

**MANCHESTER UTILITIES AUTHORITY
MONTHLY MEETING DECEMBER 12, 2011
HALEDON MUNICIPAL COMPLEX –HALEDON, NJ
7:30 P.M.**

TIME: 7:30PM

• 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 AND THE RECORD ON FEBRUARY 25, 2011 AND THE HAWTHORNE PRESS ON MARCH 1, 2011. THIS NOTICE WAS ALSO POSTED ON THE BULLETIN BOARD AT THE MUNICIPAL BUILDING ON FEBRUARY 25, 2011 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, Malgosh, Van Sickle

Absent: Jones, Zofrea

Other notable attendees: Casey Anne Cordes, Esq. & Chuck Ferraioli, CPA

**• PUBLIC HEARING- 2012 CONNECTION FEE INCREASE
2012 RATE INCREASE AND SENIOR DISCOUNT
2012 BUDGET**

The Chairman explained that the Hearings for the 2012 Connection Fee Increase, Rate Increase, and Implementation of the Senior Citizen Discount Program will be held over to next meeting since the statutory notice requirements were not met for these hearings. The 2012 Budget Hearing would proceed since the statutory notice requirements do not apply to this hearing.

Motion by Van Sickle seconded by Chowdhury to open the public hearing for discussion and approval of the 2012 Budget.

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

ABSTAIN:

No Member of the Public appeared for comment.

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Motion by Van Sickle seconded by Chowdhury to close the public hearing.

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

ABSTAIN:

• REPORTS AND DISCUSSION

CHAIRMAN

Spoke on the following:

He attended the Exit Conference with FEMA representatives for the work on the bridge, which will be paid by FEMA. These services will be provided by the emergency contractor at a cost of \$7,500.00. Again FEMA will pay this cost and it will result in a savings to ratepayers.

He was notified that there was a pump breakdown. An update will be forthcoming.

He received a proposal tonight from Malcolm Pirnie concerning their costs associated with the NJEIT application. The proposal will be reviewed for the next meeting.

TREASURER

No report at this time.

ENGINEER

Not present.

ATTORNEY

Casey Anne Cordes submitted report and is on file.

AUDITOR

Spoke on the following:

After reviewing the MUA’s collection through November 30, 2011, the MUA will only need an additional \$114,000.00 in order to meet its 2011 Budget, which is anticipated. The Auditor commended the MUA for making great strides with its finances.

The Temporary Note that was taken early this year will be paid down by \$500,000.00, leaving a balance of \$500,000.00 remaining.

John Hudak, Esq., Bond Counsel is working on filing the documentation for the MUA to receive the benefit of the Bonds of America refund. The Chairman indicated that he would follow up with Mr. Hudak as to his efforts.

• CORRESPONDENCE

1. Amendment No. 1 to Intralocal Service Agreement request
2. Passaic Valley Water Commission Letter/ Wholesale Rate Increase
3. North Haledon Pre-Construction Meeting Notice/School Street Improvements
4. Borough of Haledon/Notice of Public-350 Belmont Ave, Haledon

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

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

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

ABSTAIN:

NO: -0

• COMMITTEE REPORTS AND DISCUSSION

RULES AND REGULATION COMMITTEE- No report.

LITIGATION COMMITTEE- Discussed in Executive Session.

• OLD BUSINESS

1. Water System Connection Application/965 Belmont Ave., NH-MUA is awaiting information.

• NEW BUSINESS

1. 2012 Introduced Budget and Supplemental Schedules – Discussed above.
2. Request for Qualifications – Proposed Request was distributed and discussed.

Motion made by Van Sickle seconded by Malgosh to approve of the form of the 2012 Request for Qualifications.

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

ABSTAIN:

NO: -0-

3. 350 Belmont Avenue, Haledon/Water Connection Application – This application was just presented to the Planning Board so the MUA is awaiting information.

• PUBLIC COMMENT

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

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

ABSTAIN:

NO: -0-

Mary Mayer, 635 Belmont Ave., Haledon

She questioned whether the Borough of Haledon or MUA owned a truck.

She asked if the MUA owned certain equipment.

She said that this truck was garaged in North Haledon and believed that everything should be centralized to save on the expense of gas.

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Motion made by Van Sickle seconded by Malgosh to close the public hearing.

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

ABSTAIN:

NO: -0

MUA COMMISSIONERS RESPONSES TO PUBLIC COMMENT/INQUIRIES

Commissioner Van Sickle identified the vehicle at issue as the truck at the old filter plant. Chairman D’Ambrosio stated that the MUA owns two trucks and some equipment that are used for MUA purposes.

RESOLUTIONS TO BE PASSED BY CONSENT

2011-63 AUTHORIZATION TO APPROVE FOR PAYMENT THE WATER OPERATING BILLS AS SET FORTH IN THE WATER OPERATING BILLS LIST DATED DECEMBER 12, 2011

2011-64 AUTHORIZATION TO APPROVE FOR PAYMENT THE NJEIT 2008 WATER MAIN IMPROVEMENTS PROJECT BILLS AS SET FORTH IN THE NJEIT 2008 WATER MAIN IMPROVEMENTS PROJECT BILLS LIST DATED DECEMBER 12, 2011

2011-65 RESOLUTION AUTHORIZING THE ISSUANCE OF “AUTHORITY TEMPORARY FUNDING NOTES” OF THE MANCHESTER UTILITIES AUTHORITY

2011-66 ADOPTION OF THE 2012 CONNECTION FEE OF THE MANCHESTER UTILITIES AUTHORITY- HELD OVER

2011-67 ADOPTION OF THE 2012 RATE INCREASE OF THE MANCHESTER UTILITIES AUTHORITY- HELD OVER

Motion made by Van Sickle seconded by Malgosh to pass Resolutions 2011-63 thru 2011-65 by Consent.

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

ABSTAIN:

NO: -0-

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**• 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. LEGAL – Volpe v. MUA, et al. – Litigation Update
- B. LEGAL – APS v. MUA, et al. – Litigation Update

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 8:00PM

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

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

ABSTAIN:

NO: -0-

TIME: 8:32PM

Motion by Van Sickle seconded by Malgosh to reconvene the regular meeting.

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

ABSTAIN:

NO: -0-

No formal action was taken as a result of Executive Session discussions.

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• MEETING ADJOURNED

TIME: 8:33 PM

Motion made Van Sickle seconded by Malgosh to adjourn meeting.

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

ABSTAIN:

NO: -0-

Respectfully Submitted,

Denise Wahad
Recording Secretary

12/12/11