

**MANCHESTER UTILITIES AUTHORITY  
MONTHLY MEETING FEBRUARY 19, 2015  
HALEDON MUNICIPAL COMPLEX –HALEDON, NJ  
7:30 P.M.**

**TIME: 7:48 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 12, 2014. THIS NOTICE WAS ALSO POSTED ON THE BULLETIN BOARD AT THE MUNICIPAL BUILDING ON FEBRUARY 12, 2014 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, Van Sickle, Flach

Absent: Chowdhury, Malgosh, Zofrea

Other notable attendees: Casey Cordes, Attorney  
Justin Mahon, Engineer

**ELECTION OF OFFICERS**

\*The attorney will manage this portion of the meeting.

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

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

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\*At this time, the meeting will be administered by the elected Chairman.

Motion to nominate and elect Vice-Chairman of the Authority was held over due to Commissioner Malgosh's absence.

Motion to nominate and elect James Van Sickle as Treasurer and Certifying Finance Officer of the Authority by D'Ambrosio seconded by Flach.

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

Motion to nominate and elect Geraldine Flach as Secretary of the Authority by D'Ambrosio seconded by Van Sickle.

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**• REVIEW OF MINUTES**

Motion by Van Sickle seconded by Flach to approve the Minutes and Executive Minutes for January 12, 2015.

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN:

NO: -0-

**• REPORTS AND DISCUSSION**

**CHAIRMAN**

Victor D'Ambrosio spoke on the following:

He thanked the Commissioners for their votes to re-elect him as Chairman of the MUA.

In general, he deferred to the professionals for updates on various items; however, he thanked everyone involved in the productive meeting between the Engineer, Commissioner Zofrea and North Haledon representatives concerning the North Haledon development and other issues. This preliminary meeting was an important step towards a successful outcome for all concerned. He advised that the Licensed Operator reviewed the Borough of Haledon's overtime reimbursement request and the MUA has requested additional information before making this payment.

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**ENGINEER**

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

He discussed the preliminary meeting with the representatives of North Haledon and the developer. Some of the items discussed were access easements, ownership of lines and hydrants, as well as potential improvements need to render service.

He prepared a report for the State DEP to address the notice of Operation Evaluation Level Exceedance at James Court. He explained that the main at James Court is oversized and regular flushing does not remove the sediment deposits. His recommendation is to do more enhanced flushing in May and if that is not successful, the MUA will have to take more aggressive efforts.

The new 2014 Water Improvement Project is in process. The project has been broken into two phases: (1) involving water mains and (2) installation and relocation of water meters. The permanent financing will take place in 2016 and interim financing will be needed in the spring to fund a summer contract award.

**ATTORNEY**

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

Discussion was held concerning the position of bond counsel since John G. Hudak, Esq. can no longer serve due to his judicial appointment. Since the other bond counsel proposals received by the MUA were not clear as to the compensation/fee schedule, it was recommended that a new notice for qualification statements for bond counsel be advertised for the MUA's consideration.

**AUDITOR**

Chuck Ferraioli did not attend meeting.

**LICENSED OPERATOR**

Angelo Passafaro did not attend meeting, however; submitted report, which is on file.

**• CORRESPONDENCE**

1. Law Office of John G. Hudak, ESQ./Bond Counsel Services
2. NJDEP/Proposed Amendments to the FFY2015 Drinking Water Priority System, Intended Use Plans
3. Notice of Hearing/920 Belmont Ave., North Haledon-February 12, 2015
4. NJDEP/Environment Review of Planning Documents

The listed Correspondence were reviewed and considered by the MUA Board.

Motion made by Van Sickle seconded by Flach to Accept and File Correspondence.

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

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**• COMMITTEE REPORTS AND DISCUSSION**

1. RULES AND REGULATION COMMITTEE- No report for this meeting. The Chairman is hopeful that this will be addressed in 2015.
2. INTRALOCAL SERVICE AGREEMENT NEGOTIATION COMMITTEE- The Chairman advised that a Draft Agreement has been prepared by counsel and will be discussed among the Board members in Executive Session.

**• OLD BUSINESS**

1. 59 Post Street, Haledon-Service Replacement-Still no communication from property owner. The Chairman will follow up by letter.
2. Water Connection Application/4 Ross Lane., North Haledon-Reviewed by Engineer and approved.
3. Water Connection Application/20 Manchester Ave., North Haledon-Reviewed by Engineer and approved.

**• NEW BUSINESS**

None.

**• PUBLIC COMMENT**

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

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

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

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

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

None.

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**REORGANIZATION RESOLUTIONS**

**2015-08      QUALIFICATION OF THE RESPONSES RECEIVED FOR ITS  
REQUEST FOR QUALIFIED PROFESSIONALS AND APPOINTMENT  
OF THE MANCHESTER UTILITIES AUTHORITY PROFESSIONALS  
FOR THE 2015 TERM**

Motion by \_\_\_\_\_ seconded by \_\_\_\_\_ to pass the Resolution 2015-08.

