Bid Guarantee: No Yes

Consent of Surety: No Yes

Liquidated Damages: No
 Yes: ,Basis:

Engineer's Estimate: \$450,000.00

Advertisement Date: May 11, 2022

Opening Date: June 7, 2022

Contract Award Basis: Lowest Responsible Bidder
 Highest Ranking Score

Best Value
 Negotiated

Cooperative Pricing System

Recommendation: Award

Exercise 1 year option to renew under original Contract Terms and Conditions,
Option Dates: July 21, 2023 through July 20, 2024; Options to Renew remaining: 1

Reject, Basis:

CONTRACTOR/VENDOR INFORMATION

Contractor/Vendor: Northeast Energy Systems, LLC.
(Subsidiary of Penn Power Group, LLC.)

Address: 8330 State Road
Philadelphia, PA 19136

BUDGET INFORMATION

Program: Wastewater Solid Waste Administration

Funding:

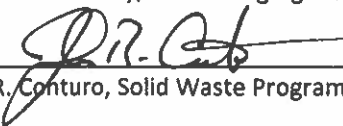
Operating Budget Capital SW Building & Site Maintenance SW Equipment Fund

Contract Value, Not-To-Exceed: \$372,150.00

Contract Spending Previous Contract Year: \$37,431.46

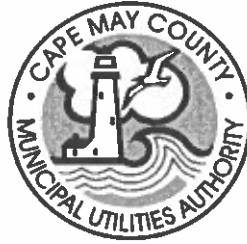

Kevin W. McGahey, Purchasing Agent / 07-07-2023
Date


Robert P. Donato, Chief Financial Officer / 7/7/2023
Date


John R. Conturo, Solid Waste Program Manager / 7/7/2023
Date


Joseph V. Rizzuto, Executive Director / 07/07/23
Date

Joseph V. Rizzuto, Executive Director



George W. Betts, Chairman
Richard Rixey, Vice Chairman
William G. Burns, Jr.
Patricia A. Callinan
Carol A. Heenan
Zeth Matalucci
Carol L. Saduk

Cape May County Municipal Utilities Authority

1523 Route 9 North, Cape May Court House, NJ 08210
Telephone: (609) 465-9026 • Telefax: (609) 465-9025
www.cmcmua.com

Date: July 5, 2023

Mr. Amir Ali
Business Development Manager
NORTHEAST ENERGY SYSTEMS, LLC.
(SUBSIDIARY OF PENN POWER GROUP LLC)
1 Pearl Buck Court
Unit B
Bristol, PA 19007

RE: Contract SW-EQUIP-32-22 Furnish and Deliver OEM Replacement and Remanufactured Parts and Repair Services for Jenbacher/GE LFG Fueled Electric Generators – RENEWAL 1 of Two (2) One (1) Year Renewal Options

Dear Mr. Amir Ali,

The Cape May County Municipal Utilities Authority (CMCMUA) would like to exercise the option to extend our agreement for SW-EQUIP-32-22 for an additional one (1) year period subject to the same terms and conditions as the original Agreement; a copy of the original quote is attached hereto for your use and reference.

If in concurrence of same, NORTHEAST ENERGY SYSTEMS, LLC., will Furnish and Deliver OEM Replacement and Remanufactured Parts and Repair Services for Jenbacher/GE LFG Fueled Electric Generators, for an additional one (1) year period, from July 21, 2023 through July 20, 2024, at the same terms and conditions as set forth in the original Agreement, dated July 21, 2022, for a total Contract not to exceed amount of \$372,150.

Pursuant to New Jersey Public Law 2022, c. 3, "any person or entity that submits a bid or otherwise proposes to enter into or renew a contract..." must complete the enclosed Prohibited Russia-Belarus Activities & Iran Investment Activities certification form. Please complete this form and return it with the original signed copy of this letter.

If you have any questions, please do not hesitate to contact me.

Regards,

CAPE MAY COUNTY
MUNICIPAL UTILITIES AUTHORITY



Kevin W. McGahey, QPA
Purchasing Agent

Concur: Yes No

Anthony Coleman

7/5/23

Anthony Coleman (Jul 5, 2023 10:39 PDT)

Signature

Date

Anthony Coleman

Name (Please Print or Type)

KWM:

Attachments; Two (2)

c: Mr. John Conturo
Mr. Robert P. Donato
Ms. Ann McDevitt

**To be completed, signed and submitted
Prior to Award, or Sooner**

Prohibited Russia-Belarus Activities & Iran Investment Activities

Person or Entity	Northeast Energy Systems
-------------------------	--------------------------

Part 1: Certification

COMPLETE PART 1 BY CHECKING ONE OF THE THREE BOXES BELOW

Pursuant to law, any person or entity that is a successful bidder or proposer, or otherwise proposes to enter into or renew a contract, for goods or services must complete the certification below prior to contract award to attest, under penalty of perjury, that neither the person or entity, nor any parent entity, subsidiary, or affiliate, is identified on the Department of Treasury's Russia-Belarus list or Chapter 25 list as a person or entity engaging in prohibited activities in Russia, Belarus or Iran. Before a contract for goods or services can be amended or extended, a person or entity must certify that neither the person or entity, nor any parent entity, subsidiary, or affiliate, is identified on the Department of Treasury's Russia-Belarus list. Both lists are found on Treasury's website at the following web addresses:

<https://www.nj.gov/treasury/administration/pdf/RussiaBelarusEntityList.pdf>
www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf

As applicable to the type of contract, the above-referenced lists must be reviewed prior to completing the below certification.

A person or entity unable to make the certification must provide a detailed, accurate, and precise description of the activities of the person or entity, or of a parent entity, subsidiary, or affiliate, engaging in prohibited activities in Russia or Belarus and/or investment activities in Iran. The person or entity must cease engaging in any prohibited activities and provide an updated certification before the contract can be entered into.

If a vendor or contractor is found to be in violation of law, action may be taken as appropriate and as may be provided by law, rule, or contract, including but not limited to imposing sanctions, seeking compliance, recovering damages, declaring the party in default, and seeking debarment or suspension of the party.

CONTRACT AWARDS AND RENEWALS

I certify, pursuant to law, that neither the person or entity listed above, nor any parent entity, subsidiary, or affiliate appears on the N.J. Department of Treasury's lists of entities engaged in prohibited activities in Russia or Belarus pursuant to P.L. 2022, c. 3 or in investment activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. (Skip Part 2 and sign and complete the Certification below.)

**To be completed, signed and submitted
Prior to Award, or Sooner**

CONTRACT AMENDMENTS AND EXTENSIONS

I certify, pursuant to law, that neither the person or entity listed above, nor any parent entity, subsidiary, or affiliate is listed on the N.J. Department of the Treasury's lists of entities determined to be engaged in prohibited activities in Russia or Belarus pursuant to P.L. 2022, c. 3. I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. (Skip Part 2 and sign and complete the Certification below.)

IF UNABLE TO CERTIFY

I am unable to certify as above because the person or entity and/or a parent entity, subsidiary, or affiliate is listed on the Department's Russia-Belarus list and/or Chapter 25 Iran list. I will provide a detailed, accurate, and precise description of the activities as directed in Part 2 below, and sign and complete the Certification below. Failure to provide such will prevent the award of the contract to the person or entity, and appropriate penalties, fines, and/or sanctions will be assessed as provided by law.

Part 2: Additional Information

PLEASE PROVIDE FURTHER INFORMATION RELATED TO PROHIBITED ACTIVITIES IN RUSSIA OR BELARUS AND/OR INVESTMENT ACTIVITIES IN IRAN.

You must provide a detailed, accurate, and precise description of the activities of the person or entity, or of a parent entity, subsidiary, or affiliate, engaging in prohibited activities in Russia or Belarus and/or investment activities in Iran in the space below and, if needed, on additional sheets provided by you.

**To be completed, signed and submitted
Prior to Award, or Sooner**

Part 3: Certification of True and Complete Information

I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments there, to the best of my knowledge, are true and complete. I attest that I am authorized to execute this certification on behalf of the above-referenced person or entity.

I acknowledge that the Cape May County Municipal Utilities Authority ("CMCMUA") is relying on the information contained herein and hereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of any contracts with the CMCMUA to notify the CMCMUA in writing of any changes to the answers of information contained herein.

