

**MANCHESTER UTILITIES AUTHORITY
MONTHLY MEETING MAY 7, 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 AND THE RECORD APRIL 30, 2012. THIS NOTICE WAS ALSO POSTED ON THE BULLETIN BOARD AT THE MUNICIPAL BUILDING ON APRIL 30, 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: D'Ambrosio, Malgosh, Chowdhury, Van Sickle, Zofrea

Absent: Jones

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

• REVIEW OF MINUTES:

Motion by Van Sickle seconded by Zofrea to approve the Minutes and Executive Session Minutes for February 13, 2012, March 12, 2012 and April 9, 2012.

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

ABSTAIN: D'Ambrosio for the meeting of April 9, 2012

NO: -0-

March 10, 2009 and April 6, 2009 held pending quorum.

• REPORTS AND DISCUSSION

CHAIRMAN

Victor D'Ambrosio spoke on the following:

05/07/12

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Went out for 2nd Bid on Emergency Service/Repair Contractor. Bids were properly advertized and received; however, the bids must be reviewed by the MUA's professionals for sufficiency requirements and the award will be considered at the next meeting.

Hydrant Flushing will run longer than 05/04/12 due to flow testing, repairs and color coding for flow capacity.

There is a USDA grant in the approximate amount of \$117,000 that needs to be allocated and spent. Justin Mahon will advise and provide direction on this matter.

The Management Letter for the 2011 Audit is in process.

Professionals are working on Temporary Financing for the upcoming improvement project.

One of the MUA's trucks may be totaled due to it being involved in a traffic accident.

ENGINEER

Justin Mahon submitted report and is on file.

There is approximately \$100,000-\$110,000 available in USDA grant funds. The professionals will have a conference call to discuss the plan to spend these monies. However, some possibilities are having the Emergency Service/Repair Contractor (once approved) do certain needed hydrant valve work or possibly purchasing equipment and/or a new truck.

The scope of the Engineering services for the upcoming project has changed with increases in surveying and other costs. Accordingly, a written request was submitted to increase the contract amount by \$20,000.

Motion made by Van Sickle and seconded by Chowdhury to approve Malcolm Pirnie/ARCADIS Amendment #1 to increase their service contract for an amount not to exceed \$20,000.

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

ABSTAIN:

NO: -0

ATTORNEY

Casey Anne Cordes submitted report and is on file.

AUDITOR

Chuck Fierraioli did not attend meeting; however, the Chairman indicated that the Auditor has advised him that revenues are up from last year at this time.

LICENSED OPERATOR

Angelo Passafaro did not attend meeting. Report was submitted and read by Chairman.

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• **CORRESPONDENCE**

1. DEP/ 2011 WMI Review of Design Documents
2. NJDEP Press Release
3. Passaic County Sheriff's Office/Off-Duty Traffic Control and Security Services
4. USDA-2 Outlay Request #31
5. NH Zoning Application/Ordinance to Amend Chapter 180 Zoning Code
6. NH Zoning Board Application/75 Highland Road, NH
7. PP Notice of Hearing/Hofstra Park, PP
8. ARCADIS/Correspondence

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

• **COMMITTEE REPORTS AND DISCUSSION**

RULES AND REGULATION COMMITTEE- To complete by end of year
LITIGATION COMMITTEE- Discussed in Executive Session

• **OLD BUSINESS**

1. Water System Connection Application/955 Belmont Ave., NH-HOLD awaiting info.
2. 447 Belmont Ave./Water Connection Application & Request for temp. water service
3. Water Connection Application/Acquakanonk Village II-HOLD awaiting info.

• **NEW BUSINESS**

1. 2011 Improvement Project Design Amendment No. 1 (Passed in above Motion under Engineering Report)

• **PUBLIC COMMENT**

Motion made by Van Sickle seconded by Chowdhury to open public hearing.
YES: D'Ambrosio, Chowdhury, Malgosh, Van Sickle, Zofrea
ABSTAIN:
NO: -0-

No public present

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

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

ABSTAIN:

NO: -0

MUA COMMISSIONERS RESPONSES TO PUBLIC COMMENT/INQUIRIES

None

RESOLUTIONS TO BE PASSED BY CONSENT

**2012-26 AUTHORIZATION TO APPROVE FOR PAYMENT THE WATER
OPERATING BILLS AS SET FORTH IN THE WATER OPERATING
BILLS LIST DATED MAY 7, 2012**

**2012-27 AUTHORIZATION TO APPROVE FOR PAYMENT THE USDA 2-2
BILLS AS SET FORTH IN THE USDA 2-2 BILLS LIST DATED MAY 7,
2012**

**2012-28 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 MAY 7, 2012**

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

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

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 – Update on the matter of APS v. MUA, et al.
- B. CONTRACT NEGOTIATIONS – Filter Plant Easement discussion.

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: 8:05PM

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

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

ABSTAIN:

TIME: 8:50PM

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

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

ABSTAIN:

NO: -0-

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• MEETING ADJOURNED

TIME: 8:51PM

Motion made Malgosh seconded by Zofrea to adjourn meeting.

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

ABSTAIN:

NO: -0-

Respectfully Submitted,

Denise Wahad
Recording Secretary

05/07/12