

**MANCHESTER UTILITIES AUTHORITY
MONTHLY MEETING APRIL 9, 2012
HALEDON MUNICIPAL COMPLEX –HALEDON, NJ
7:30 P.M.**

TIME: 7:34PM

• 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 24, 2012. THIS NOTICE WAS ALSO POSTED ON THE BULLETIN BOARD AT THE MUNICIPAL BUILDING ON FEBRUARY 24, 2012 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: Malgosh, Van Sickle, Zofrea

Absent: D'Ambrosio, Chowdhury, Jones

Commissioner Van Sickle presided over the Meeting.

Other notable attendees: Casey Anne Cordes, Esq.
Justin Mahon, Malcolm Pirnie/ARCADIS
Gerry Spiesbach, P.E., Malcolm Pirnie/ARCADIS

• REPORTS AND DISCUSSION

CHAIRMAN

Victor D'Ambrosio did not attend meeting.

No Chairman Report was filed.

ENGINEER

Justin Mahon submitted report and is on file.

ATTORNEY

Casey Anne Cordes submitted report and is on file.

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AUDITOR

Chuck Fierraioli did not attend meeting.

• **CORRESPONDENCE**

1. MP/2011 Water System Improvements NH Coordination Agenda
2. USDA Outlay Report and Request #31
3. Bond Counsel Letter to Bank of New York/Arbitrage Rebate
4. Letter to Joint Insurance Fund/JIF
5. NH Zoning Board/75 Highland Road NH
6. NH Zoning Board/60 Chalmers Ave. NH
7. NJEIT/Participation in Trust's 2010 Financing Program-CD closing documents
8. NJDEP/ NJEIT Review of Application
9. County of Passaic/Notification Letter
10. DEP/Licensed Operator DEP-065 Form
11. MP/Borough of Haledon-Notification of Leak Detection Survey Work
12. NJDEP/Submission of OEO-002 & Contractor's Procurement Activity

The listed Correspondence were reviewed and accepted by the MUA Board.
Motion made by Zofrea seconded by Malgosh to Accept and File Correspondence.

YES: Malgosh, Van Sickle, Zofrea

ABSTAIN:

NO: -0

• **COMMITTEE REPORTS AND DISCUSSION**

RULES AND REGULATION COMMITTEE- No report.

LITIGATION COMMITTEE- Discussed in Executive Session, if any.

• **OLD BUSINESS**

1. Licensed Operator Position-Discussed in Executive Session.
2. Water System Connection Application/955 Belmont Ave., NH-HOLD awaiting info.
3. 447 Belmont Ave./Water Connection Application & Request for temp. water service
4. Water Connection Application/Acquakanonk Village II-HOLD awaiting info.

Motion made by Malgosh seconded by Zofrea to approve, item #3 above, temporary water service and to attach a meter to the value to bill cost of temporary service. The connection fee issue shall be held until next meeting for discussion with consultation with Auditor.

YES: Malgosh, Van Sickle, Zofrea

ABSTAIN:

NO: -0

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• **NEW BUSINESS**

1. Auditor/Bank Certification – signatures needed.

• **PUBLIC COMMENT**

Motion made by Zofrea seconded by Malgosh to open public hearing.

YES: Malgosh, Van Sickle, Zofrea

ABSTAIN:

NO: -0-

Fausto Mancero- 48 Kasouth Street, Haledon NJ

Ref: Acquakanonk Village Water Connection Application Fee

Mr. Mancero is requesting to be excluded from being charge a Water Connection Fee per unit.

He is building an eighteen (18) unit residential apartment building.

He states that he has built 20 other jobs and has never paid such a high water connection fee.

He states that in 2000 he built a 2 family and only paid one connection fee.

Motion made by Malgosh seconded by Zofrea to close the public hearing.

YES: Malgosh, Van Sickle, Zofrea

ABSTAIN:

NO: -0

MUA COMMISSIONERS RESPONSES TO PUBLIC COMMENT/INQUIRIES

Although Auditor is not present, a lengthy discussion and explanation of the connection fee charges takes place.

The user has not paid his escrow for the MUA's professionals to review this application and until he does so, final evaluations cannot be completed.

RESOLUTIONS TO BE PASSED BY CONSENT

**2012-23 AUTHORIZATION TO APPROVE FOR PAYMENT THE WATER
OPERATING BILLS AS SET FORTH IN THE WATER OPERATING
BILLS LIST DATED APRIL 9, 2012-REVISED AMOUNT**

**2012-24 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 APRIL 9, 2012**

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**2012-25 RESOLUTION OF THE MANCHESTER UTILITIES AUTHORITY
AUTHORIZING THE MAKING OF AN APPLICATION TO THE LOCAL
FINANCE BOARD PURSUANT TO N.J.S.A. 40A:5A-6**

Motion made by Zofrea seconded by Malgosh to pass Resolution by Consent with adjustment to Water Operating Bills List 2012-23.

YES: Malgosh, Van Sickle, Zofrea

ABSTAIN:

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. LEGAL
- B. 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.

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TIME: 8:15PM

Motion by Malgosh seconded by Zofrea to go into executive session as indicated above.

YES: Malgosh, Van Sickle, Zofrea

ABSTAIN:

NO: -0-

TIME: 8:36PM

Motion by Zofrea seconded by Malgosh to reconvene the regular meeting.

YES: Malgosh, Van Sickle, Zofrea

ABSTAIN:

NO: -0-

• MEETING ADJOURNED

TIME: 8:37 PM

Motion made Malgosh seconded by Zofrea to adjourn meeting.

YES: Malgosh, Van Sickle, Zofrea

ABSTAIN:

NO: -0-

Respectfully Submitted,

Denise Wahad
Recording Secretary

04/09/12