I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification. If I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreement(s) with the CMCMUA and that the CMCMUA at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print)	Anthony Coleman	Title	Vice President
Signature	<i>Anthony Coleman</i> <small>Anthony Coleman (Jul 5, 2023 10:39 PDT)</small>	Date	7/5/23







SW-EQUIP-32-22-RENEWAL 1 - Northeast Energy - fillable complete

Final Audit Report

2023-07-05

Created:	2023-07-05
By:	Kevin McGahey (mcgaheykw@cmcmua.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAOmvBL_jdD_QriXeoNSpSjvTQt7bPlujK

"SW-EQUIP-32-22-RENEWAL 1 - Northeast Energy - fillable complete" History

-  Document created by Kevin McGahey (mcgaheykw@cmcmua.com)
2023-07-05 - 5:26:10 PM GMT- IP address: 108.11.5.202
-  Document emailed to tcoleman@nes-wes.com for signature
2023-07-05 - 5:26:58 PM GMT
-  Email viewed by tcoleman@nes-wes.com
2023-07-05 - 5:36:14 PM GMT- IP address: 104.47.73.126
-  Signer tcoleman@nes-wes.com entered name at signing as Anthony Coleman
2023-07-05 - 5:39:48 PM GMT- IP address: 47.149.68.218
-  Document e-signed by Anthony Coleman (tcoleman@nes-wes.com)
Signature Date: 2023-07-05 - 5:39:50 PM GMT - Time Source: server- IP address: 47.149.68.218
-  Agreement completed.
2023-07-05 - 5:39:50 PM GMT

Cape May County Municipal Utilities Authority

RESOLUTION NO. 85-23

RESOLUTION AUTHORIZING THE CONTINUATION OF CONTRACT SW-EQUIP-33-22 WITH NORTHEAST ENERGY SYSTEMS, LLC. (SUBSIDIARY OF PENN POWER GROUP, LLC) – PROVIDE SERVICE FOR THE REMOVAL, INSPECTION, REPAIR AND REINSTALLATION OF STAMFORD GENERATORS FOR THE SOLID WASTE PROGRAM PURSUANT TO RESOLUTION NO. 84-22

WHEREAS, on June 29, 2022, the Cape May County Municipal Utilities Authority ("CMCMUA"/"Authority") adopted Resolution No. 84-22 awarding Contract SW-EQUIP-33-22 - Provide Service for the Removal, Repair and Reinstallation of Stamford Generators for the Solid Waste Program ("Contract"); and,

WHEREAS, said Contract contains an option provision which would permit the Authority and Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.) to continue the Contract, by mutual consent, without change in price, terms or conditions, for two (2) additional 12-month periods; and,

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the Authority is desirous of executing the first 12-month extension of the Contract with Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.) without change in price, terms or conditions and, therefore, the Authority wishes to continue the Contract;

WHEREAS, compensation to Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.) under the continuation of said Contract authorized by this Resolution will be provided based upon the allowances contained in the Proposal submitted on June 9, 2022, by Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.), for said Contract (total not-to-exceed amount of \$49,880.00); and,

WHEREAS, the Authority's Chief Financial Officer will certify that funds are available prior to authorizing each Purchase Order for said services.

NOW, THEREFORE, BE IT RESOLVED by the Cape May County Municipal Utilities Authority, a body corporate and politic, as follows:

1. The provisions of the WHEREAS Clauses set forth above are herein incorporated by reference and made a part hereof.
2. The term for Contract SW-EQUIP-33-22 is extended through July 20, 2024.
3. The total not-to-exceed budget of \$49,880.00 for this extended 12-month term for all services provided by Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.) under Contract SW-EQUIP-33-22 is based upon the allowances contained in Northeast Energy Systems, LLC. (Subsidiary of Penn Power Group, LLC.)'s Proposal submitted on June 9, 2022, subject to Year 2023 and Year 2024 Solid Waste Management Program Budget appropriations.
4. The Authority's Chief Financial Officer and/or Purchasing Agent are hereby authorized to execute any necessary documents to complete this authorization.

BE IT FURTHER RESOLVED in accordance with N.J.A.C. 5:30-5.5(b)2, no amount to Provide Service for the Removal, Repair and Reinstallation of Stamford Generators for the Solid Waste Program under Contract SW-EQUIP-33-22 shall be chargeable or certified until such time as they are actually ordered or otherwise called for. Prior to authorizing any work under this Contract, a certification of available funds shall be made by the Authority's Chief Financial Officer upon receipt of a properly executed Purchase Order and said certification shall be attached to the file copy of the Purchase Order. Total expenditures under this contract shall not exceed \$49,880.00.

	Motion	Second	Yes	No	Abstain	Absent
Mr. Burns						
Ms. Callinan						
Ms. Heenan						
Mr. Matalucci						
Ms. Saduk						
Mr. Rixey						
Mr. Betts						

I hereby certify the foregoing to be a true and correct copy of Resolution No. **85-23** adopted by the Cape May County Municipal Utilities Authority at its Regular Meeting on the **12th** day of **July 2023**.

Assistant Corporate Secretary

CAPE MAY COUNTY MUNICIPAL UTILITIES AUTHORITY

CONTRACT FACT SHEET

PROJECT INFORMATION

Project Name: Provide Service for the Removal, Inspection, Repair and Reinstallation of Stamford Generators for the Solid Waste Program

Purpose and Scope of Contract: Secure a vendor who will provide various parts and repair services for the Authority's three (3) Stamford Generators which are installed on the GE Jenbacher J320 (1) Megawatt (each) landfill gas (LFG) operated electric generator sets and one (1) spare electrical generator.

PROCUREMENT INFORMATION

Contract Type: Procurement (Goods and Services) Professional Services
 Construction Non-Professional Services

Contract Number: SW-EQUIP-33-22 **Term of Contract:** One (1) Year **Option to Renew:** No
 Yes: Two (2),
One (1) year renewal options

Bid Guarantee: No Yes **Consent of Surety:** No Yes

Liquidated Damages: No
 Yes: ,Basis:

Engineer's Estimate: \$60,000.00

Advertisement Date: May 12, 2022

Opening Date: June 9, 2022

Contract Award Basis: Lowest Responsible Bidder Best Value Cooperative Pricing System
 Highest Ranking Score Negotiated

Recommendation: Award
 Exercise 1 year option to renew under original Contract Terms and Conditions,
Option Dates: July 21, 2023 through July 20, 2024; Options to Renew remaining: 1
 Reject, Basis:

CONTRACTOR/VENDOR INFORMATION

Contractor/Vendor: Northeast Energy Systems, LLC.
(Subsidiary of Penn Power Group, LLC.)

Address: 8330 State Road
Philadelphia, PA 19136

BUDGET INFORMATION

Program: Wastewater Solid Waste Administration

Funding:

Operating Budget Capital SW Building & Site Maintenance SW Equipment Fund

Contract Value, Not-To-Exceed: \$49,880.00

Contract Spending Previous Contract Year: \$0



Kevin W. McGahey, Purchasing Agent Date 07-07-2023



Robert P. Donato, Chief Financial Officer Date 7/1/2023

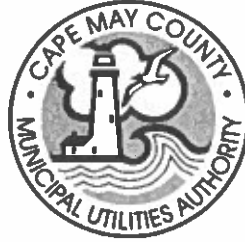


John R. Conturo, Solid Waste Program Manager Date 7/7/2023



Joseph V. Rizzuto, Executive Director Date 07/07/23

Joseph V. Rizzuto, Executive Director



George W. Betts, Chairman
Richard Rixey, Vice Chairman
William G. Burns, Jr.
Patricia A. Callinan
Carol A. Heenan
Zeth Matalucci
Carol L. Saduk

Cape May County Municipal Utilities Authority

1523 Route 9 North, Cape May Court House, NJ 08210
Telephone: (609) 465-9026 • Telefax: (609) 465-9025
www.cmcmua.com

Date: July 5, 2023

Mr. Amir Ali
Business Development Manager
NORTHEAST ENERGY SYSTEMS, LLC.
(SUBSIDIARY OF PENN POWER GROUP LLC)
1 Pearl Buck Court
Unit B
Bristol, PA 19007

RE: Contract SW-EQUIP-33-22 - Provide Service for the Removal, Repair and Reinstallation of Stamford Generators for the Solid Waste Program – RENEWAL 1 of Two (2) One (1) Year Renewal Options

Dear Mr. Amir Ali,

The Cape May County Municipal Utilities Authority (CMCMUA) would like to exercise the option to extend our agreement for SW-EQUIP-33-22 for an additional one (1) year period subject to the same terms and conditions as the original Agreement; a copy of the original quote is attached hereto for your use and reference.

