

TIME: 7:35PM

• 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 FEBRUARY 13, 2013. THIS NOTICE WAS ALSO POSTED ON THE BULLETIN BOARD AT THE MUNICIPAL BUILDING ON FEBRUARY 13, 2013 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: Zofrea

Other notable attendees: Casey Cordes, Attorney
Chuck Ferraioli, Auditor
Gary Spiesbach, Engineer
Justin Mahon, Engineer
Angelo Passafaro, LO

REVIEW OF MINUTES:

Motion by Van Sickle seconded by Chowdhury to approve the Minutes and Executive Session Minutes for February 11, 2013.

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

ABSTAIN: -0-

NO: -0-

• REPORTS AND DISCUSSION

CHAIRMAN

Victor D'Ambrosio spoke on the following:

He was approached by Franklin Lakes to potentially put a cell tower near the filter plant and talks are ongoing.

03/11/13

We received three price quotes for a new computer for the filter plant office. He suggests purchasing the mid-grade computer at a cost of \$710.00.

The Mayor of Haledon suggested that the MUA consider implementing an on-line payment system. Generally, there is a 1-2% fee associated with this service that is paid by the users. He will research this option and return to the Board with more information. As per the Auditor, this system would likely help with cash flow. If it is a more convenient service, the MUA should consider doing it.

He thanked Commissioner Van Sickle for his efforts to obtain State-bid price quotes for the trucks that a needed by the MUA. The two trucks that they had were a 1992 and 1997, one was in an accident and the other is inoperable). The total cost of the two trucks will be approximately \$66,000.00.

He received a request for a connection fee adjustment, which will be addressed with the user, Engineer, and Auditor.

ENGINEER

Justin Mahon submitted report and is on file.

He advised that the 2014 Projects should be done as soon as possible but interim financing would need to be obtained.

He stated that the 2011 Project will also need interim financing for the Contractor's April payment as well as the outstanding balance owed to Malcolm Pirnie for engineering costs.

ATTORNEY

Casey Anne Cordes submitted report and is on file.

AUDITOR

Chuck Ferraioli explained that in order to obtain interim financing for the 2014 Projects, the list of projects must be sent to the State in May of 2013 and the contracts for the projects must be awarded.

As for the 2011 Project, the final loan documents will be sent on April 19 and the Bond closing shall take place on May 27. Based upon these dates, interim financing is needed and a Resolution has been presented to add to the Agenda tonight to accomplish this financing.

As of February, the receivables are down by approximately \$16,000.00 from this time last year; however, there is still a substantial amount of receivables that need to be reviewed and retrieved.

LICENSED OPERATOR

Angelo Passafaro submitted report and is on file.

• CORRESPONDENCE

1. 2011 WSI/MUA Letter-Notice of Award
2. NJEIT Loan Application-Project Bypass
3. USDA Partial Payment Request No. 34
4. MP Letter/NJEIT Request for NJDEP Concurrence-Project No. 1603001-006

03/11/13

5. MP Transmittal to Borough of Haledon-Water Distribution System
6. Public Hearing/Borough of Haledon-Open Space Grant Application-Tilt Street Spring
7. Public Hearing/Prospect Park- Open Space Grant Application- Struyk Ave. Extension Phase II Resurfacing
8. Public Hearing/ New Jersey Clean Water Council-Adapting Water Infrastructure to the “New Normal”

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

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

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

ABSTAIN: -0-

NO: -0

• COMMITTEE REPORTS AND DISCUSSION

RULES AND REGULATION COMMITTEE- No report for this meeting; however, it is the Board's intention to work on these once the 2011 Project is underway.

• OLD BUSINESS

1. Water Connection Application-Acquakanonk Village 1 Lupton Lane, Haledon- Approved with Certain Conditions.
2. Water Connection Application-350 Belmont Avenue, Haledon- MUA is still waiting for information from the Applicant.
3. New Truck Quote - Commissioner Van Sickle wishes to review the numbers more thoroughly because he believes that certain costs should be included. However, authority is requested to take action on this expenditure prior to next meeting.

