

**MANCHESTER UTILITIES AUTHORITY  
MONTHLY MEETING FEBRUARY 8, 2016  
HALEDON MUNICIPAL COMPLEX –HALEDON, NJ  
7:30 P.M.**

**TIME: 7:32 PM**

**• MEETING CALLED TO ORDER – OPEN PUBLIC MEETING NOTICE READ**

*IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS LAW, ADEQUATE NOTICE OF THIS MEETING WAS PROVIDED BY A NOTICE SENT TO THE NORTH JERSEY HERALD NEWS, THE RECORD AND HAWTHORNE PRESS ON FEBRUARY 20, 2015. THIS NOTICE WAS ALSO POSTED ON THE BULLETIN BOARD AT THE MUNICIPAL BUILDING ON FEBRUARY 20, 2015 AND HAS REMAINED CONTINUOUSLY POSTED AS REQUIRED BY STATUTE. IN ADDITION, A COPY OF THIS NOTICE IS AND HAS BEEN AVAILABLE TO THE PUBLIC AND IS ON FILE IN THE OFFICE OF THE MUNICIPAL CLERK.*

Proper notice having been given, the Secretary is directed to include this statement in the minutes of this meeting.

**• FLAG SALUTE**

**• ROLL CALL ATTENDANCE**

**ROLL CALL**

Present: D'Ambrosio, Chowdhury, Van Sickle, Flach

Absent: Malgosh, Zofrea

Other notable attendees:       Casey Cordes, Attorney  
  Justin Mahon, Engineer  
  Gerry Spiesbach, Engineer  
  Angelo Passafaro, Licensed Operator

**ELECTION OF OFFICERS**

\*The attorney managed this portion of the meeting.

Motion to nominate and elect Victor D'Ambrosio as Chairman of the Authority by Van Sickle seconded by Chowdhury

YES: Chowdhury, Flach, Van Sickle

ABSTAIN: D'Ambrosio

NO: -0-

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\*At this time, the meeting was administered by the new Chairman.

Motion to nominate and elect Dewan Chowdhury as Vice-Chairman of the Authority by Van Sickle seconded by Flach

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

Motion to nominate and elect James Van Sickle as Treasurer and Certifying Finance Officer of the Authority by Chowdhury seconded by Flach

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

Motion to nominate and elect Geraldine Flach as Secretary of the Authority by Van Sickle seconded by Chowdhury

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**REORGANIZATION RESOLUTIONS**

**2016-09      QUALIFICATION OF THE RESPONSES RECEIVED FOR ITS  
REQUEST FOR QUALIFIED PROFESSIONALS AND APPOINTMENT  
OF THE MANCHESTER UTILITIES AUTHORITY PROFESSIONALS  
FOR THE 2016 TERM**

Motion by Van Sickle seconded by Chowdhury to Appoint Fronzuto Law Group as Attorney.

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

Motion by Van Sickle seconded by Chowdhury to Appoint ARCADIS as Engineer.

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

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Motion by Van Sickle seconded by Chowdhury to Appoint Ferraioli Wielkotz Cerullo Cuva as Auditor.

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

Motion by Chowdhury seconded by Van Sickle to Appoint Hawkins, Delafield & Wood Bond Counsel.

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

The Chairman noted that any new appointment for the role of Licensed Operator will be put on hold until further notice.

**2016-10      ADOPTION OF THE OFFICIAL DEPOSITORIES OF MANCHESTER UTILITIES AUTHORITY FOR 2016**

Motion by Chowdhury seconded by Flach to pass the Resolution 2016-10.

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**2016-11      DESIGNATING DENISE WAHAD AS THE ASSISTANT SECRETARY AND CUSTODIAN OF RECORDS FOR THE MANCHESTER UTILITIES AUTHORITY**

Motion by Van Sickle seconded by Chowdhury to pass the Resolution 2016-11.

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**2016-12      ADOPTION OF THE FORM OF RESOLUTION FOR USE WHEN AN EXECUTIVE SESSION OF THE MANCHESTER UTILITIES AUTHORITY IS NEEDED**

Motion by Chowdhury seconded by Van Sickle to pass the Resolution 2016-12.