If in concurrence of same, NORTHEAST ENERGY SYSTEMS, LLC., will Provide Service for the Removal, Repair and Reinstallation of Stamford Generators for the Solid Waste Program, for an additional one (1) year period, from July 21, 2023 through July 20, 2024, at the same terms and conditions as set forth in the original Agreement, dated July 21, 2022, for a total Contract not to exceed amount of \$49,880.

Pursuant to New Jersey Public Law 2022, c. 3, "any person or entity that submits a bid or otherwise proposes to enter into or renew a contract..." must complete the enclosed Prohibited Russia-Belarus Activities & Iran Investment Activities certification form. Please complete this form and return it with the original signed copy of this letter.

If you have any questions, please do not hesitate to contact me.

Regards,

CAPE MAY COUNTY
MUNICIPAL UTILITIES AUTHORITY



Kevin W. McGahey, QPA
Purchasing Agent

Concur: Yes No

Anthony Coleman

7/5/23

Anthony Coleman (Jul 5, 2023 10:48 PDT)

Signature

Date

Anthony Coleman

Name (Please Print or Type)

KWM:

Attachments; Two (2)

c: Mr. John Conturo
Mr. Robert P. Donato
Ms. Ann McDevitt

**To be completed, signed and submitted
Prior to Award, or Sooner**

Prohibited Russia-Belarus Activities & Iran Investment Activities

Person or Entity	Northeast Energy Systems
-------------------------	--------------------------

Part 1: Certification

COMPLETE PART 1 BY CHECKING ONE OF THE THREE BOXES BELOW

Pursuant to law, any person or entity that is a successful bidder or proposer, or otherwise proposes to enter into or renew a contract, for goods or services must complete the certification below prior to contract award to attest, under penalty of perjury, that neither the person or entity, nor any parent entity, subsidiary, or affiliate, is identified on the Department of Treasury's Russia-Belarus list or Chapter 25 list as a person or entity engaging in prohibited activities in Russia, Belarus or Iran. Before a contract for goods or services can be amended or extended, a person or entity must certify that neither the person or entity, nor any parent entity, subsidiary, or affiliate, is identified on the Department of Treasury's Russia-Belarus list. Both lists are found on Treasury's website at the following web addresses:

<https://www.nj.gov/treasury/administration/pdf/RussiaBelarusEntityList.pdf>
www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf

As applicable to the type of contract, the above-referenced lists must be reviewed prior to completing the below certification.

A person or entity unable to make the certification must provide a detailed, accurate, and precise description of the activities of the person or entity, or of a parent entity, subsidiary, or affiliate, engaging in prohibited activities in Russia or Belarus and/or investment activities in Iran. The person or entity must cease engaging in any prohibited activities and provide an updated certification before the contract can be entered into.

If a vendor or contractor is found to be in violation of law, action may be taken as appropriate and as may be provided by law, rule, or contract, including but not limited to imposing sanctions, seeking compliance, recovering damages, declaring the party in default, and seeking debarment or suspension of the party.

CONTRACT AWARDS AND RENEWALS

I certify, pursuant to law, that neither the person or entity listed above, nor any parent entity, subsidiary, or affiliate appears on the N.J. Department of Treasury's lists of entities engaged in prohibited activities in Russia or Belarus pursuant to P.L. 2022, c. 3 or in investment activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. (Skip Part 2 and sign and complete the Certification below.)

**To be completed, signed and submitted
Prior to Award, or Sooner**

CONTRACT AMENDMENTS AND EXTENSIONS

I certify, pursuant to law, that neither the person or entity listed above, nor any parent entity, subsidiary, or affiliate is listed on the N.J. Department of the Treasury's lists of entities determined to be engaged in prohibited activities in Russia or Belarus pursuant to P.L. 2022, c. 3. I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. (Skip Part 2 and sign and complete the Certification below.)

IF UNABLE TO CERTIFY

I am unable to certify as above because the person or entity and/or a parent entity, subsidiary, or affiliate is listed on the Department's Russia-Belarus list and/or Chapter 25 Iran list. I will provide a detailed, accurate, and precise description of the activities as directed in Part 2 below, and sign and complete the Certification below. Failure to provide such will prevent the award of the contract to the person or entity, and appropriate penalties, fines, and/or sanctions will be assessed as provided by law.

Part 2: Additional Information

PLEASE PROVIDE FURTHER INFORMATION RELATED TO PROHIBITED ACTIVITIES IN RUSSIA OR BELARUS AND/OR INVESTMENT ACTIVITIES IN IRAN.

You must provide a detailed, accurate, and precise description of the activities of the person or entity, or of a parent entity, subsidiary, or affiliate, engaging in prohibited activities in Russia or Belarus and/or investment activities in Iran in the space below and, if needed, on additional sheets provided by you.

**To be completed, signed and submitted
Prior to Award, or Sooner**

Part 3: Certification of True and Complete Information

I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments there, to the best of my knowledge, are true and complete. I attest that I am authorized to execute this certification on behalf of the above-referenced person or entity.

I acknowledge that the Cape May County Municipal Utilities Authority ("CMCMUA") is relying on the information contained herein and hereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of any contracts with the CMCMUA to notify the CMCMUA in writing of any changes to the answers of information contained herein.

I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification. If I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreement(s) with the CMCMUA and that the CMCMUA at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print)	Anthony Coleman	Title	Vice President
Signature	<u>Anthony Coleman</u> <small>Anthony Coleman (Jul 5, 2023 10:48 PDT)</small>	Date	7/5/23







SW-EQUIP-33-22-RENEWAL 1 - Northeast Energy - fillable

Final Audit Report

2023-07-05

Created:	2023-07-05
By:	Kevin McGahey (mcgaheykw@cmcmua.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAMZIF-NZzZitg_iPJxw5sO7SrDXQcbfcX

"SW-EQUIP-33-22-RENEWAL 1 - Northeast Energy - fillable" History

-  Document created by Kevin McGahey (mcgaheykw@cmcmua.com)
2023-07-05 - 5:08:51 PM GMT - IP address: 108.11.5.202
-  Document emailed to tcoleman@nes-wes.com for signature
2023-07-05 - 5:10:27 PM GMT
-  Email viewed by tcoleman@nes-wes.com
2023-07-05 - 5:47:47 PM GMT - IP address: 104.47.73.126
-  Signer tcoleman@nes-wes.com entered name at signing as Anthony Coleman
2023-07-05 - 5:48:48 PM GMT - IP address: 47.149.68.218
-  Document e-signed by Anthony Coleman (tcoleman@nes-wes.com)
Signature Date: 2023-07-05 - 5:48:50 PM GMT - Time Source: server - IP address: 47.149.68.218
-  Agreement completed.
2023-07-05 - 5:48:50 PM GMT

P.O. Type: All
 Range: First to Last
 Format: Condensed
 Vendors: All
 Rcvd Batch Id Range: First to Last

Open: N
 Rcvd: N
 Bid: Y
 State: Y
 Other: Y
 Exempt: Y

Paid Date Range: 06/22/23 to 07/12/23
 Include Non-Budgeted: Y
 Prior Year Only: N