ROLL CALL VOTE

D'Ambrosio   Chowdhury   Malgosh        Flach                      Van Sickle      Zofrea

*Resolution #2015-08 was held until after discussion in Executive Session.*

**2015-09      ADOPTION OF THE OFFICIAL DEPOSITORIES OF MANCHESTER  
UTILITIES AUTHORITY FOR 2015**

Motion by Van Sickle seconded by Flach to pass the Resolution 2015-09.

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**2015-10      DESIGNATING DENISE WAHAD AS THE ASSISTANT SECRETARY  
AND CUSTODIAN OF RECORDS FOR THE MANCHESTER UTILITIES  
AUTHORITY**

Motion by Van Sickle seconded by Flach to pass the Resolution 2015-10.

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**2015-11      ADOPTION OF THE FORM OF RESOLUTION FOR USE WHEN AN  
EXECUTIVE SESSION OF THE MANCHESTER UTILITIES  
AUTHORITY IS NEEDED**

Motion by Van Sickle seconded Flach to pass the Resolution 2015-11.

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**2015-12      ADOPTION OF THE MEETING DATES OF THE MANCHESTER  
UTILITIES AUTHORITY**

Motion by Van Sickle seconded by Flach to pass the Resolution 2015-12.

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YES: D'Ambrosio, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

**2015-13        ADOPTION OF THE OFFICIAL NEWSPAPERS FOR  
                  THE MANCHESTER UTILITIES AUTHORITY FOR 2015**

Motion by Van Sickle seconded by Flach to pass the Resolution 2015-13.

YES: D'Ambrosio, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

**2015-14        ADOPTION OF THE OFFICIAL SIGNATORIES OF THE  
                  MANCHESTER UTILITIES AUTHORITY**

Motion by Flach seconded by Van Sickle to pass the Resolution 2015-14.

YES: D'Ambrosio, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

**2015-15        AUTHORIZATION TO ADOPT A CASH MANAGEMENT PLAN**

Motion by Van Sickle seconded by Flach to pass the Resolution 2015-15.

YES: D'Ambrosio, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

Motion by Van Sickle seconded by Flach to add Resolution #**2015-20** entitled "**RESOLUTION AUTHORIZING APPLICATON FOR A LOAN FROM THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE FINANACING PROGRAM**"

YES: D'Ambrosio, Flach, Van Sickle  
ABSTAIN: -0-  
NO: -0-

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

**2015-16        AUTHORIZATION TO APPROVE FOR PAYMENT THE WATER  
                  OPERATING BILLS AS SET FORTH IN THE WATER OPERATING  
                  BILLS LIST DATED FEBRUARY 19, 2015**

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- 2015-17 AUTHORIZATION TO APPROVE FOR PAYMENT THE MANCHESTER UTILITIES AUTHORITY ESCROW ACCOUNT BILLS LIST DATED FEBRUARY 19, 2015**
- 2015-18 AUTHORIZATION TO APPROVE FOR PAYMENT THE 2011 WATER SYSTEM IMPROVEMENT BILL AS SET FORTH IN THE 2011 WATER SYSTEM IMPROVEMENT BILLS LIST DATED FEBRUARY 19, 2015**
- 2015-19 AUTHORIZATION TO APPROVE CONTRACT CHANGE ORDER MODIFICATION NO. CO-004 FOR PROJECT NOS. 163001-012 & 163001-013: FORMER FILTRATION PLANT AND HIGH SERVICE RESERVOIR IMPROVEMENTS**
- 2015-20 RESOLUTION AUTHORIZING APPLICATION FOR A LOAN FROM THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE FINANCING PROGRAM**

Motion by Van Sickle seconded by Flach to pass Resolutions by Consent as Amended.

YES: D'Ambrosio, 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:

- CONTRACT NEGOTIATIONS- Bond Counsel Fee Proposals

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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

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: 8:53PM**

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

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

**TIME: 9:06PM**

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

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

Motion by Van Sickle seconded by Flach to pass the Resolution **2015-08** entitled **“QUALIFICATION OF THE RESPONSES RECEIVED FOR ITS REQUEST FOR QUALIFIED PROFESSIONALS AND APPOINTMENT OF THE MANCHESTER UTILITIES AUTHORITY PROFESSIONALS FOR THE 2015 TERM”** with amendments

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

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**• MEETING ADJOURNED**

**TIME 9:09PM**

Motion made Van Sickle seconded by Flach to adjourn meeting.

YES: D'Ambrosio, Flach, Van Sickle

ABSTAIN: -0-

NO: -0-

Respectfully Submitted,  
Denise Wahad  
Recording Secretary

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