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

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**2016-13      ADOPTION OF THE MEETING DATES OF THE MANCHESTER UTILITIES AUTHORITY**

Motion by Van Sickle seconded by Flach to pass the Resolution 2016-13.  
YES: D’Ambrosio, Chowdhury, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

**2016-14      ADOPTION OF THE OFFICIAL NEWSPAPERS FOR THE MANCHESTER UTILITIES AUTHORITY FOR 2016**

Motion by Chowdhury seconded by Van Sickle to pass the Resolution 2016-14.  
YES: D’Ambrosio, Chowdhury, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

**2016-15      ADOPTION OF THE OFFICIAL SIGNATORIES OF THE MANCHESTER UTILITIES AUTHORITY**

Motion by Flach seconded by Chowdhury to pass the Resolution 2016-15.  
YES: D’Ambrosio, Chowdhury, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

**2016-16      AUTHORIZATION TO ADOPT A CASH MANAGEMENT PLAN**

Motion by Chowdhury seconded by Van Sickle to pass the Resolution 2016-16.  
YES: D’Ambrosio, Chowdhury, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

**• REVIEW OF MINUTES**

Motion by Van Sickle seconded by Flach to approve the Minutes and Executive Session Minutes for January 11, 2016.  
YES: D’Ambrosio, Chowdhury, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

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**• REPORTS AND DISCUSSION**

**CHAIRMAN**

Victor D'Ambrosio spoke on the following:

He thanked the Commissioners for electing him as Chairman for the 2016 term.

He discussed the inquiry received by a cell company consultant for the possibility of placing cell towers on MUA assets.

He stated that a letter to the North Haledon Board of Education had been drafted and is under review.

The MUA submitted a timely response to the NJDEP last month to address issues raised.

**ENGINEER**

Justin Mahon submitted report, which is on file and addressed the following:

Based upon the submitted bids, he recommended that the MUA award the Emergency Service/Repair Contract to Montana Construction. A copy of his written recommendation is on file.

Additional documents have just been received on the 920 Belmont Avenue project; however, they have not been reviewed for comment as of the meeting.

The 960 Belmont Avenue project was discussed and two issues were raised: the potential deferred payment of fees and a possible interconnection with the 920 Belmont Avenue project.

He will send a letter to the Totowa Planning Board concerning the Preakness Project.

He is still awaiting NJDEP approval to advertise for bids for the 2014 Capital Improvements Project.

**ATTORNEY**

Casey Cordes submitted report, which is on file and addressed any questions.

Based upon the submitted bids, she recommended that the MUA award the Emergency Service/Repair Contract to Montana Construction.

**AUDITOR**

Chuck Ferraioli did not attend meeting.

**LICENSED OPERATOR**

Angelo Passafaro submitted report, which is on file and addressed any questions.

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**• CORRESPONDENCE**

1. Tower Advisors & Assoc./Cellular Leases
2. NJ Water Associations Membership-Renewal
3. ARCADIS Development Review-960 Belmont Ave., North Haledon
4. MUA/DEP-Remedial Measures Report TTHM's
5. NJDEP/Proposed Amendments to FFY2016 Drinking Water Priority System
6. Boswell Eng./NJDEP-Flood Hazard Area Individual Permit & Freshwater Wetland-Molly Ann Brook, North Haledon
7. AWWA New Jersey/Notification of Election of Office
8. Haledon Planning Board/325 Hobart Ave. Haledon
9. Totowa Zoning Board/555 Preakness Ave., Totowa
10. Totowa Board of Adj./617 Preakness Ave., Totowa
11. North Haledon Planning Board/960 Belmont Ave., North Haledon

The listed Correspondence were reviewed and considered by the MUA Board.  
Motion made by Van Sickle seconded by Chowdhury to Accept and File Correspondence.  
YES: D'Ambrosio, Chowdhury, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

**• COMMITTEE REPORTS AND DISCUSSION**

1. RULES AND REGULATION COMMITTEE- No Update; however, since it is a new year, the MUA hopes to have some progress this year on this issue.
2. INTERLOCAL SERVICE AGREEMENT NEGOTIATION COMMITTEE- Discussion to be held in Executive Session since negotiations are ongoing with the Borough of Haledon.