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
M2300023	01/05/23	ADAMS020 MARION P. ADAMS	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300024	01/05/23	ASPIN005 WILLIAM J. ASPINWALL	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300025	01/05/23	AULD0005 BONNIE L. AULD	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300026	01/05/23	BAILE005 GEORGE L. BAILEY, JR.	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300027	01/05/23	CUMBE030 ELWOOD CUMBERLAND	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300028	01/05/23	DEME0005 ANDREA DEMEO	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300029	01/05/23	FRANC005 FRANCIS L. DIORIO	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300030	01/05/23	DMYTR005 STANISLAUS DMYTRACH	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300031	01/05/23	FRIEL005 MISS JANE FRIEL	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300032	01/05/23	THERE005 THERESA GALLAGHER	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300033	01/05/23	HAZEL005 JAMES T. HAZELL	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300034	01/05/23	EDWAR005 EDWARD HILLER	HEALTH INSURANCE REIMBURSEMENT	Open	329.80	0.00	
M2300035	01/05/23	JOSEP025 JOSEPH HORN	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300036	01/05/23	JASTR005 CHESTER JASTREMSKI	HEALTH INSURANCE REIMBURSEMENT	Open	164.90	0.00	
M2300037	01/05/23	KAHNY005 STEVEN H. KAHNY	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300038	01/05/23	LITTO005 ROY LITTON	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300039	01/05/23	FRANC010 FRANCIS MCKEE	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300040	01/05/23	MARYM005 MARY MISKELLY	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300041	01/05/23	OCONN010 BRIDGET M. O'CONNOR	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300042	01/05/23	OSBOR010 WALLY OSBORN	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300043	01/05/23	OTTO0005 RICHARD A. OTTO	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300044	01/05/23	PETER035 BRUCE PETERSON	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300045	01/05/23	SALFI005 NICHOLAS J. SALFI	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300046	01/05/23	SENEC005 GLENN SENEC	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300047	01/05/23	SIMCI005 FRANCIS K. SIMCICK	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300048	01/05/23	STURG005 JOSEPH E. STURGEON	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300049	01/05/23	THOMA050 WILLIE THOMAS, JR.	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300050	01/05/23	ARPA0005 SUSAN ARPA	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300051	01/05/23	BUDDC005 CHRISTOPHER T. BUDD	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300052	01/05/23	KELLY020 MARY ELLEN KELLY	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300053	01/05/23	ARMST005 JEFFERY A. ARMSTRONG	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300054	01/05/23	CATHC005 WILLIAM W. CATHCART	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300055	01/05/23	CAMP0015 EDWARD CAMP	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300056	01/05/23	CHABO005 CHARLES CHABOT, JR.	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300057	01/05/23	DICIC005 VINCENETTE C. DICICCO	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300058	01/05/23	GANT0005 LINDA D. GANT	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300059	01/05/23	GRISE005 SAMUEL GRISER	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300060	01/05/23	HERR0010 EMMITT B. HERRON	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300061	01/05/23	HIENK005 JAMES J. HIENKEL, JR.	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300062	01/05/23	HUMPH005 PAM HUMPHRIES	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300063	01/05/23	KRAEM005 LAWRENCE KRAEMER	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300064	01/05/23	LEFFE005 RICHARD LEFFERSON	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300065	01/05/23	MAHON005 ALBERT MAHON	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300066	01/05/23	MARIN015 GEORGE MARINAKIS	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300067	01/05/23	BRIAN020 BRIAN P. MORRIS	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300068	01/05/23	JAMES055 JAMES MCVEY	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300069	01/05/23	PETIT005 MARILYN PETITTO	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300070	01/05/23	REPIC005 RICHARD P. REPICI	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
M2300071	01/05/23	RICCI010 JOSEPH M. RICCIO	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300072	01/05/23	SAPPI005 HARRY R. SAPPPIE	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300073	01/05/23	SOLHE005 MANLEY SOLHEIM	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300074	01/05/23	WOODR005 MARY SHARON WOODROW	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300075	01/05/23	HOWAR010 HOWARD W. WRIGHT	HEALTH INSURANCE REIMBURSEMENT	Open	989.40	0.00	
M2300076	01/05/23	HUDSO020 JOSEPH C. HUDSON	HEALTH INSURANCE REIMBURSEMENT	Open	494.70	0.00	
M2300083	01/06/23	ENGIN015 SCS ENGINEERS,PC Contract No: C2200053	TITLE V PERMIT TUB GRINDER	Open	492.00	0.00	C
M2300111	01/11/23	CASAP005 CASA PAYROLL SERVICE	Payroll Services Contract 1 Yr	Open	532.00	0.00	
M2300130	01/12/23	ENGIN015 SCS ENGINEERS,PC Contract No: C2200053	TITLE V PERMIT ENVIR. JUSTICE	Open	116.50	0.00	C
M2300137	01/13/23	AMBAS005 AMBASSADOR MEDICAL SERV.,INC	Drug & Alcohol Testing Program	Open	398.00	0.00	
M2300172	01/19/23	HAWKI005 HAWKINS DELAFIELD & WOOD LLP Contract No: C2300005	RNG FEASIBILITY	Open	30,145.50	0.00	C
M2300182	01/19/23	UNITE050 UNITED ELECTRIC Contract No: C2200056	NON POT VFD'S	Open	25,240.00	0.00	C