• NEW BUSINESS

1. Price Quote for New Computer- Discussed under Chairman's Report.

• PUBLIC COMMENT

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

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

ABSTAIN: -0-

NO: -0-

Mrs. Mayer made the following comments:

1. She likes the new water bill format.
2. She asked if the MUA owns the cell tower property and if so, will the MUA receive rental charges from this arrangement?

03/11/13

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

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

ABSTAIN: -0-

NO: -0

MUA COMMISSIONERS RESPONSES TO PUBLIC COMMENT/INQUIRIES

Chairman D'Ambrosio advised that Joanne, the MUA Water Clerk is to thank for the new bill format. He also explained that the MUA has a permanent easement for the filter plant for its water operations. The Borough of Franklin Lakes owns the property. The cell tower arrangement would require the MUA to relinquish some of its permanent easement rights, which would need to be compensated in some form. However, the discussions are very preliminary.

Motion made by Van Sickle seconded by Malgosh to add and amend the Resolutions to be Passed by Consent to include #2013-24; 2013-25; and 2013-26.

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

ABSTAIN: -0-

NO: -0-

RESOLUTIONS TO BE PASSED BY CONSENT

2013-20 RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF LOAN AGREEMENTS TO BE EXECUTED BY THE MANCHESTER UTILITIES AUTHORITY AND EACH OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND THE STATE OF NEW JERSEY, ACTING BY AND THROUGH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, AND FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT AND A CONTINUING DISCLOSURE AGREEMENT, ALL PURSUANT TO THE 2013 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM

2013-21 AUTHORIZATION TO APPROVE FOR PAYMENT THE WATER OPERATING BILLS AS SET FORTH IN THE WATER OPERATING BILLS LIST DATED MARCH 11, 2013

2013-22 AUTHORIZATION TO APPROVE FOR PAYMENT THE USDA 2-2 BILLS AS SET FORTH IN THE USDA 2-2 BILLS LIST DATED MARCH 11, 2013

2013-23 APROVE WATER CONNECTION FOR ACQUAKANONK VILLAGE- 1 LUPTON LANE, HALEDON

03/11/13

2013-24 RESOLUTION OF THE MANCHESTER UTILITIES AUTHORITY, DETERMINING THE FORM AND OTHER DETAILS OF ITS “NOTE RELATING TO THE INTERIM FINANCING 2013 TRUST LOAN PROGRAM OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST”, TO BE ISSUED IN THE PRINCIPAL AMOUNT OF UP TO \$3,000,000, AND PROVIDING FOR THE ISSUANCE AND SALE OF SUCH NOTE TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH NOTE BY THE MANCHESTER UTILITIES AUTHORITY IN FAVOR OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST, ALL PURSUANT TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST INTERIM FINANCING 2013 TRUST LOAN PROGRAM.

2013-25 AUTHORIZATION TO PURCHASE COMPUTER SYSTEM FOR AN AMOUNT NOT TO EXCEED \$710.00

2013-26 AUTHORIZATION FOR COMMISSIONER VAN SICKLE AND ANGELO PASSAFARO TO PURCHASE TWO TRUCKS FOR THE MUA IN AN AMOUNT NOT TO EXCEED \$65,000.00

Motion made by Van Sickle seconded by Chowdhury to pass Resolution by Consent as Amended.

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

ABSTAIN: -0-

NO: -0-

Motion made by Van Sickle seconded by Chowdhury to have Malcolm Pirnie re-advertise the Three (3) 2014 Projects.

YES: D’Ambrosio, Chowdhury, Malgosh, 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

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: 8:30PM

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

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

ABSTAIN: -0-

NO: -0-

TIME: 8:46PM

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

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

ABSTAIN: -0-

NO: -0-

• MEETING ADJOURNED

TIME: 8:46PM

Motion made Van Sickle seconded by Chowdhury to adjourn meeting.

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

ABSTAIN: -0-

NO: -0-

Respectfully Submitted,

Denise Wahad, Recording Secretary

03/11/13