**• OLD BUSINESS**

1. Water Connection Application/2 John Street\*
2. Water Connection Application/276 Belmont Ave., Haledon\*
3. Water Connection Application/920 Belmont Ave., NH-181 Units\*
4. Water Connection Application/960 Belmont Ave., NH-34 Townhomes\*

\*All pending under review of the MUA professionals and discussed during the Engineer Report.

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• **NEW BUSINESS**

1. Bowman Consulting/920 Belmont Ave., North Haledon- Water System Connection Application & NJDEP Water Extension Application

• **PUBLIC COMMENT**

Motion made by Van Sickle seconded by Chowdhury to open public hearing.

YES: D’Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

*No Public Present.*

Motion made by Van Sickle seconded by Flach to close public hearing.

YES: D’Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**MUA COMMISSIONER RESPONSES TO PUBLIC COMMENT/INQUIRIES**

*None.*

Motion by Chowdhury seconded by Van Sickle to add RESOLUTION 2016-19 entitled “AUTHORIZATION TO AWARD EMERGENCY REPAIR CONTACT TO MONTANA CONSTURCTION”.

YES: D’Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

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**RESOLUTIONS TO BE PASSED BY CONSENT AS AMENDED**

- 2016-17      AUTHORIZATION TO APPROVE FOR PAYMENT THE WATER OPERATING BILLS AS SET FORTH IN THE WATER OPERATING BILLS LIST DATED FEBRUARY 8, 2016.**
- 2016-18      AUTHORIZATION TO APPROVE FOR PAYMENT THE MANCHESTER UTILITIES AUTHORITY ESCROW ACCOUNT BILLS LIST DATED FEBRUARY 8, 2016**
- 2016-19      AUTHORIZATION TO AWARD EMERGENCY REPAIR CONTRACT TO MONTANA CONSTRUCTION**

Motion by Van Sickle seconded by Chowdhury to pass Resolutions by Consent as Amended.  
YES: D’Ambrosio, Chowdhury, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

**• EXECUTIVE SESSION FOR CERTAIN SPECIFIED PURPOSES: LITIGATION AND/OR CLAIMS, CONTRACT NEGOTIATIONS, PERSONNEL, OTHER**

WHEREAS, the MUA is a public body subject to the requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq.; and

WHEREAS, the Open Public Meetings Act requires a Resolution of this MUA in the event the MUA determines it has a need and is permitted by law to exclude the public from an executive session;

NOW, THEREFORE, BE IT RESOLVED by the MUA that the public be excluded from its meeting for the purpose of discussing matters covered under N.J.S.A. 10:4-12B, set forth as follows:

- A. CONTRACT NEGOTIATIONS-Interlocal Services Agreement; Cellular Company Contract Proposal; Licensed Operator Proposal

IT IS FURTHER RESOLVED, that the public shall not be admitted to the portion of the meeting at which time the foregoing matters will be discussed, and it is not known when or if the matters to be discussed in closed session can be disclosed to the public; and

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IT IS FURTHER RESOLVED, that at the conclusion of Executive Session, formal action may be taken.

IT IS FURTHER RESOLVED, that the within shall take effect immediately upon passage and publication as provided by law.

**TIME: 8:14PM**

Motion by Van Sickle seconded by Flach to go into executive session as indicated above.

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**TIME: 8:40 PM**

Motion by Van Sickle seconded by Chowdhury to reconvene the regular meeting

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**TIME 8:41 PM**

**• MEETING ADJOURNED**

Motion made Van Sickle seconded by Flach to adjourn meeting.

YES: D'Ambrosio, Chowdhury, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

Respectfully Submitted,  
Denise Wahad  
Recording Secretary

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