M2300271	01/27/23	SCALF005 SCALFO ELECTRIC Contract No: C2300002	MCC REPAIRS & CONDUIT REWIRE	Open	19,919.48	0.00	C
M2300334	01/31/23	UNITE050 UNITED ELECTRIC Contract No: C2200056	NON POT VFD'S	Open	13,323.12	0.00	C
M2300335	01/31/23	UNITE050 UNITED ELECTRIC Contract No: C2200056	46TH STREET VFD	Open	18,010.12	0.00	C
M2300416	02/03/23	BUCHA005 BUCHART HORN, INC. Contract No: C2200005	RFP-53-21-Task #5	Open	1,215.28	0.00	C
M2300420	02/03/23	ACOMM005 A+ COMMERCIAL OFFICE CLEANERS	ADMIN BLDG. JANITORIAL SERVICE	Open	3,075.00	0.00	
M2300440	02/06/23	MCNIS005 MCNISH CORPORATION D/B/A	OC-EQUIP-05-21	Open	707,420.00	0.00	
M2300457	02/07/23	UNIFI005 UNIFIRST CORPORATION	UNIFORM SERVICE FOR LANDFILL	Open	890.00	0.00	
M2300458	02/07/23	UNIFI005 UNIFIRST CORPORATION	UNIFORM SERVICE FOR TS	Open	256.96	0.00	
M2300460	02/07/23	SPRIN010 CRYSTAL SPRINGS	DRINKING WATER	Open	369.93	0.00	
M2300465	02/08/23	XEROX010 XEROX CORPORATION - LEASE	XEROX COPIERS	Open	2,111.73	0.00	
M2300485	02/09/23	UNIFI005 UNIFIRST CORPORATION	ANNUAL UNIFORM SERVICE	Open	999.12	0.00	
M2300486	02/09/23	UNIFI005 UNIFIRST CORPORATION	UNIFORM SERVICE	Open	475.00	0.00	
M2300487	02/09/23	UNIFI005 UNIFIRST CORPORATION	UNIFORM SERVICE	Open	651.75	0.00	
M2300488	02/09/23	UNIFI005 UNIFIRST CORPORATION	ANNUAL UNIFORM SERVICE	Open	861.19	0.00	
M2300490	02/09/23	FOLEY005 FOLEY, INC.	12 month rental of Water Truck	Open	2,811.00	0.00	
M2300496	02/09/23	GRAYB005 GRAYBAR ELECTRIC CO.	UNISTRUT	Open	144.78	0.00	
M2300516	02/10/23	BUCHA005 BUCHART HORN, INC. Contract No: C2300011	CONTROL PANEL UPGRADES	Open	4,728.50	0.00	C
M2300517	02/10/23	GANNE005 GANNETT FLEMING, INC.	RFP-45-21 WWL PROCESS AIR	Open	3,436.25	0.00	
M2300532	02/13/23	UNIFI005 UNIFIRST CORPORATION	UNIFORM SERVICE	Open	436.99	0.00	
M2300544	02/14/23	RARIT015 RARITAN GROUP INCORPORATED	Evaluate Valve Error Code	Open	951.36	0.00	
M2300547	02/15/23	SPRIN010 CRYSTAL SPRINGS	BOTTLE WATER SUPPLY ADMIN 2023	Open	69.99	0.00	
M2300588	02/21/23	HONCO005 THE HON COMPANY	Office Chair	Open	364.26	0.00	
M2300591	02/21/23	GRAYB005 GRAYBAR ELECTRIC CO.	EFFLUENT PUMP PROJECT	Open	1,775.79	0.00	
M2300596	02/22/23	GRAYB005 GRAYBAR ELECTRIC CO.	CLARIFIER PROJECT	Open	817.35	0.00	
M2300603	02/22/23	SPRIN010 CRYSTAL SPRINGS	DISTILLED WATER FOR LAB	Open	42.35	0.00	
M2300644	02/27/23	NORTH070 NORTHEAST ENERGY SYSTEMS Contract No: C2200049	GEJ4 GENERATOR ALIGNMENT	Open	1,560.00	0.00	C
M2300688	03/03/23	ELMER005 ELMER DOOR CO., INC.	2022 FIRE VIOLATIONS DOOR	Open	14,652.00	0.00	
M2300694	03/03/23	CASAR005 CASA REPORTING SERVICES, LLC	AFFORDABLE CARE ACT (ACA)	Open	265.60	0.00	
M2300701	03/06/23	GPJAG005 GP JAGER INC.	3RD STREET GRINDER REPAIR	Open	28,923.00	0.00	
M2300742	03/08/23	PEMBE005 PEMBERTON ELEC. SUPPLY CO. LLC	SPICER AVE PUMP STATION	Open	4,038.47	0.00	
M2300798	03/13/23	MEASU025 MEASUREMENT SOLUTIONS SYSTEMS	ANNUAL WDC FLOW METER SERVICE	Open	2,294.56	0.00	
M2300831	03/15/23	PALFI005 PALFINGER USA LLC	INSP/SERVICE CRANE TRUCK CRANE	Open	806.31	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
M2300856	03/17/23	HONCO005 THE HON COMPANY	OFFICE SUPPLIES - FURNITURE	Open	1,192.26	0.00	
M2300888	03/23/23	UNITE050 UNITED ELECTRIC	NFPA 70B CLASS	Open	3,450.00	0.00	
M2300954	04/03/23	JOHNS070 JOHNSON CONTROLS FIRE PROTECT.	REPAIR TO RFP FIRE ALARM PANEL	Open	2,240.10	0.00	
M2301000	04/10/23	PUMPI005 PUMPING SERVICES, INC.	ARV ISO Valve Parts	Open	4,000.00	0.00	
M2301025	04/12/23	GRAVE005 TUCKAHOE SAND & GRAVEL	STONE FOR SCRUBBER TANKS	Open	1,538.51	0.00	
M2301039	04/13/23	RUTGE010 RUTGERS UNIVERSITY	AIR QUALITY/ENVIR. COMPLIANCE	Open	2,475.00	0.00	
M2301072	04/18/23	GARTO005 GARTON'S RIGGING INC. Contract No: C2300023	CRANE RENTAL RBC REPAIRS	Open	2,487.50	0.00	C
M2301098	04/19/23	GRAIN005 GRAINGER INC.	DRILLS, BLADES, SILICONE	Open	1,524.47	0.00	
M2301123	04/24/23	EAGLE005 EAGLE TRUCK EQUIP. INC..	SLUDGE CAN PARTS	Open	1,570.03	0.00	
M2301139	04/25/23	SCALF005 SCALFO ELECTRIC Contract No: C2300002	GEJ4 HV INSPECTION / TESTING	Open	3,571.91	0.00	C
M2301153	04/26/23	SHIIN005 SHI INTERNATIONAL CORP.	WEBSITE HOSTING	Open	5,349.97	0.00	
M2301173	04/27/23	COLEP005 COLE-PARMER INSTRUMENT CO.	LAB SUPPLIES	Open	82.66	0.00	
M2301186	04/28/23	NORTH080 NORTHERN TOOL & EQUIP CATALOG	TS FACILITY MAINT	Open	3,391.44	0.00	
M2301188	04/28/23	WESTB005 WEST BAY CONSTRUCTION, INC. Contract No: C2300022	SM-55-22: SMM BACKFLOW PREV	Open	163,090.00	0.00	C
M2301196	05/01/23	GARTO005 GARTON'S RIGGING INC. Contract No: C2300026	WW-11-23 DISPOSAL OF RBSCS & OT	Open	16,971.68	0.00	C
M2301200	05/02/23	APPLI015 APPLIED INDUSTRIAL TECH.	SENSORS FOR LEVEL LODOR	Open	1,384.36	0.00	
M2301216	05/02/23	GRAIN005 GRAINGER INC.	SHOP SUPPLIES	Open	341.96	0.00	
M2301228	05/05/23	VWRSC005 VWR INTERNATIONAL, LLC	MASTERFLEX TUBING	Open	559.20	0.00	
M2301230	05/05/23	UNITE100 UNITED RENTALS	BOOM RENTAL FOR CAMERA INSTALL	Open	2,307.20	0.00	
M2301268	05/10/23	MULTI015 MULTI-TEMP MECHANICAL, INC. Contract No: C2300003	MAINT BUILDING CIRCULATOR PUMP	Open	4,592.30	0.00	C
M2301287	05/12/23	CDWGO005 CDW GOVERNMENT INC.	FIBER TRANSCEIVER	Open	1,687.68	0.00	
M2301288	05/12/23	LOWES005 LOWE'S COMMERCIAL SERVICES	REFURBISH MIP ROOM	Open	2,160.72	0.00	
M2301292	05/12/23	WECAR005 WECARE DENALI, LLC	COMPOST FOR TERRAGRO	Open	455.00	0.00	
M2301307	05/15/23	SMELT005 SMELTZER & SONS, INC.	SEED FOR LANDFILL	Open	1,809.92	0.00	
M2301320	05/16/23	TACPR005 TAC PRINTING	OFFICE SUPPLIES-BUSINESS CARDS	Open	94.50	0.00	
M2301328	05/17/23	CLEAR015 CLEAR TECHNOLOGIES, LLC	SLING BASKETS FOR MEDIA	Open	6,983.50	0.00	
M2301369	05/22/23	THEHO005 THE HOME DEPOT PRO	OFFICE SHELVING ELECTRICIAN	Open	527.16	0.00	
M2301372	05/23/23	CTR00005 JERSEY CAPE DIAG. TRAIN. CTR. Contract No: C2300025	LITTER CONTROL SERVICES	Open	5,610.00	0.00	C
M2301377	05/23/23	WBMAS005 W.B. MASON CO. INC.	WEIGHMASTER SUPPLIES	Open	70.04	0.00	
M2301378	05/23/23	ENGIN015 SCS ENGINEERS,PC Contract No: C2200053	TASK#4 REQUIREMENTS OF EPA 000	Open	1,048.50	0.00	C
M2301388	05/23/23	GRAIN005 GRAINGER INC.	FLOAT SWITCHES, CORDS	Open	3,734.49	0.00	
M2301389	05/23/23	FASTE010 FASTENAL & CON. SUPPLIES	SCADA PROJECT	Open	987.98	0.00	
M2301396	05/24/23	GRAYB005 GRAYBAR ELECTRIC CO.	FIBER OPTIC SUPPLIES	Open	20,218.32	0.00	
M2301399	05/24/23	PKATE005 PKA TECHNOLOGIES, INC.	SLF CONTROL PANEL SWITCHES	Open	22,263.48	0.00	
M2301420	05/26/23	TELED005 TELEDYNE ISCO	SAMPLER PUMP REPLACEMENT ASSY.	Open	1,541.24	0.00	
M2301428	05/30/23	APPLI015 APPLIED INDUSTRIAL TECH.	LED LAMPS FOR PUMP STATIONS	Open	842.20	0.00	
M2301429	05/30/23	LRMIN005 LRM, INC.	Bleach Pump Control Cable	Open	146.64	0.00	
M2301431	05/30/23	TURTL005 TURTLE & HUGHES, INC.	B-LINE - SCADA PROJECT	Open	1,091.80	0.00	
M2301432	05/30/23	FASTE010 FASTENAL & CON. SUPPLIES	SAFETY GLOVES	Open	192.00	0.00	
M2301433	05/30/23	GRAIN005 GRAINGER INC.	PROGRESSIVE CAVITY PUMPS	Open	2,216.68	0.00	
M2301440	05/31/23	SHERW005 SHERWIN-WILLIAMS CO.	PAINT SUPPLIES FOR OC RBR	Open	1,296.98	0.00	
M2301441	05/31/23	GARTO005 GARTON'S RIGGING INC. Contract No: C2300023	80 TON CRANE O.C	Open	1,800.00	0.00	C
M2301444	06/01/23	GARTO005 GARTON'S RIGGING INC. Contract No: C2300023	250 TON CRANE O.C	Open	6,750.00	0.00	C
M2301446	06/01/23	COURT020 COURT HOUSE OFFICE SUPPLIES	Rolled Print Storage Boxes	Open	299.00	0.00	
M2301448	06/01/23	ELMER005 ELMER DOOR CO., INC.	Admin Door Repair	Open	675.00	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
M2301457	06/01/23	WILLI005 WILLIER ELECTRIC MOTOR	RBC MOTOR	Open	1,570.00	0.00	
M2301460	06/01/23	SNAP005 SNAP-ON INDUSTRIAL	PRY BARS	Open	316.66	0.00	
M2301461	06/01/23	ADVAN040 STAPLES ADVANTAGE	MISC OFFICE SUPPLIES	Open	60.89	0.00	
M2301465	06/02/23	GRAIN005 GRAINGER INC.	MISC SITE SUPPLIES	Open	209.46	0.00	
M2301466	06/02/23	APPLI015 APPLIED INDUSTRIAL TECH.	FLARE RECTIFIER	Open	1,311.92	0.00	
M2301471	06/02/23	GRAIN005 GRAINGER INC.	PLANT MAINTENANCE	Open	232.67	0.00	
M2301473	06/02/23	PEDRO005 PEDRONI FUEL CO.	UNLEADED GASOLINE	Open	693.53	0.00	
M2301475	06/05/23	KUEHN005 KUEHNE CHEMICAL CO. INC. Contract No: C2300015	SODIUM HYPOCHLORITE - WW	Open	9,145.26	0.00	C
M2301483	06/05/23	GRAIN005 GRAINGER INC.	MISC SITE SUPPLIES	Open	136.56	0.00	
M2301485	06/05/23	NAPA005 SEAVILLE NAPA	SHOP SUPPLIES	Open	1,925.44	0.00	
M2301486	06/05/23	JBOLT005 J-BOLTS INDUSTRIAL SUPPLIES	HYDRAULIC HOSE FITTINGS	Open	1,961.28	0.00	
M2301491	06/05/23	FOLEY005 FOLEY, INC.	OIL SAMPLE BOTTLES	Open	840.00	0.00	
M2301497	06/06/23	NJWEA035 NJWEA - SOUTH SECTION	NJWEA MEETING	Open	30.00	0.00	
M2301500	06/06/23	SCHUL005 A. C. SCHULTES	VIBRATION ANALYSIS SCRUBBER	Open	1,793.00	0.00	
M2301502	06/07/23	INTEG010 INTEGRATED POWER SERVICES, LLC	TSP REFURBISHMENTS	Open	47,034.00	0.00	
M2301503	06/07/23	KUEHN005 KUEHNE CHEMICAL CO. INC. Contract No: C2300015	SODIUM HYPOCHLORITE - OC	Open	8,981.19	0.00	C
M2301506	06/07/23	UNITE100 UNITED RENTALS	MANLIFT FOR WWL SCUM CONCENTRA	Open	1,411.35	0.00	
M2301511	06/08/23	BHFOT005 B&H FOTO & ELECTRONICS COPP	MILESTONE LICENSING	Open	787.50	0.00	
M2301518	06/08/23	GRAIN005 GRAINGER INC.	EAR PLUGS AND HARD HATS	Open	352.02	0.00	
M2301519	06/08/23	GRAYB005 GRAYBAR ELECTRIC CO.	TOOL GREENLEE PUNCH	Open	409.51	0.00	
M2301520	06/08/23	WBMA005 W.B. MASON CO. INC.	COPY PAPER TS SCALEHOUSE	Open	755.20	0.00	
M2301521	06/08/23	GRAIN005 GRAINGER INC.	TRAILER JACK, TAPE, NOZZLE	Open	1,176.74	0.00	
M2301528	06/09/23	KUEHN005 KUEHNE CHEMICAL CO. INC. Contract No: C2300015	SODIUM HYPOCHLORITE - CAPE MAY	Open	9,078.10	0.00	C
M2301534	06/09/23	ELMER005 ELMER DOOR CO., INC.	FRONT GATE SAFETY TRANSMITTER	Open	182.00	0.00	
M2301535	06/09/23	WBMA005 W.B. MASON CO. INC.	BLUE PAPER FOR PURCHASING DEPT	Open	11.99	0.00	
M2301537	06/09/23	ADVAN040 STAPLES ADVANTAGE	OFFICE SUPPLIES-PLOTTER PAPER	Open	324.16	0.00	
M2301538	06/12/23	KUEHN005 KUEHNE CHEMICAL CO. INC. Contract No: C2300015	SODIUM HYPOCHLORITE 06/14/23	Open	8,492.82	0.00	C
M2301539	06/12/23	GRAIN005 GRAINGER INC.	ELECTRICAL BOOKS	Open	139.02	0.00	
M2301541	06/12/23	COYNE005 COYNE CHEMICAL COMPANY Contract No: C2200045	HYDROGEN PEROXIDE FOR 6/16/23	Open	8,185.04	0.00	C
M2301542	06/12/23	GRAIN005 GRAINGER INC.	WIND SOCK AND CLIPS	Open	126.27	0.00	
M2301545	06/13/23	CHEME005 CHEMETRICS	WATER REUSE & SCRUBBER SAMPLES	Open	1,896.14	0.00	
M2301547	06/13/23	PEDRO005 PEDRONI FUEL CO.	NO LEAD GAS LANDFILL	Open	1,554.91	0.00	
M2301548	06/13/23	PEDRO005 PEDRONI FUEL CO.	UNLEADED GASOLINE	Open	810.69	0.00	
M2301549	06/13/23	LOWES005 LOWE'S COMMERCIAL SERVICES	MIP PROJECT - SMM	Open	71.35	0.00	
M2301550	06/13/23	LOWES005 LOWE'S COMMERCIAL SERVICES	PC MAINTENANCE	Open	18.00	0.00	
M2301552	06/13/23	COLON005 COLONIAL ELECTRIC SUPPLY	SEVEN MILE MIP ROOM	Open	22.90	0.00	
M2301553	06/13/23	ANJRA005 ANJR ASSOC. OF NJ RECYCLING	SPRING WEBINAR 6/13	Open	35.00	0.00	
M2301554	06/13/23	SPRAG005 SPRAGUE OPERATING RESOURCES	DIESEL FUEL LANDFILL	Open	15,454.71	0.00	
M2301555	06/13/23	RECOV020 INTERSTATE REFRIGERANT RECOVER	cfc recovery and recycling	Open	2,064.00	0.00	
M2301556	06/13/23	LOWES005 LOWE'S COMMERCIAL SERVICES	AIR CONDITIONER FOR WELD SHOP	Open	331.55	0.00	
M2301557	06/14/23	KUEHN005 KUEHNE CHEMICAL CO. INC. Contract No: C2300015	SODIUM HYPOCHLORITE - WW	Open	9,134.13	0.00	C
M2301558	06/14/23	INSTI020 INSTITUTE FOR PROFESSIONAL DEV	SEMINAR REGISTRATION	Open	50.00	0.00	
M2301559	06/14/23	INSTI020 INSTITUTE FOR PROFESSIONAL DEV	SEMINAR REGISTRATION	Open	50.00	0.00	
M2301561	06/15/23	KUEHN005 KUEHNE CHEMICAL CO. INC. Contract No: C2300015	SODIUM HYPOCHLORITE - OC	Open	9,173.55	0.00	C
M2301564	06/15/23	DELLM005 DELL MARKETING LLC	2023 PC REFRESH	Open	3,368.49	0.00	
M2301565	06/15/23	APPLI015 APPLIED INDUSTRIAL TECH.	ELEC PARTS FOR GRINDER INSTALL	Open	499.28	0.00	
M2301566	06/15/23	HORIZ010 HORIZON EYE CARE	SAFETY EYE GLASSES - BENNETT	Open	289.00	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
M2301567	06/15/23	HORIZ010	HORIZON EYE CARE	SAFETY GLASSES - SCHEPIS	Open	239.00	0.00
M2301568	06/15/23	FASTE010	FASTENAL & CON. SUPPLIES	PLANT MAINTENANCE	Open	49.87	0.00
M2301569	06/15/23	LOWES005	LOWE'S COMMERCIAL SERVICES	ROLL OF ALUM. FOR RBC PROJ	Open	37.99	0.00
M2301570	06/15/23	SWAIN005	SWAIN'S HARDWARE STORE	SPECIALTY TORX TOOL	Open	44.99	0.00
M2301571	06/15/23	NAPA0005	SEAVILLE NAPA	TRUCK LIGHTS FOR DODGE	Open	47.18	0.00
M2301572	06/15/23	SAFEG005	SAFEGUARD BUSINESS SYSTEMS	DEPOSIT TICKETS	Open	193.82	0.00
M2301573	06/19/23	DELLM005	DELL MARKETING LLC	2023 PC REFRESH	Open	2,234.19	0.00
M2301574	06/19/23	DISCO005	DISCOUNT HYDRAULICS	HYDRAULIC HOSE FITTINGS	Open	73.15	0.00
M2301575	06/19/23	GENER035	GENERAL SPRING & ALIGNMENT, IN	SUSPENSION SYSTEM REPAIR TR-23	Open	2,670.58	0.00
M2301576	06/19/23	DISCO005	DISCOUNT HYDRAULICS	HYDRAULIC LINE & FITTINGS	Open	276.67	0.00
M2301578	06/19/23	HACHC005	HACH COMPANY	PH BUFFER KIT	Open	394.79	0.00
M2301582	06/19/23	NAPA0005	SEAVILLE NAPA	PARTS FOR GMC SIERRA PC3	Open	42.21	0.00
M2301584	06/19/23	GRAIN005	GRAINGER INC.	LAUNDRY DET, HAND SOAP, TISSUE	Open	386.76	0.00
M2301588	06/19/23	JAMES040	JAMES B. ROCCO	Boot Reimbursement	Open	189.99	0.00
M2301589	06/19/23	FWWEB005	F.W.WEBB COMPANY	SPEAR 2" BALL CHECK VALVE	Open	352.68	0.00
M2301591	06/20/23	KUEHN005	KUEHNE CHEMICAL CO. INC. Contract No: C2300015	SODIUM HYPOCHLORITE 06/23/23	Open	8,759.82	0.00 C
M2301592	06/20/23	GRAIN005	GRAINGER INC.	69th & RWBR Eyewash Stations	Open	3,687.58	0.00
M2301593	06/20/23	LAROC005	THOMAS J. LAROCCO	NJWEF REIMBURSEMENT	Open	182.00	0.00
M2301595	06/20/23	KEENC005	KEEN COMPRESSED GAS CO.	GAS CYLINDERS & TANK RENTALS	Open	81.44	0.00
M2301596	06/20/23	LOWES005	LOWE'S COMMERCIAL SERVICES	SMM REGION MAINTENANCE/REPAIRS	Open	87.18	0.00
M2301597	06/20/23	PEDRO005	PEDRONI FUEL CO.	UNLEADED GASOLINE	Open	614.16	0.00
M2301598	06/20/23	PEDRO005	PEDRONI FUEL CO.	UNLEADED GAS DELIVERY 5/31/23	Open	3,442.63	0.00
M2301599	06/20/23	WBMAS005	W.B. MASON CO. INC.	BLUE PAPER FOR PURCHASING DEPT	Open	13.48	0.00
M2301606	06/21/23	LOWES005	LOWE'S COMMERCIAL SERVICES	OC RBR OVERHAUL	Open	45.56	0.00
M2301607	06/21/23	MCCAR010	MCCARTHY TIRE SERVICE CO. INC.	TIRES FOR AIR COMPRESSOR	Open	200.00	0.00
M2301609	06/21/23	ALLST015	ALLSTATE AUTO GLASS, LLC	WINDSHIELD REPAIR FOR T-13	Open	234.50	0.00
M2301610	06/21/23	GRAIN005	GRAINGER INC.	DIAMOND CUP GRINDING WHEELS	Open	460.73	0.00
M2301613	06/21/23	TAYLO035	TAYLOR OIL CO., INC.	DIESEL FUEL TRANSFER STATION	Open	3,136.25	0.00
M2301619	06/21/23	NAPA0005	SEAVILLE NAPA	MAINTENANCE SUPPLIES	Open	48.49	0.00
M2301620	06/21/23	ADVAN035	ADVANTAGE RENTAL CENTER	SHOP SUPPLIES	Open	51.85	0.00
M2301621	06/21/23	NAPA0005	SEAVILLE NAPA	A/C SYSTEM PAG OIL & UV DYE	Open	49.15	0.00
M2301629	06/22/23	SHOEM005	SHOEMAKER LUMBER CO.	DUCTAPE	Open	40.74	0.00
M2301630	06/22/23	GENTI005	GENTILINI FORD, INC.	ENGINE OIL FOR P-43	Open	47.61	0.00
M2301631	06/22/23	NAPA0005	SEAVILLE NAPA	PICK-UP SLIPS SHOP SUPPLIES	Open	99.40	0.00
M2301633	06/22/23	SERVI005	SERVICE TIRE TRUCK CENTERS Contract No: C2300007	4, 23.5x25 RECAPS OUR CASINGS	Open	8,375.00	0.00 C
M2301635	06/22/23	RECOV020	INTERSTATE REFRIGERANT RECOVER	CFC recyc. svc for TS & s1F	Open	2,880.00	0.00
M2301639	06/23/23	DAVID005	DAVID WEBER OIL CO.	DIESEL EXHAUST FL GAL. BULK	Open	705.00	0.00
M2301642	06/23/23	LOWES005	LOWE'S COMMERCIAL SERVICES	TS MISC SUPPLIES	Open	168.70	0.00
M2301646	06/23/23	NAPA0005	SEAVILLE NAPA	2015 FORD F250 SUPER DUTY PU	Open	702.35	0.00
M2301647	06/23/23	LOWES005	LOWE'S COMMERCIAL SERVICES	PLANT MAINTENANCE	Open	44.60	0.00
M2301648	06/23/23	LOWES005	LOWE'S COMMERCIAL SERVICES	CONCRETE REPAIR CORAL STEPS	Open	22.01	0.00
M2301649	06/23/23	SWAIN005	SWAIN'S HARDWARE STORE	PAPER TOWELS, HOSE CLAMP	Open	45.71	0.00
M2301650	06/23/23	PEDRO005	PEDRONI FUEL CO.	UNLEADED GASOLINE	Open	522.26	0.00
M2301651	06/23/23	PEDRO005	PEDRONI FUEL CO.	UNLEADED GASOLINE	Open	482.65	0.00
M2301652	06/23/23	KUEHN005	KUEHNE CHEMICAL CO. INC. Contract No: C2300015	SODIUM HYPOCHLORITE - WW	Open	8,917.13	0.00 C
M2301659	06/23/23	HORIZ010	HORIZON EYE CARE	PRESCRIPTION SAFETY EYEWEAR	Open	239.00	0.00
M2301661	06/23/23	WALLA015	WALLACE HARDWARE	BUG SPRAY, SPONGES	Open	48.95	0.00
M2301662	06/23/23	NAPA0005	SEAVILLE NAPA	FUEL FILTERS GENERATORS	Open	39.69	0.00
M2301663	06/23/23	PAULS010	PAUL'S PEST CONTROL	PEST CONTROL SERVICE	Open	404.88	0.00
M2301666	06/23/23	THEHO005	THE HOME DEPOT PRO	DRYER FOR WT-WW FACILITY	Open	734.66	0.00
M2301667	06/23/23	PAULS010	PAUL'S PEST CONTROL	ANNUAL PEST CONTROL CONTRACT	Open	415.13	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
M2301669	06/26/23	HOOVE005	HOOVER TRUCK CENTER	FILTERS FOR TRACTOR SERVICES	Open	457.68	0.00
M2301670	06/26/23	PARAM005	PARAMOUNT SANITARY CHEMICAL CO	TS JANITORIAL SUPPLIES	Open	289.11	0.00
M2301671	06/26/23	LORCO005	LORCO PETROLEUM SERVICES	OIL FILTER REMOVAL	Open	480.00	0.00
M2301676	06/26/23	ACOMM005	A+ COMMERCIAL OFFICE CLEANERS	ADMIN. BLDG. CARPET CLEANING	Open	1,250.00	0.00
M2301681	06/26/23	GRAIN005	GRAINGER INC.	Honeywell Full Brim Hard Hat	Open	32.61	0.00
M2301687	06/26/23	SHOEM005	SHOEMAKER LUMBER CO.	TAPE MEASURE, DUCT TAPE, MARKER	Open	44.52	0.00
M2301688	06/27/23	LOWES005	LOWE'S COMMERCIAL SERVICES	JANITORIAL	Open	32.17	0.00
M2301689	06/27/23	GARDN005	GARDNER TRUE VALUE	PLANT MAINTENANCE	Open	39.99	0.00
M2301692	06/27/23	GARDN005	GARDNER TRUE VALUE	PLANT MAINTENANCE	Open	38.12	0.00
M2301693	06/27/23	KUEHN005	KUEHNE CHEMICAL CO. INC.	SODIUM HYPOCHLORITE 06/30/23	Open	8,602.50	0.00 C
			Contract No: C2300015				
M2301697	06/27/23	LOWES005	LOWE'S COMMERCIAL SERVICES	SPICER AVE PS PUMP REPLACEMENT	Open	37.96	0.00
M2301700	06/28/23	GILMA005	GILMAR 25, LLC	MAINTENANCE ITEMS	Open	28.55	0.00
M2301702	06/28/23	ADVAN035	ADVANTAGE RENTAL CENTER	MISC GAS PLANT SUPPLIES	Open	31.80	0.00
M2301706	06/28/23	GARDN005	GARDNER TRUE VALUE	MISC GEJ PLANT SUPPLIES	Open	49.93	0.00
M2301717	06/28/23	DELLM005	DELL MARKETING LLC	GOVERLAN LICENSE RENEWAL	Open	5,807.88	0.00
M2301727	06/29/23	EUROF005	EUROFINS ENV TESTING PHILA LLC	LAB TESTING	Open	855.00	0.00 C
			Contract No: C2200022				
M2301735	06/29/23	LOWES005	LOWE'S COMMERCIAL SERVICES	PARTS FOR NEW DRYER HOOKUP	Open	48.60	0.00
M2301741	06/30/23	TREAS020	TREASURER, STATE OF NEW JERSEY	AIR PERMITS	Open	885.00	0.00
M2301748	06/30/23	TREAS010	TREASURER, STATE OF NEW JERSEY	NJDEP DSHE ANNUAL FEE	Open	3,525.00	0.00
M2301754	07/06/23	DTEEN005	DTE ENERGY TRADING, INC.	2022-2023 REC SETTLEMENT	Open	216,086.53	0.00
M2301755	07/06/23	OMNIR005	OMNI RECYCLING LLC	OMNI SS Processing Fee	Open	154,471.90	0.00 C
			Contract No: C2300012				
V2300481	06/19/23	WINDS005	WINDSTREAM	UTILITIES	Open	19.68	0.00
V2300482	06/27/23	NJAME005	NJ AMERICAN WATER COMPANY	UTILITIES	Open	2,930.73	0.00
V2300483	06/27/23	SOUTH060	SOUTH JERSEY GAS	UTILITIES	Open	3,072.88	0.00
V2300484	06/27/23	ATLAN140	ATLANTIC CITY ELECTRIC	UTILITIES	Open	72,569.88	0.00
V2300485	06/28/23	ABCOPO05	ABCO PUBLIC EMPLOYEES	CREDIT UNION	Open	1,200.26	0.00
V2300486	06/28/23	NATIO045	NATIONWIDE RETIREMENT SOLUTION	DEFERRED COMPENSATION W/H	Open	17,310.00	0.00
V2300487	06/28/23	NEWJE050	NEW JERSEY FAMILY SUPPORT	GARNISHMENTS	Open	900.00	0.00
V2300488	06/28/23	ISABE005	ISABEL C.BALBOA, CHAPTER 13 TR	CASE NUMBER 18-28741	Open	463.50	0.00
V2300489	06/28/23	HEALT005	HEALTH EQUITY	EMPLOYEE HEALTH SAVINGS ACCTS.	Open	1,629.20	0.00
V2300490	06/28/23	POLIT005	TEAMSTERS LOCAL 331 POLITICAL	POLITICAL ACTION FUND	Open	18.00	0.00
V2300491	06/28/23	SOCIA005	TEAMSTERS LOCAL 331 SOCIAL	UNION SOCIAL FUND	Open	5.00	0.00
V2300492	06/28/23	UNUMP005	UNUM/PROVIDENT LIFE & ACCIDENT	INSURANCE W/H	Open	971.73	0.00
V2300493	06/28/23	AFLAC005	AFLAC US	INSURANCE W/H	Open	4,885.98	0.00
V2300494	06/28/23	DEPAR015	DEPARTMENT OF THE TREASURY	FICA TAXES & FED INCOME TAX	Open	215,525.65	0.00
V2300495	06/28/23	NJDIV015	NJ DIVISION OF TAXATION	STATE INCOME TAX	Open	28,842.46	0.00
V2300496	06/28/23	CAPEM055	CAPE MAY COUNTY MUA	ADJUSTED PAYROLL CMCMA	Open	590,891.11	0.00
V2300497	06/28/23	BOROU010	BOROUGH OF WOODBINE	2nd QTR 2023 WATER BILL SLF	Open	140.00	0.00
V2300498	06/28/23	ATLAN140	ATLANTIC CITY ELECTRIC	UTILITIES ACCT #926 JUNE	Open	23.29	0.00
V2300499	06/29/23	SOUTH060	SOUTH JERSEY GAS	UTILITIES	Open	1,814.69	0.00
V2300500	06/29/23	NJDIV010	NJ DIVISION OF PENSIONS	PENSION W/H-MARCH 20236	Open	108,062.51	0.00
V2300501	06/30/23	PRESS010	THE PRESS OF ATLANTIC CITY	LEGAL ADVERTISING- JUNE 2023	Open	347.20	0.00
V2300502	06/30/23	NJAME005	NJ AMERICAN WATER COMPANY	UTILITIES- ADMIN BUILDING	Open	1,014.55	0.00
V2300503	07/05/23	WAWAF005	WAWA FLEET SERVICES	GASOLINE- JUNE 2023	Open	36.41	0.00
V2300504	07/05/23	CLEAN030	CLEAN ENERGY	CNG FUEL- JUNE 2023	Open	1,561.70	0.00
V2300505	07/05/23	ATLAN140	ATLANTIC CITY ELECTRIC	UTILITIES- ADMIN BUILDING	Open	6,634.07	0.00
V2300506	07/05/23	VERIZ030	VERIZON	FIOS INTERNET	Open	239.99	0.00
V2300507	07/05/23	VERIZ010	VERIZON WIRELESS	UTILITIES- 5/24/23-6/23/23	Open	195.44	0.00
V2300508	07/05/23	STATE110	STATE OF NEW JERSEY	HEALTH INSURANCE-JULY 2023	Open	312,872.17	0.00
V2300509	07/05/23	STATE110	STATE OF NEW JERSEY	HEALTH INSURANCE-JULY 2023	Open	99,246.89	0.00
V2300510	07/05/23	DAILY005	DAILY JOURNAL	LEGAL ADVERTISING- JUNE 2023	Open	165.36	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
V2300511	07/05/23	NJAME005 NJ AMERICAN WATER COMPANY	UTILITIES	Open	1,669.82	0.00	
V2300512	07/05/23	SOUTH060 SOUTH JERSEY GAS	UTILITIES	Open	558.02	0.00	
V2300513	07/05/23	ATLAN140 ATLANTIC CITY ELECTRIC	UTILITIES	Open	25,386.12	0.00	
V2300514	07/05/23	ATLAN140 ATLANTIC CITY ELECTRIC	UTILITIES -ACCT#312 JUNE	Open	9,658.80	0.00	
V2300515	07/05/23	ATLAN140 ATLANTIC CITY ELECTRIC	UTILITIES TS - ACCT#524 JUNE	Open	785.29	0.00	
V2300516	07/05/23	TELES005 TELESYSTEM	UTILITIES JULY 2023	Open	148.59	0.00	
V2300517	07/06/23	SPECT025 SPECTROTEL	UTILITIES- JULY 2023	Open	3,649.13	0.00	
V2300518	07/06/23	ENTER020 ENTERPRISE FM TRUST	VEHICLE LEASE- SW ENFORCEMENT	Open	355.02	0.00	
V2300519	07/06/23	ENTER020 ENTERPRISE FM TRUST	VEHICLE LEASE-ADMINISTRATION	Open	4,499.62	0.00	
V2300520	07/06/23	ENTER020 ENTERPRISE FM TRUST	VEHICLE LEASE- WASTEWATER	Open	5,573.04	0.00	
V2300521	07/06/23	SOUTH060 SOUTH JERSEY GAS	UTILITIES-GAS HEAT TS JUNE	Open	44.55	0.00	
V2300522	07/06/23	UNITE135 UNITED HEALTHCARE INSURANCE CO	Health Insur. Vision July 2023	Open	1,730.76	0.00	
V2300523	07/06/23	STATE035 STATE OF NEW JERSEY - SLT	LF CLOSURE&CONTINGENCY TAX-JUN	Open	8,487.04	0.00	
V2300524	07/06/23	NJDIV035 NJ DIV. OF TAXATION-RECYCLING	RECYCLING TAX 2nd QUARTER 2023	Open	148,284.00	0.00	

Total Purchase Orders:	300	Total P.O. Line Items:	0	Total List Amount:	3,522,118.24	Total Void Amount:	0.00
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Totals by Year-Fund Fund Description	Fund	Expend Total	Revenue Total	G/L Total	Total
ADMINISTRATION	3-100	1,391,002.04	0.00	72,360.39	1,463,362.43
WASTEWATER OPERATIONS	3-200	265,865.51	0.00	0.00	265,865.51
SOLID WASTE OPERATIONS	3-300	493,818.93	0.00	156,771.04	650,589.97
SOLID WASTE PROJECT	3-400	79,043.48	0.00	0.00	79,043.48
RENEWAL & REPLACEMENT	3-720	1,063,256.85	0.00	0.00	1,063,256.85
Total of All Funds:		3,292,986.81	0.00	229,131.43	3,522,118.24

Cape May County Municipal Utilities Authority

CERTIFICATION OF FUNDS:

I hereby certify that funds are available for payment of vouchers on the Cape May County Municipal Utilities Authority's Vouchers Listing:

- Administration
- Wastewater Operations
- Wastewater Project
- Solid Waste Operations
- Solid Waste Project

all said Vouchers Lists dated July 12, 2023.



Robert P. Donato, CPA
Chief Financial Officer